

UNDERGROUND DISTRIBUTION EASEMENT (RIGHT OF WAY) NO. R-9203348-1WR
PROJECT NAME LILLEY POINTE CONDOS PHASE IV

On August 31, 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:

Lilley Pointe Development, Inc., a Michigan corporation, 12641 Stark, Livonia, Michigan 48150.
L. P. Associates, a Michigan general partnership, 12641 Stark, Livonia, Michigan 48150.

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226,
Michigan Bell Telephone Company, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226,
Omnicom of Michigan Inc., a Michigan corporation, 8465 Ronda, Canton, Michigan 48187.

"Grantor's Land" is in Canton Township, Wayne County, described as:

a part of Sec. 14, T. 2 S., R. 8 E., Canton Township, Wayne County; Michigan, described as: Beginning at a point on the North and South 1/4 line of said Sec. 14, said point being distant South 00° 14' 41" West 640.01 feet from the center of said Sec. 14; thence from said point of beginning continuing South 00° 14' 41" West 689.98 feet; thence South 89° 44' 51" West 1313.99 feet; thence North 00° 14' 28" East 713 feet thence South 89° 13' 53" East 1314.05 feet to the point of beginning, except the East 43 feet deeded for road. AKA: 990002-003.

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

as shown on Appendix "A" which is attached to and made a part thereof. The width of the right-of-way is: six feet (6').

- 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, lesses, licensees and assigns.

92 208596

RECORDED RIGHT OF WAY NO.

43810

92 SEP 25 PM 1:25

FOREST... RECORDS... MI

Dr 20-

APPROVED AS TO FORM 9/14/92 DATE
LEGAL DEPARTMENT [Signature]

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

Lilley Pointe Development, Inc., a Michigan corporation

[Signature] (sign)
Fred Gregory (print)
[Signature] (sign)
Doris Muszynski (print)

[Signature] (sign)
Richard C. Burdt, President (print)

(print)

Acknowledged before me in Wayne County, Michigan, on Aug. 31, 1992 by Richard C. Burdt,
the President of Lilley Pointe Development, Inc., a Michigan corporation, for the corporation.

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

L. P. Associates, a Michigan general partnership

[Signature] (sign)
Fred Gregory (print)
[Signature] (sign)
Doris Muszynski (print)

[Signature] (sign)
Richard C. Burdt, General Partner (print)

(print)

Acknowledged before me in Wayne County, Michigan, on Aug. 31, 1992 by Richard C. Burdt,
the General Partner of L. P. Associates, a Michigan general partnership, for the general partnership.

DORIS MUSZYNSKI
NOTARY PUBLIC - WAYNE COUNTY, MICH.
MY COMMISSION EXPIRES 06-11-96

Notary's Stamp

Notary's Signature

[Signature]

(Notary's name, county, and date commission expires)

N 00° 14' 28" E

CENTERLINE OF 10 FOOT WIDE EASEMENT

Note: The easement centerline may vary if field construction problems arise. Therefore, for the as-installed easement centerline call 1-800-482-7171 (Miss Dig).

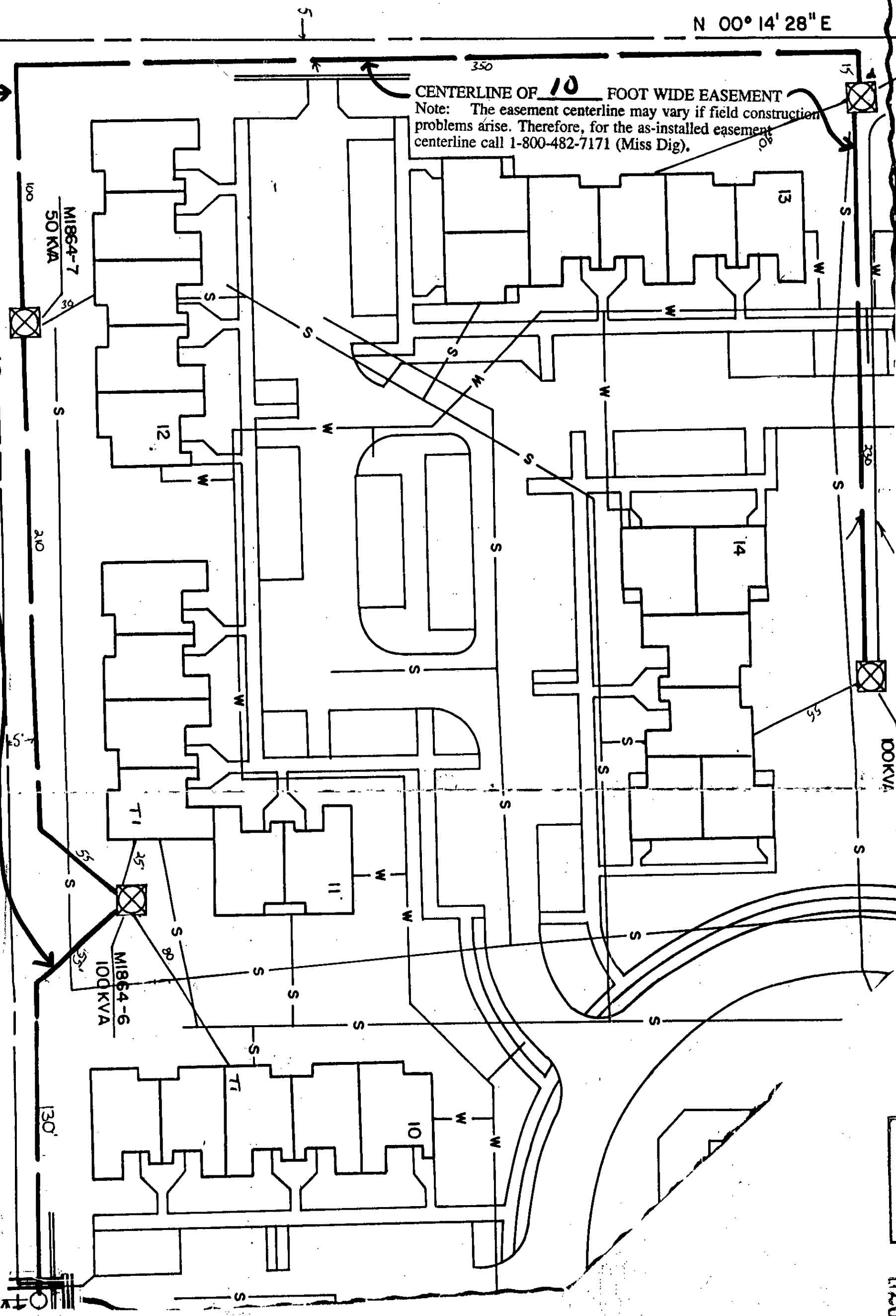
APPENDIX #

1128031/074

100KVA

APPENDIX #

1128051/075



CENTERLINE OF 10 FOOT WIDE EASEMENT

Note: The easement centerline may vary if field construction problems arise. Therefore, for the as-installed easement centerline call 1-800-482-7171 (Miss Dig).

PHASE IV

LILLEY POINTE CONDOMINIUMS
 PART OF SECTION 14, T.2S, R.8E.
 CANTON TWP.
 PHASE IV
 WAYNE CO. MICHIGAN

RECORDED RIGHT OF WAY NO. 43810

1-800-485-1111 (Toll Free)
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09/25/92 33673 REMO FEE 2.00
09/25/92 33673 DEED 20.00

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