

Detroit Edison

Real Estate and Rights of Way

Joint Underground Residential Distribution Right of Way Agreement

St. Clair Twp P.C. 306

December 21, 1989

For good and valuable consideration of system betterment, the undersigned hereby grant and convey to THE DETROIT EDISON COMPANY, a Michigan corporation of 2000 Second Avenue, Detroit, Michigan, MICHIGAN BELL TELEPHONE COMPANY, a Michigan corporation of 444 Michigan Avenue, Detroit, Michigan and Harron Cable TV, a Michigan corporation of 55800 New Haven Rd, New Haven, MI 48048 hereinafter referred to collectively as "GRANTEE", the right to erect, lay, maintain, reconstruct, add to and replace underground facilities consisting of wires, cables, conduits, fixtures and appurtenances including the necessary above ground equipment, connections, poles and accessories required in, under, upon, over and across the property located in the City of St. Clair, County of St. Clair, State of Michigan, and more particularly described on the attached Appendix "A"; with the full right to the GRANTEE of ingress and egress upon said property for the purposes of this grant, and the further right to trim, cut down or otherwise control brush and trees within the right of way herein described.

Said right of way shall be 10 feet in width unless otherwise indicated and the route is described as follows:

As shown on attached drawing, which is only preliminary and approximate. The exact location of said easement will be shown on a drawing to be recorded at a later date.

Marion Sargent CLERK-REGISTER ST. CLAIR COUNTY Received For Record

MAR 13 1992 56 Liber 1264 Page 112 Time 11:00 AM DEPUTY

In order to provide for the proper maintenance and protection of GRANTEE, the undersigned covenant and agree that:

- 1. The right of way will be graded to within four inches of final grade before the GRANTEE'S lines are installed and this ground elevation must be maintained after installation of utilities to avoid the pooling of water in, on or around GRANTEE'S above ground equipment.
2. No buildings or structures other than GRANTEE'S equipment are to be placed within the right of way herein granted. No excavation is to be permitted within said right of way without approval of GRANTEE.
3. No shrubs or foliage shall be planted or grown within eight feet of the front door of transformers or switching cabinet enclosures. GRANTEE shall not be responsible to owners for damages to or removal of trees or plant life planted in front of said door or within the right of way causing an interference with GRANTEE'S maintenance of their equipment.
4. If the lines or facilities of GRANTEE are damaged by the acts of owners, their agents, employes or contractors, repairs shall be made by the granting company so damaged at the cost and expense of owners. Owners are defined as those persons owning the property at the time the damage occurred.

RECORDED RIGHT OF WAY NO. 43025

THIS GRANT is declared to be binding upon the heirs, successors, lessees, licensees and assigns of the parties hereto.

IN WITNESS WHEREOF, the undersigned have hereunto set their hand(s) on the date of this agreement.

0636A000 03/13/92 DEED# 11.0003\*\*

Witnesses:

Grantors:

Active Homes Corporation, a Division of Active Tool & Manufacturing Co., Inc., a Michigan corporation

Joy Blake

Henry R. Drettmann, Vice President

Randy Patrick

Prepared by: Richard F. Collins 600 Grand River Ave. Port Huron, MI 48060

Address: 32915 Gratiot Roseville, MI 48066

Appendix "A"

Norby-St. Clair Subdivision  
City of St. Clair, St. Clair Co.

Lots 1 through 5, Norby-St. Clair Subdivision, according to the plat thereof as recorded in Liber 58 of Plats, Page 6, St. Clair County Register of Deeds Office.

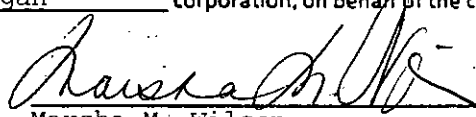
Acknowledgement-Corporation

STATE OF MICHIGAN

County of Macomb )ss  
for St. Clair County

On this 21st day of December, 1989, the foregoing instrument was acknowledged before me, a notary public in and for said county, by Henry A. Drettmann

whose title(s) is/are Vice President  
ACTIVE HOMES CORP., a Div. of  
of Active Tool & Mfg. Co., Inc., a Michigan corporation, on behalf of the corporation.

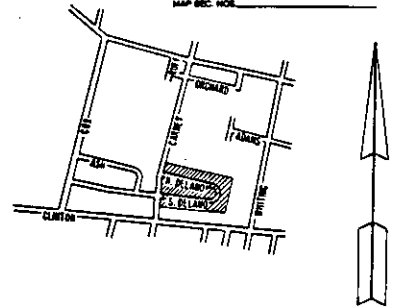
  
\_\_\_\_\_  
Marsha M. Wilson,  
Notary Public, Macomb County, Michigan  
for St. Clair County

My commission expires July 21, 1992

RECORDED RIGHT OF WAY NO. 1305

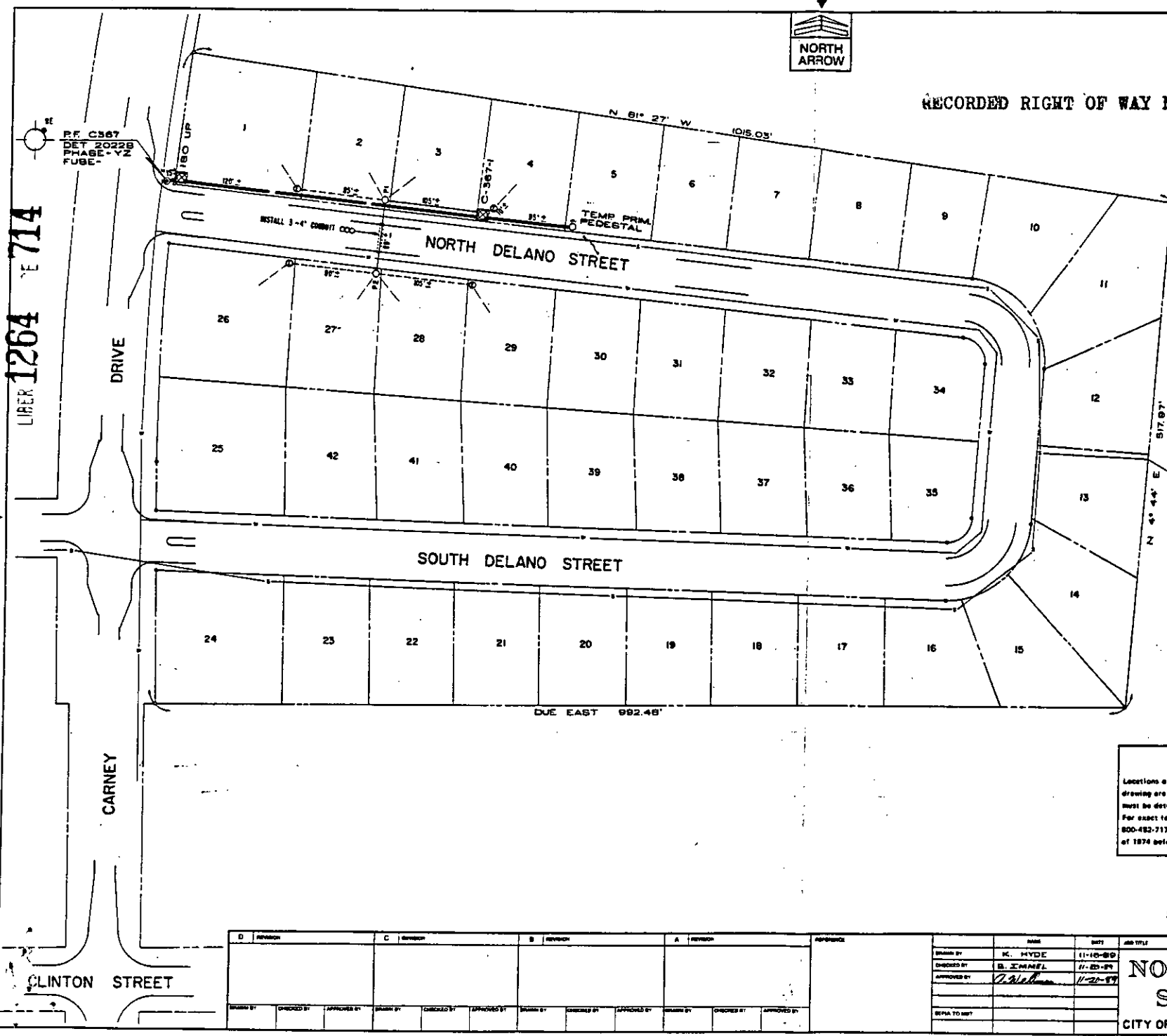


LOCATION SKETCH  
MAP SEC. NO.



RECORDED RIGHT OF WAY NO. 43025

LINER 1264 E 714



**TRANSFORMER DATA**

U.D.T. NO.	SIZE	ED. STK. NO.
180-UP	250KVA	66-0569
C-367-1	50KVA	66-1152

TRANSFORMER SPEC. \_\_\_\_\_  
 PEDESTAL AMOUNT 2 - SEC. SPEC. \_\_\_\_\_  
 TEMPORARY CABLE MARKERS AMOUNT 5 SPEC. \_\_\_\_\_  
 SECONDARY CONNECTION BOX AMOUNT \_\_\_\_\_ SPEC. \_\_\_\_\_

**CODE**

- ⊕ TEMPORARY SECONDARY PEDESTAL/TEMPORARY CABLE MARKER
- ⊖ OFF DEAD FRONT TYPE
- ⊖ OFF SWITCHING—LIVE FRONT TYPE
- ⊖ OFF SWITCHING—LIVE FRONT TYPE
- ⊖ DIRECTION OF TRANSFORMER DOOR OPENING
- ⊖ SECONDARY PEDESTAL
- ⊖ SECONDARY CONNECTION BOX
- ⊖ CABLE POLE
- ⊖ PRIMARY SWITCH CABINET
- ⊖ SURGED PRIMARY CABLE—ALL VOLTAGES
- ⊖ SURGED SECONDARY CABLE
- ⊖ SURGED SECONDARY SERVICE CABLE
- ⊖ DETROIT EDISON TRENCH ONLY
- ⊖ TELEPHONE TRENCH ONLY
- ⊖ SEWER
- ⊖ WATER
- ⊖ GAS
- ⊖ PREPARED CONDUIT
- ⊖ SEP COIN CABINET

**NOTE:**  
METER SHALL BE LOCATED IN SHADED AREA CLOSEST TO D.E.D. SOURCE.



**CABLE SUMMARY**

ITEM #	DESCRIPTION	EST. LENGTH	EST. COST
1	EDU. SC = 1 1/2 KV	7030M	455' 2"
2	APP. 20M x 140 800 V.	71000M	225' 2"
3	80 AL. 800 V.	71500M	285' 2"
4	EDU. 15 x 2 1/2 CL. 8V	7030M	55' 2"

**TRENCH SUMMARY**

JOINT USE	LENGTH
D.E. ONLY	725' 2"
TEL. ONLY	
GAS ONLY	
OTHERS	
<b>TOTAL</b>	<b>725' 2"</b>

CITY: TED DUFFINNEY PHONE NO. 894-9248

**NOTICE**

Locations of underground facilities on this drawing are only approximations. Exact locations must be determined by the UTILITY COMPANIES. For exact locations, telephone MISS DIG on 800-432-7171 as required by Public Act 53 of 1974 before doing any power excavating.

**GENERAL NOTES**

TRENCHING TO BE DONE BY D.E. CO.  
 TRENCH AND CABLE LENGTHS ARE APPROXIMATE.  
 SEE SECTION 86 (5) LINE CONSTRUCTION STANDARDS FOR TRANS. MAT. DETAILS.  
 SEE PAGE 83-11 (S.I.M.) DETAIL " " FOR ENTRANCE POINT DETAILS (APPL. ONLY).  
 SEE SECTION 82 (4) LINE CONSTRUCTION STANDARDS FOR PLACEMENT OF CABLES, TRANSFORMERS AND PEDESTALS (BUDS ONLY).  
 D.E. SERVICE PLANNER BRIAN JENSEN 894-6715  
 TEL. CO. BERT DUNFORD 894-7018  
 GAS CO. BOB STRAUSS 749-9561  
 OTHERS \_\_\_\_\_

DIMENSIONS INDICATED BY OUR CENTERLINE ARE IN WIDTH UNLESS OTHERWISE NOTED

**PERMITS REQUIRED**

START DATE \_\_\_\_\_ CITY OF \_\_\_\_\_ COUNTY \_\_\_\_\_ NOTIFICATION TO \_\_\_\_\_  
 STATE  YES  NO

D	C	B	A	APPROVED

NAME	DATE	JOB TITLE
DESIGNED BY: <u>K. HYDE</u>	<u>11-10-89</u>	
CHECKED BY: <u>B. JENSEN</u>	<u>11-20-89</u>	
APPROVED BY: <u>[Signature]</u>	<u>11-20-89</u>	

**NORBY ST. CLAIR SUBDIVISION**

CITY OF ST. CLAIR COUNTY OF ST. CLAIR

SCALE: 1" = 50'

NUMBER OF SHEETS: 8 SHEET NO. 4-8

DATE: \_\_\_\_\_

D.C. 6792 REMER 4.8

DATE: \_\_\_\_\_

NO. 79630