

**UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9203887-1AR**

On Sept. 28<sup>th</sup>, 1992, for the consideration of system betterment, Grantor grants to Grantee a permanent underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

**"Grantor" is:**

MICHAEL A. ABBOTT and SUE B. ABBOTT, HIS WIFE, 2781 SCIO CHURCH ROAD, ANN ARBOR, MI 48103

**"Grantee" is:**

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226

**"Grantor's Land" is in Lodi Township, Washtenaw County, described as:**

COMMENCING AT THE NORTH ¼ CORNER OF SECTION 1, T3S, R5E, LODI TOWNSHIP, WASHTENAW COUNTY, MICHIGAN; THENCE N 89°39'30" E 917.25 FEET ALONG THE NORTH LINE OF SAID SECTION AND THE CENTER LINE OF SCIO CHURCH ROAD FOR A PLACE OF BEGINNING; THENCE CONTINUING ALONG SAID NORTH LINE AND SAID CENTER LINE N 89°39'30" E 392.84 FEET; THENCE S 1°24'00" W 1111.631 FEET ALONG THE EAST LINE OF THE WEST ½ OF THE NORTHEAST ¼ OF SAID SECTION; THENCE WEST 392.795; THENCE N 1°24'00" E 1109.286 FEET TO THE PLACE OF BEGINNING BEING PART OF THE WEST ½ OF THE NORTHEAST ¼ OF SAID SECTION, CONTAINING 10.01 ACRES.

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

All in accordance with Detroit Edison drawing R-9203887-1AR, which is attached hereto and made a part hereof. The width of Right of Way is ten (10) feet.

- 1. Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain underground 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. Restoration:** If Grantee's employees, contractors, vehicles or equipment damage Grantor's Land while entering Grantor's Land for the purposes stated in this Right of Way, then Grantee shall restore Grantor's Land as nearly as can be to its original condition.
- 7 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)

Daryl Hirschman  
Daryl Hirschman

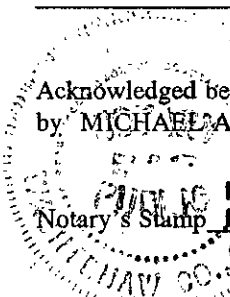
Mary Elka  
MARY ELKA

**Grantor:** (type or print name below signature)

Michael A. Abbott  
MICHAEL A. ABBOTT

Sue B. Abbott  
SUE B. ABBOTT

Acknowledged before me in Washtenaw County, Michigan, on October 28, 1992 by MICHAEL A. ABBOTT and SUE B. ABBOTT.



**MARK N. FOSTER**  
Notary Public, Washtenaw County, MI  
My Commission Expires May 12, 1996

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

Notary's Signature Mark N. Foster

RECORDED UNDER RIGHT OF WAY NO. 48337

To (Supervisor, RE & R/W) <b>RICHARD LONGWISH</b>	For RE & R/W Dept. Use	Date Received	DE/Bell/C.P. No.
Division <b>ANN ARBOR</b>	Date <b>10/15/92</b>	Application No. <b>J 9203887-1AR</b>	

We have included the following necessary material and information:

**Material:**

- A. Proposed Subdivision  
 1. copy of complete final proposed plat - All pages  
 or  
 B. Other than proposed subdivision (condo., apts. mobile home park — other)  
 1. Property description.  
 2. Site plan.  
 3. title information (deed, title commitment, contract with title commitment, or title search).

Note: Do not submit application for URD easements until all above material has been acquired.

**R-9203887-1AR**

REPORT OF REAL ESTATE AND RECORDS PERMITS TO:  
 OF WAY DEPARTMENT PAID  
 INDICATED ON THE PLAT

BY **K. A. VOIGHT**  
 DATE **10/30/92**  
 WANTED  
 DISTRICT  
 FIELDMAN **Richard Longwish**

PERMITS TO:  
 RECORD CENTER  
 FILES  
 1  
 0  
 0  
 0  
 1

**Information**

1. Project Name  
**ABBOTT'S NURSERY**

City/Township/Village  
**LD 21**

County  
**WASHTENAW**

Section No.  
**1**

Type of Development

Proposed Subdivision       Apartment Complex       Condominium  
 Subdivision       Mobile Home Park       Other

2. Name of Owner  
**MICHAEL A. & SUE B. ABBOTT**

Phone No.  
**665-8733**

Address  
**2781 SCIO CHURCH**

Owner's Representative  
**REX LONDON**

Phone No.  
**665-8733**

Date Service is Wanted  
**NOVEMBER 15, 1992**

4. Entire Project will be developed at one time .....  Yes     No

5. Joint easements required — Michigan Bell Telephone .....  Yes     No  
 — Consumers Power .....  Yes     No

a. Name of Other Utilities If Not Michigan Bell Telephone or Consumers Power

b. Other Utility Engineer Names

Phone Numbers

Addresses

6. Additional Information or Comments

Note: Trenching letter  attached     will be submitted later

Service Planner  
**Jerry Smart**

Signed (Service Planning Supervisor)  
**L. C. BAILEY**

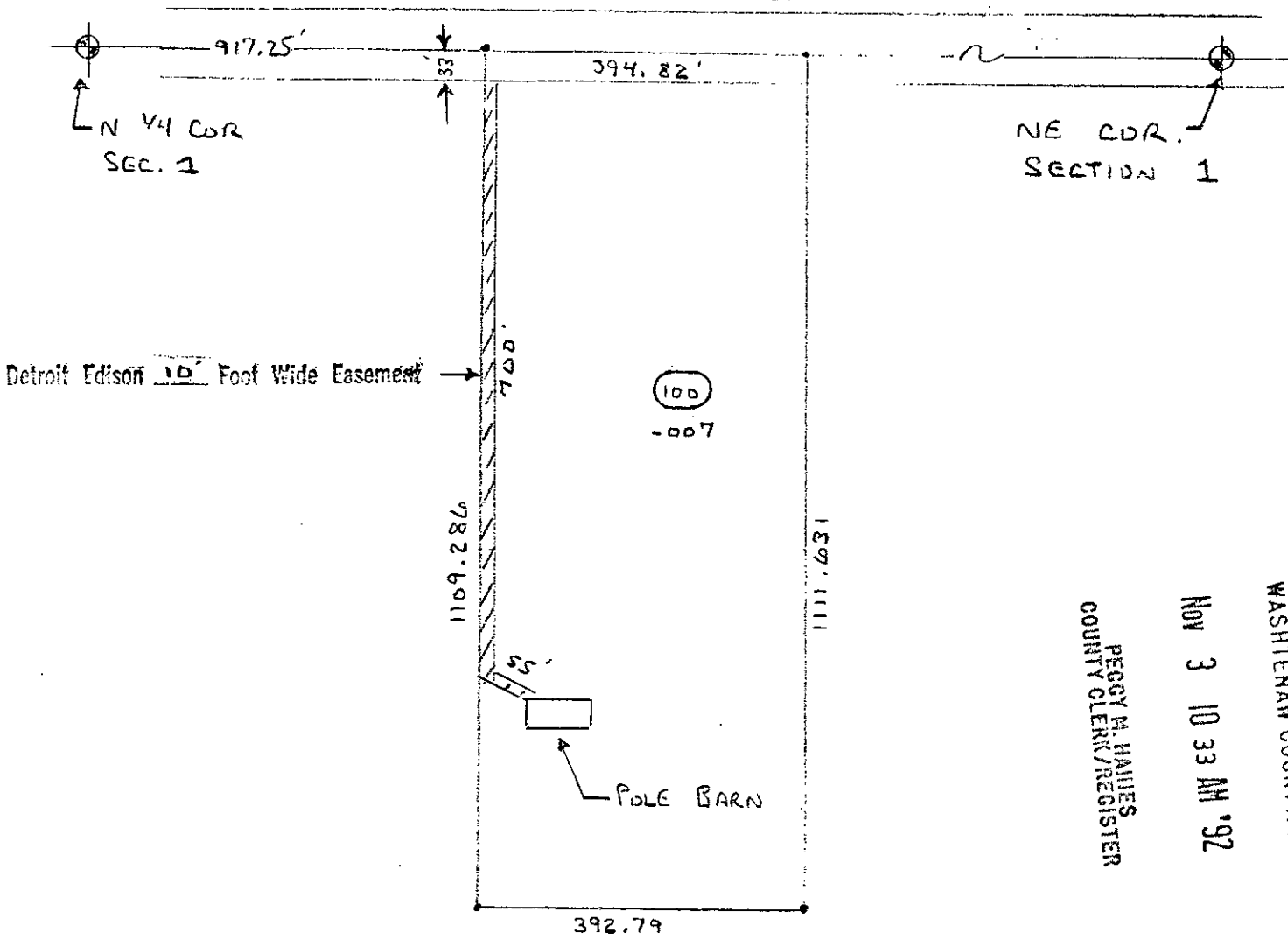
Phone No.      Address

**Oct 15 1992**  
**10/16/92**

RECORDED RIGHT OF WAY NO. 48837



SCIB CHURCH



RECORDED  
WASHTENAW COUNTY, MI  
NOV 3 10 33 AM '92  
PEGGY M. HAINES  
COUNTY CLERK/REGISTER

RECORDED RIGHT OF WAY NO. 42837

9203887

LEGEND	
( )	FOREIGN POLE
○	EXIST D.E. CO. POLE
●	PROPOSED POLE
⊙	EXIST ANCHOR
⊙	PROPOSED ANCHOR
○	TREE
---	120/240 VOLT LINE
---	4800 VOLT LINE
---	13,200 VOLT LINE
---	40,000 VOLT LINE

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
TOWNSHIP LODI	COUNTY WASHTENAW	QTR. & TWP. SECT. NO. NE 1/4 - SEC. 1	DEPT. ORDER NO.
MAP SECT. 1-148-276	TOWN T 38'	RANGE R-5E	JOINT R/W REQUIRED YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
PROJECT NAME		TEL. ENGR & DIST.	R/W NO. R-9203887-1AR
CIRCUIT DC 8126 STATE (13KV)			PROJ. OR PART NO.
REASON SERVE POLE BARN & ASBESTOS NURSERY			O.F.W. S.O. OR P.E. NO.
PLANNER TERRY SMART			BUDGET ITEM NO.
SCALE			DATE 10/15/92

*[Handwritten signature]*

RECORDED  
WASHTENAW COUNTY, MI

Nov 3 10 33 AM '92

PEGGY H. HAINES  
COUNTY CLERK/REGISTER

*[Large handwritten signature]*

NUMB 306  
DEED  
B333 0333003 4482 10:32AM 11/03/92  
9.00

~~NUMB 306  
DEED  
B333 0333003 4482 10:32AM 11/03/92  
2.00~~

4