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RIGHT OF WAY FILE #

R43169

GRANTOR NAME

[Empty grid for Grantor Name]

[Empty grid for Street Address]

STREET ADDRESS

[Empty grid for Street Address]

[Empty grid for City/Town]

CITY/TOWN

ZIP CODE

[Empty grid for ZIP Code]

ST

[Empty grid for Street Type]

EASEMENT DESCRIPTION

6

AGREEMENT DATE

[Empty grid for Agreement Date]

AGREEMENT TYPE

[Empty grid for Agreement Type]

R

P

C

LIBER #

[Empty grid for Liber #]

PAGE #

[Empty grid for Page #]

DRAWING R/W #

[Empty grid for Drawing R/W #]

PVT CL#

[Empty grid for PVT CL#]

SECTION

[Empty grid for Section]

QUARTER SECTION 3

[Empty grid for Quarter Section 3]

1/4

1/2

QUARTER SECTION 2

[Empty grid for Quarter Section 2]

1/4

1/2

QUARTER SECTION 1

[Empty grid for Quarter Section 1]

1/4

1/2

TOWNSHIP

[Empty grid for Township]

COUNTY

[Empty grid for County]

RTE OF LINE

[Empty grid for RTE of Line]

N/S E/W B

TOWNSHIP RANGE

[Empty grid for Township Range]

DIVISION CODE

[Empty grid for Division Code]

A D M O T W

SUBDIVISION NAME

[Empty grid for Subdivision Name]

OUT LOT

[Empty grid for Out Lot]

EAST OF

[Empty grid for East of]

BLOCK #1

[Empty grid for Block #1]

WEST OF

[Empty grid for West of]

LOT #1

[Empty grid for Lot #1]

NORTH OF

[Empty grid for North of]

BLOCK #2

[Empty grid for Block #2]

SOUTH OF

[Empty grid for South of]

LOT #2

[Empty grid for Lot #2]

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Detroit Edison

LIBER 05474PG457

5-
B727083

LIBER 05589PG958

B775123

**UNDERGROUND DISTRIBUTION EASEMENT (RIGHT OF WAY) NO. R-9200044-01
PROJECT NAME OAK RUN SUBDIVISION**

RECORDED RIGHT OF WAY NO. 43169

On 5-22, 1992, for the consideration of system betterment, Grantor grants to Grantee a permanent underground distribution easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

Elro Corporation, a Michigan Corporation, 201 W. Big Beaver, Suite 720, Troy, MI 48084
Huntington Banks of Michigan, a Michigan Banking Corporation, 801 W. Big Beaver, Troy, MI

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
Michigan Bell Telephone Company, a Michigan Corporation, 444 Michigan Ave, Detroit, MI 48226
Comcast Cablevision, a Delaware Corporation, 6065 Wall Street, Sterling Hgts, MI 48077

"Grantor's Land" is in City of Warren, Macomb County, Michigan described as:

Part of the Northeast 1/4 of Section 6, T1N, R12E, City of Warren, Macomb County, Michigan. Beginning at a point which is S01°34'30" West 1560.87 feet along the North and South 1/4 line of Section 6 and the East line of "Warren Oaks Subdivision No. 1" (Liber 54, Pages 4 & 5, M.C.R.) from the North 1/4 corner of Section 6, T1N, R12E; thence Easterly 47.72 ft. along the arc of a curve to the left (Radius of 120.00 ft., central angle of 22° 47'06", long chord bears N80°10'57" East 47.41 ft.), thence N68°47'24" East 91.68 ft., thence S01°34'30" West 30.00 ft., thence S88°25'30" East 370.00 ft. along the South line of Arden Drive (60.00 ft. wd.); thence N01°34'30" East 30.00 ft.; thence along the boundary of River Heights Subdivision (Liber 48, Pages 39 & 40, M.C.R.), S88°25'30" East 128.00 feet. and S01°34'30" West 370.00 ft. and S39°29'10" East 121.73 feet; thence along the North line of the Red Run Drain easement (Liber 860, Page 226, M.C.R.); S89°39'10" West 324.00 ft. and S69°33'15" West 625.87 ft.; thence N01°34'30" East 901.11 ft. along the North and South 1/4 line of Section 6 and the East line, in part, of said "Warren Oaks Subdivision No. 1" to the point of beginning. Containing 8.447 acres and comprising 33 Lots, numbered 1 through 33, both inclusive.

The "Right of Way Area" is a part of Grantor's Land described as:

A ten (10) foot wide easement as shown on the attached plat.

* Being Re-Recorded to include easements Six (6) feet, Nine (9)

feet in width as shown on the attached plat.

The Six (6) and Nine (9) foot easements supercede the Ten (10) foot easement listed above.

RECORDED IN MACOMB COUNTY
RECORDS AT: 12:02 p.
JUN 12 1992

Edna Hill
CLERK - REGISTER OF DEEDS
MACOMB COUNTY, MICHIGAN

- 1. Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, cables, transformers and accessories.
- 2. Access:** Grantee has the right of access to and from the Right of Way Area.
- 3. Buildings or other Permanent Structures:** No buildings or other permanent structures shall be placed in the Right of Way Area without Grantee's prior written consent.

4. Excavation: As required by Public Act 53 of 1974, MISS DIG must be called on 1-800-482-7171 before anyone excavates in the Right of Way Area.

5. Trees, Bushes, Branches, Roots, Structures and Fences: Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches and roots in the Right of Way Area (or that could grow into the Right of Way Area) and remove structures and fences in the Right of Way Area that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities. No trees, plant life, structures and fences shall be planted, grown or installed within 8 feet of the front door and within 2 feet of the other sides of transformers and switching cabinet enclosures. Grantee shall not be responsible to Grantor for damages to or removal of trees, plant life, structures and fences placed in front of transformer doors.

6. Ground Elevation: Grantor must grade the Right of Way Area to within four inches of final grade before Grantee installs its facilities. Grantor must maintain this ground elevation after Grantee installs its facilities.

7. Damages: If Grantor, its agents, employees or contractors, damage Grantee's facilities, Grantee shall make repairs at Grantor's expense.

8. Successors: This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licensees and assigns.

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

x Joanne B. Jennings
Joanne B. Jennings

x Patrick G. McKeever
Patrick G. McKeever

ELRO CORPORATION
a Michigan Corporation

BY: Harry F. Terbrueggen
Harry F. Terbrueggen
EXEC V.P.

RECORDED IN MACOMB COUNTY
RECORDED 2:57 P.M.

JST 1 1992

Edna M. Hill
CLERK - REGISTER OF DEEDS
MACOMB COUNTY, MICHIGAN

RECORDED RIGHT OF WAY NO. 43169

Acknowledged before me in Oakland County, Michigan, on 5-22, 1992 by HARRY F. TERBRUEGGEN
EXECUTIVE VICE PRESIDENT OF ELRO CORPORATION, A MICHIGAN CORPORATION FOR THE CORPORATION.

JOANNE B. JENNINGS
Notary Public, Oakland County, MI
My Commission Expires Jan. 9, 1995

Notary's Stamp _____ Notary's Signature Joanne B. Jennings

Prepared by and Return to: Michael J. McCabe, 15600 19 Mile Road, Mt. Clemens, MI 48044

LIBER 05589PG960

LIBER 05474PG459

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

HUNTINGTON BANKS OF MICHIGAN
a Michigan Banking Corporation

BY:

x Fila Kaljaj
Fila Kaljaj

x Brenda C Meyers
Brenda C. Meyers

Harry T. Diehl
Harry T. Diehl
Vice President

RECORDED RIGHT OF WAY NO. 43167

Acknowledged before me in Macomb County, Michigan, on May 28, 1992 by Harry T. Diehl, Vice President
of Huntington Banks of Michigan, a Michigan Banking Corporation, for the Corporati

JAMES F. JOHNS
NOTARY PUBLIC STATE OF MICHIGAN
WAYNE COUNTY
MY COMMISSION EXP. MAR. 13, 1993

Notary's Stamp

Notary's Signature

Prepared by and Return to:

James F. Johns

Date: July 23, 1992
To: Record Center
From: Michael J. McCabe *MJM*
Sr. Real Estate & Right of Way Rep
Macomb Division
Subject: Right of Way Agreement for Underground Residential
Distribution for Oak Run Subdivision, located in part
of the Northeast 1/4 of Section 6, Town 1 North, Range
12 East, City of Warren, Macomb County, Michigan.

Attached for Record Center is the executed Right of Way
Agreement dated May 22, 1992 for the above named project.

Easement for this project was requested by Bill Ronne,
Service Planning, Macomb Division. The Agreement was
negotiated by Michael J. McCabe, Representative, Real
Estate and Right of Way, Macomb Division.

Detroit Edison Company, Comcast Cablevision and Michigan Bell
Telephone Company made this agreement with Elro Corporation,
Harry Terbruggen, Executive Vice President, the developer of
Oak Run Subdivision.

Please make the attached papers a part of recorded Right of Way
file.

MJM

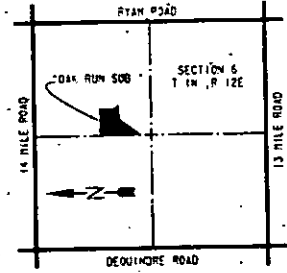
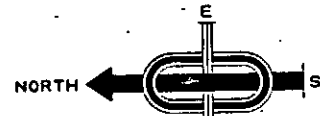
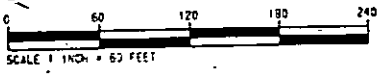
Attachment

RECORDED RIGHT OF WAY NO.

43169

"OAK RUN SUB."

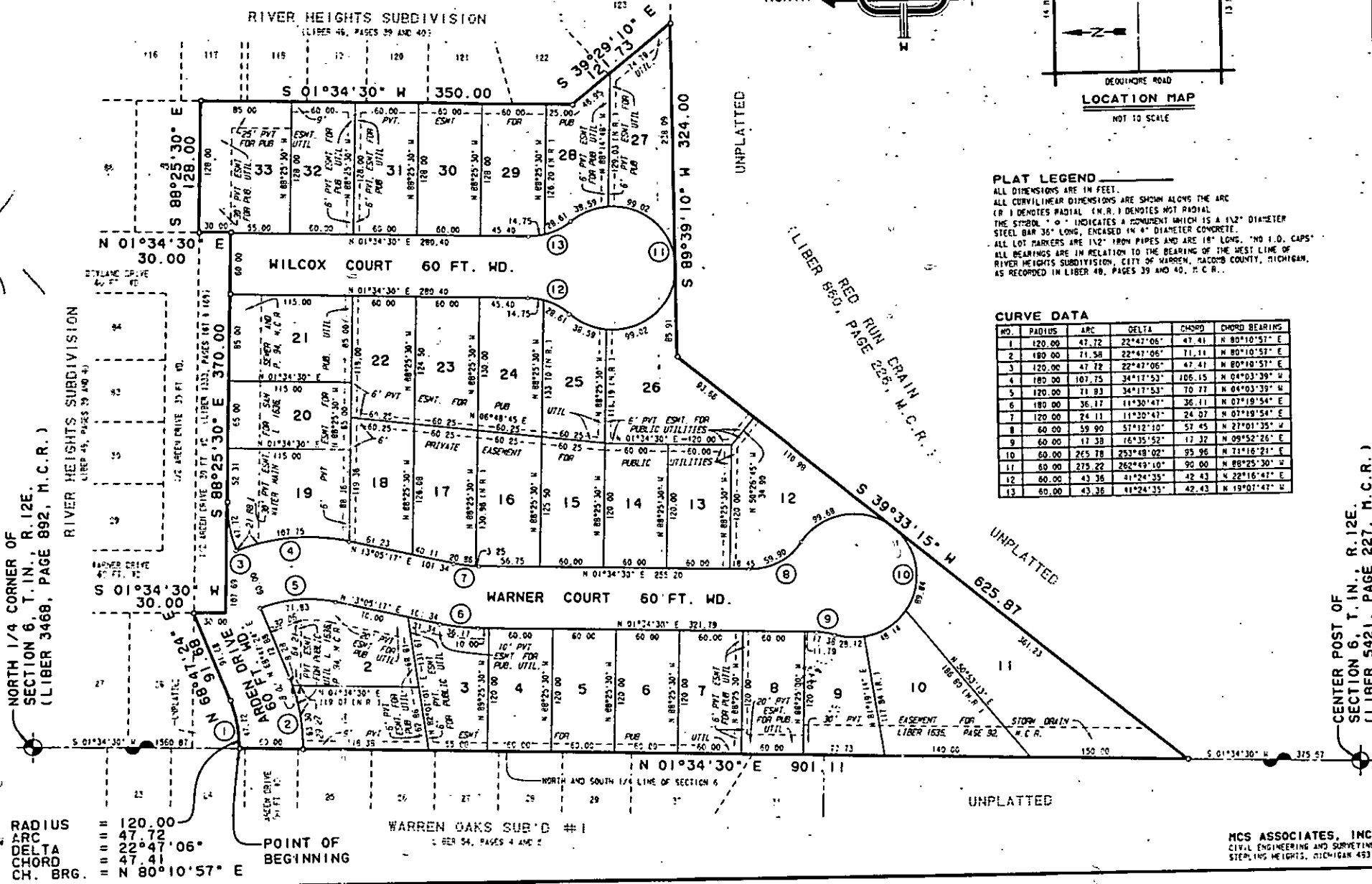
PART OF THE NORTHEAST 1/4 OF SECTION 6, T.1N., R.12E., CITY OF WARREN, MACOMB COUNTY, MICHIGAN.



LOCATION MAP NOT TO SCALE

LIBER 54740460

LIBER 055890961



PLAT LEGEND
 ALL DIMENSIONS ARE IN FEET.
 ALL CURVILINEAR DIMENSIONS ARE SHOWN ALONG THE ARC
 (R) DENOTES RADIAL (N.R.) DENOTES NOT RADIAL
 THE SYMBOL "O" INDICATES A POINT WHICH IS A 1/2" DIAMETER STEEL BAR 36" LONG, ENCASED IN 4" DIAMETER CONCRETE.
 ALL LOT MARKERS ARE 1/2" IRON PIPES AND ARE 18" LONG, "NO I.O. CAPS"
 ALL BEARINGS ARE IN RELATION TO THE BEARING OF THE WEST LINE OF RIVER HEIGHTS SUBDIVISION, CITY OF WARREN, MACOMB COUNTY, MICHIGAN, AS RECORDED IN LIBER 48, PAGES 39 AND 40, M.C.R.

CURVE DATA

NO.	RADIUS	ARC	DELTA	CHORD	CHORD BEARING
1	120.00	47.72	22°47'06"	47.41	N 80°10'57" E
2	180.00	71.58	22°47'06"	71.11	N 80°10'57" E
3	120.00	47.72	22°47'06"	47.41	N 80°10'57" E
4	180.00	107.75	34°17'53"	106.15	N 04°03'39" W
5	120.00	71.83	34°17'53"	70.77	N 04°03'39" W
6	180.00	36.17	11°30'47"	36.11	N 07°19'54" E
7	120.00	24.11	11°30'47"	24.07	N 07°19'54" E
8	60.00	59.90	57°12'10"	57.45	N 27°01'35" W
9	60.00	17.38	16°35'52"	17.37	N 09°52'26" E
10	60.00	265.78	253°48'02"	95.96	N 71°16'21" E
11	60.00	275.22	262°48'10"	90.00	N 88°25'30" W
12	60.00	43.36	41°24'35"	42.43	N 22°16'47" E
13	60.00	43.36	41°24'35"	42.43	N 19°07'47" W

RADIUS = 120.00
 ARC = 47.72
 DELTA = 22°47'06"
 CHORD = 47.41
 CH. BRG. = N 80°10'57" E

POINT OF BEGINNING

WARREN OAKS SUB'D #1 PER 54, PAGES 4 AND 5

HCS ASSOCIATES, INC. CIVIL ENGINEERING AND SURVEYING STEWART HEIGHTS, MICHIGAN 48314

CENTER POST OF SECTION 6, T.1N., R.12E. (LIBER 5421, PAGE 227, M.C.R.)