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RIGHT OF WAY FILE #

R43171

GRANTOR NAME

[Empty grid for Grantor Name]

[Empty grid for Grantor Name]

STREET ADDRESS

[Empty grid for Street Address]

[Empty grid for Street Address]

CITY/TOWN

[Empty grid for City/Town]

ZIP CODE

[Empty grid for Zip Code]

EASEMENT DESCRIPTION

6

AGREEMENT DATE

[Empty grid for Agreement Date]

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]

QUARTER SECTION 2

[Empty grid for Quarter Section 2]

QUARTER SECTION 1

[Empty grid for Quarter Section 1]

TOWNSHIP

[Empty grid for Township]

COUNTY

[Empty grid for County]

RTE OF LINE

[Empty grid for RTE of Line]

TOWNSHIP RANGE

[Empty grid for Township Range]

DIVISION CODE

A D M O T W

SUBDIVISION NAME

SEQUIN PARK SUB NO 2

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 05474PG453

15
B727082

LIBER 05589PG954

B775122

**UNDERGROUND DISTRIBUTION EASEMENT (RIGHT OF WAY) NO. R-9200043-01
PROJECT NAME**

WEBER WAY SUBDIVISION

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 Heights, MI 48077

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

Part of the Northwest 1/4 of Section 20, T1N, R12E, City of Warren, Macomb County, Michigan. Beginning at a point which is S89°46'29" East 2566.81 feet along the East and West 1/4 line of Section 20 and N00°08'02" West 480.14 feet, along the East line of Seguin Park Subdivision No. 2, (Liber 52, Page 32, M.C.R.) from the West 1/4 corner of Section 20, T1N, R12E; thence N89°53'08" West 571.76 feet along the North line of said "Seguin Park Subdivision No. 2"; thence N00°01'36" West 642.92 feet. along the East line of "Seguin Park Sub." (Liber 44, Page 43, M.C.R) and the East line of Merideth Drive (60 ft. wd.) thence N89°51'30" East 570.55 ft. along the South line of said "Seguin Park Subdivision" and Seguin Park Sub. No. 1" (Liber 50, Page 14, M.C.R.); thence S00°08'02" East 645.47 feet. along the West line of "Supervisor's Plat of Eleven Mile Little Farms" (Liber 22, Page 23, M.C.R.) to the point of beginning. Containing 8.447 Acres and comprising 34 Lots, numbered 1 through 34, 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 of Six (6) feet and 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: 12:01 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.

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13171

- 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

RECORDED RIGHT OF WAY NO. 13171

RECORDED IN MACOMB COUNTY
RECORDS AT: 2:56P

OCT 1 1992

Edna Hill

CLERK - REGISTER OF DEEDS
MACOMB COUNTY, MICHIGAN

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 05589 PG 956

LIBER 05474 PG 455

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

HUNTINGTON BANKS OF MICHIGAN
a Michigan Banking Corporation

x *Eila Kaljaj*
Eila Kaljaj

x *Brenda C Meyers*
Brenda C. Meyers

BY: *Harry T. Diehl*
Harry T. Diehl
Vice President

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 Corporation.

Notary's Stamp JAMES F. JOHNS
NOTARY PUBLIC STATE OF MICHIGAN
WAYNE COUNTY
MY COMMISSION EXPIRES MAR. 18, 1998
Prepared by and Return to:

Notary's Signature *James F. Johns*

RECORDED RIGHT OF WAY NO.

43171

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 Weber Way Subdivision, being located
in part of the Northwest 1/4 of Section 20, 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. McCab, 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 Terbrueggen, Executive Vice President, the developer of
Weber Way Subdivision.

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

MJM

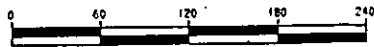
Attachment

RECORDED RIGHT OF WAY NO. _____

43171

"WEBER WAY SUB."

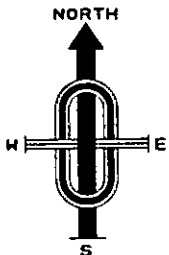
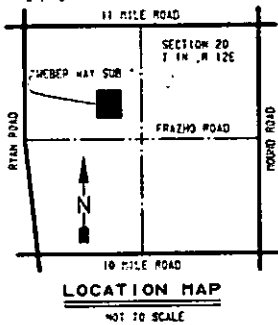
PART OF THE NORTHWEST 1/4 OF SECTION 20, T. 1 N., R. 12 E.,
CITY OF WARREN, MACOMB COUNTY, MICHIGAN.



SCALE: 1 INCH = 60 FEET

PLAT LEGEND

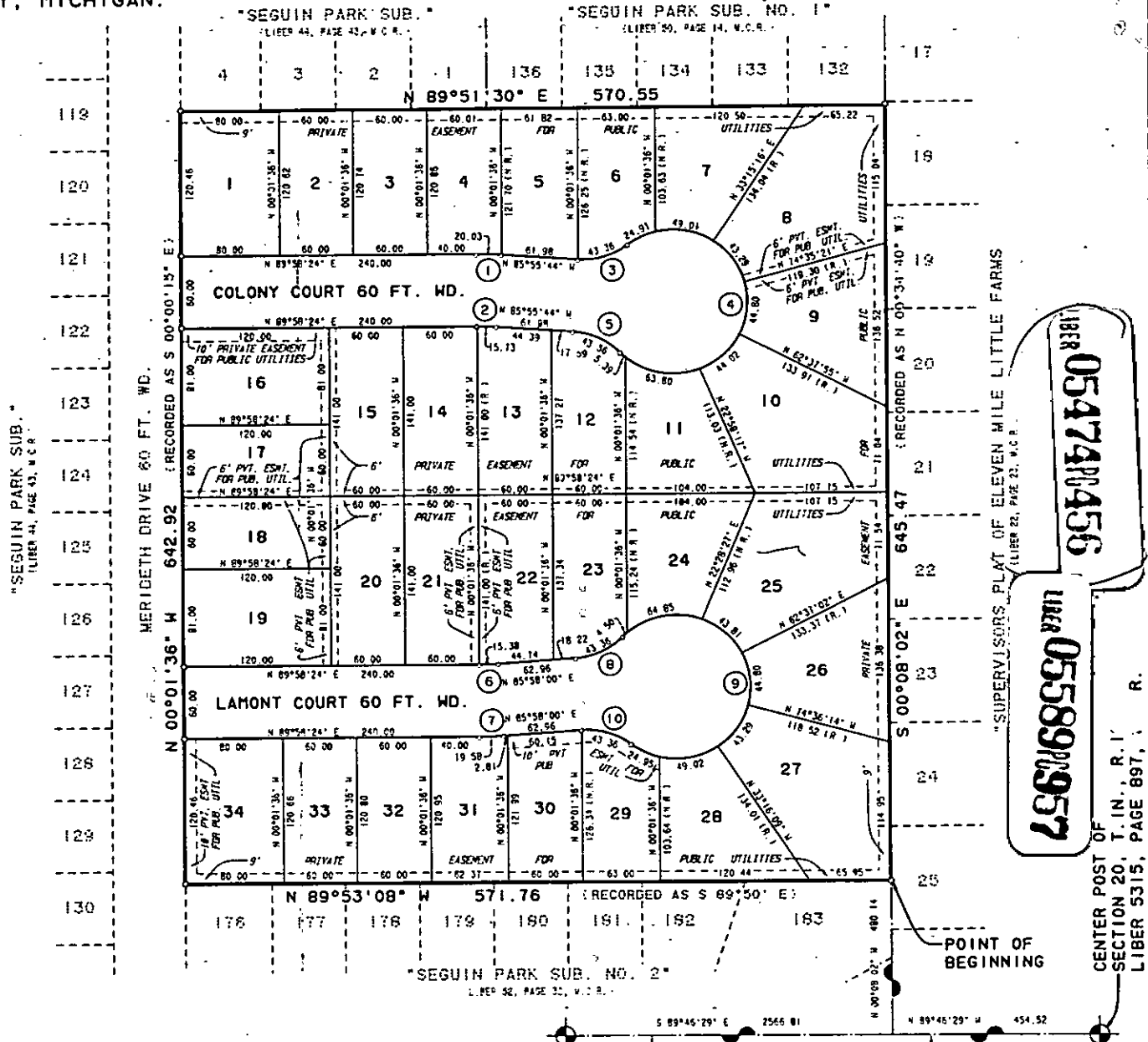
ALL DIMENSIONS ARE IN FEET.
ALL CURVILINEAR DIMENSIONS ARE SHOWN ALONG THE ARC.
(R.) DENOTES RADIAL, (M.R.) DENOTES NOT RADIAL.
THE SYMBOL "O" INDICATES A MONUMENT WHICH IS A 1 1/2" DIAMETER STEEL BAR 36" LONG, ENCASED IN 4" DIAMETER CONCRETE.
ALL LOT MARKERS ARE 1 1/2" IRON PIPES AND ARE 18" LONG "NO I.D. CAPS".
ALL BEARINGS ARE IN RELATION TO THE BEARING OF THE SOUTH LINE OF "SEGUIN PARK SUB. NO. 1" (PART OF SECTION 20) T. 1 N., R. 12 E., CITY OF WARREN, MACOMB COUNTY, MICHIGAN, AS RECORDED IN LIBER 50, PAGE 14, M.C.R.



CURVE DATA

| NO. | RAD. CS. | ARC | DELTA | CHORD | CHORD BEARING |
|-----|----------|--------|------------|-------|---------------|
| 1 | 280.00 | 20.03 | 04°25'52" | 20.02 | N 87°58'40" W |
| 2 | 220.00 | 15.73 | 04°05'52" | 15.73 | N 81°58'40" W |
| 3 | 60.00 | 43.36 | 41°24'35" | 42.43 | N 13°21'39" E |
| 4 | 60.00 | 275.22 | 262°49'07" | 90.00 | N 01°24'16" E |
| 5 | 60.00 | 43.36 | 41°24'35" | 42.43 | N 49°13'27" W |
| 6 | 220.00 | 15.38 | 04°06'24" | 15.38 | N 87°58'12" E |
| 7 | 280.00 | 19.58 | 04°36'24" | 19.58 | N 87°58'12" E |
| 8 | 60.00 | 43.36 | 41°24'35" | 42.43 | N 65°53'43" E |
| 9 | 60.00 | 275.22 | 262°49'07" | 90.00 | N 04°32'57" E |
| 10 | 60.00 | 43.36 | 41°24'35" | 42.43 | N 73°19'43" W |

RECORDED RIGHTS OF WAY NO. 113171



WEST 1/4 CORNER OF SECTION 20, T. 1 N., R. 12 E., LIBER 5315, PAGE 897, M.C.R.

POINT OF BEGINNING

SUPERVISORS PLAT OF ELEVEN MILE LITTLE FARMS (LIBER 22, PAGE 22, M.C.R.)

LIBER 0547480456
LIBER 0558910957

CENTER POST OF SECTION 20, T. 1 N., R. 12 E. LIBER 5315, PAGE 897, M.C.R.