

**UNDERGROUND DISTRIBUTION EASEMENT (RIGHT OF WAY) NO.**  
**PROJECT NAME** COUNTRY MEADOWS CONDOS, PHASE 4

On Nov 2nd, 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:**

Flowers of Country Meadows, Inc, a Michigan Corporation, 31153 Plymouth Rd, Livonia, 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  
Consumers Power Company, a Michigan Corporation, 212 W. Michigan Ave, Jackson, MI

**"Grantor's Land" is in** Macomb Township, Macomb **County, Michigan described as:**

All that part of the N.W. 1/4 of Section 32, T. 3 N., R. 13 E., Macomb Township, Macomb County, Michigan, described as: Beginning at a point on the North line of said Section 32, distant due East 898.54 ft. from the N.W. corner of said Section 32, thence continuing due East 440.00 ft. along the North line of said Section 32; thence S. 00°10'54" W. 1336.71 ft., thence N. 89°49'05" W. 1338.33 ft., thence N. 00°10'22" E. 570.00 ft., thence S. 89°49'05" E. 748.42 ft., thence N. 00°10'53" E. 314.83 ft., thence due East 748.42 ft., thence N. 00°10'53" E. 450.00 ft. to the point of beginning

RECORDED IN MACOMB COUNTY RECORDS AT:

10:15A. M.  
DEC - 3 1992

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

CLERK - REGISTER OF DEEDS  
MACOMB COUNTY, MICHIGAN

The exact location of underground equipment must be determined by the UTILITY COMPANIES. For exact location, telephone MISS DIG at 1-800-482-7171  
The exact location of underground equipment indicates the centerline of said Right of Way.

- 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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- 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)

FLOWERS OF COUNTRY MEADOWS, INC.  
a Michigan Corporation

*Kathleen M. Gondek*  
KATHLEEN M. GONDEK

*Ronald T. Campbell*  
RONALD T. CAMPBELL

BY

*Ronald M. Parzuchowski*  
R. RONALD M. PARZUCHOWSKI  
PRESIDENT

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Acknowledged before me in Wayne County, Michigan, on 11-2, 1992 by RONALD M. PARZUCHOWSKI  
PRESIDENT, FLOWERS OF COUNTRY MEADOWS, INC. a MICHIGAN CORPORATION, FOR  
THE CORPORATION.

Kathleen M. Gondek  
Notary Public, Wayne County, MI  
My Commission Expires June 26, 1994

Notary's Stamp

Notary's Signature

*Kathleen M. Gondek*

Prepared by and Return to: Michael J. McCabe, 15600 19 Mile Road, Clinton Township, MI 48038

Date: January 14, 1993

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 Country Meadows Condominiums, Phase 4,  
**located in part of the Northwest 1/4 of Section 32,**  
Town 3 North, Range 13 East, Macomb Township, Macomb  
County, Michigan.

Attached for Record Center is the executed Right of Way  
Agreement dated November 2, 1992 for the above named project.

Easement for this project was requested by Jerry Pollard,  
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, Consumers Power  
Company and Michigan Bell Telephone Company made this Agreement  
Flowers of Country Meadows Inc., Ronald Parzolowski, President,  
the developer of Country Meadows Condominiums, Phase 4.

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

MJM

Attachment

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