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RIGHT OF WAY FILE #

R44101

GRANTOR NAME

[Empty grid for grantor name]

[Empty grid for grantor name]

STREET ADDRESS

[Empty grid for street address]

[Empty grid for street address]

ST

[Empty grid for street suffix]

CITY/TOWN

[Empty grid for city/town]

ZIP CODE

[Empty grid for zip code]

EASEMENT DESCRIPTION

14

AGREEMENT DATE

[Empty grid for agreement date]

AGREEMENT TYPE

[Empty grid for agreement type with R, P, C options]

LIBER #

[Empty grid for liber number]

PAGE #

[Empty grid for page number]

DRAWING R/W #

[Empty grid for drawing right of way number]

PVT CL#

[Empty grid for private class number]

SECTION

[Empty grid for section number]

QUARTER SECTION 3

[Empty grid for quarter section 3 with 1/4 and 1/2 options]

QUARTER SECTION 2

[Empty grid for quarter section 2 with 1/4 and 1/2 options]

QUARTER SECTION 1

[Empty grid for quarter section 1 with 1/4 and 1/2 options]

TOWNSHIP

[Empty grid for township]

COUNTY

[Empty grid for county]

RTE OF LINE

[Empty grid for route of line with N/S, E/W, B options]

TOWNSHIP RANGE

[Empty grid for township range]

DIVISION CODE

[Empty grid for division code with A, D, M, O, T, W options]

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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UNDERGROUND EASEMENT (RIGHT OF WAY) NO.

R-9209261-1MR

On 11-4, 1992, for the consideration of system betterment, Grantor grants to Grantee a permanent underground easement ("Right of Way") in, on and across a part

"Grantor" is:

Fairway Ventures, a Michigan Co-Partnership, 30538 23 Mile Road, New Baltimore, Michigan 48047

"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, Michigan 48226

Harron Cablevision, a Delaware Corp, 55800 New Haven Road, New Haven, MI 48048

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

See Appendix "A" attached hereto

RECORDED IN MACOMB COUNTY RECORDS AT: 10.37A M.

JAN - 8 1993

Lesonella A. Smith
CLERK - REGISTER OF DEEDS
MACOMB COUNTY, MICHIGAN

RECORDED RIGHT OF WAY NO. 41101

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

A Six (6) foot wide easement across Parcel 3 as shown on drawing R-9209261-1MR and
A Fourteen (14) foot wide easement across Parcel One (1) as shown on drawing R-9209261-1MR attached hereto.

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.

15

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

x Michael J McCabe
MICHAEL J. McCABE

Fairway Ventures
a Michigan Co-Partnership

x Janine O'Mara
JANINE O'MARA

BY: Jacob Hewitt
JACOB HEWITT

Acknowledged before me in Macomb County, Michigan, on November 4, 1992 by Jacob Hewitt Partner for Fairway Ventures, a Michigan Co-Partnership, for the Partnership

Notary's Stamp JANINE O'MARA, NOTARY PUBLIC
MACOMB COUNTY, STATE OF MICHIGAN
MY COMMISSION EXPIRES 6-22-96
Janine O'Mara Notary's Signature
(Notary's name, county and date commission expires)

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

RECORDED RIGHT OF WAY NO. 44101

APPENDIX "A"

Situated in the Township of Chesterfield, Macomb County, Michigan,
described as:

PARCEL 1

Town 3 North, Range 14 East, Section 14; Commencing at the South one-quarter Post of Section 14; thence North 0 degrees 41 minutes East 2090.78 feet along the centerline of Baker Road to the point of beginning; thence North 89 degrees 19 minutes West 182.98 feet; thence North 0 degrees 41 minutes East 80.0 feet; thence South 89 degrees 19 minutes East 182.98 feet; thence South 0 degrees 41 minutes West 80.0 feet along the centerline of Baker Road to the point of beginning.

PARCEL 3

Town 3 North, Range 14 East, Section 14; commencing at the South one-quarter Post of Section 14; thence North 0 degrees 41 minutes East 2170.78 feet along the centerline of Baker Road to the point of beginning; thence North 89 degrees 19 minutes West 182.98 feet; thence North 0 degrees 41 minutes East 135.0 feet; thence North 61 degrees 25 minutes 53 seconds East 209.72 feet along the centerline of Salt River; thence South 0 degrees 41 minutes West 237.48 feet along the centerline of Baker Road to the point of beginning.

RECORDED RIGHT OF WAY NO.

24421

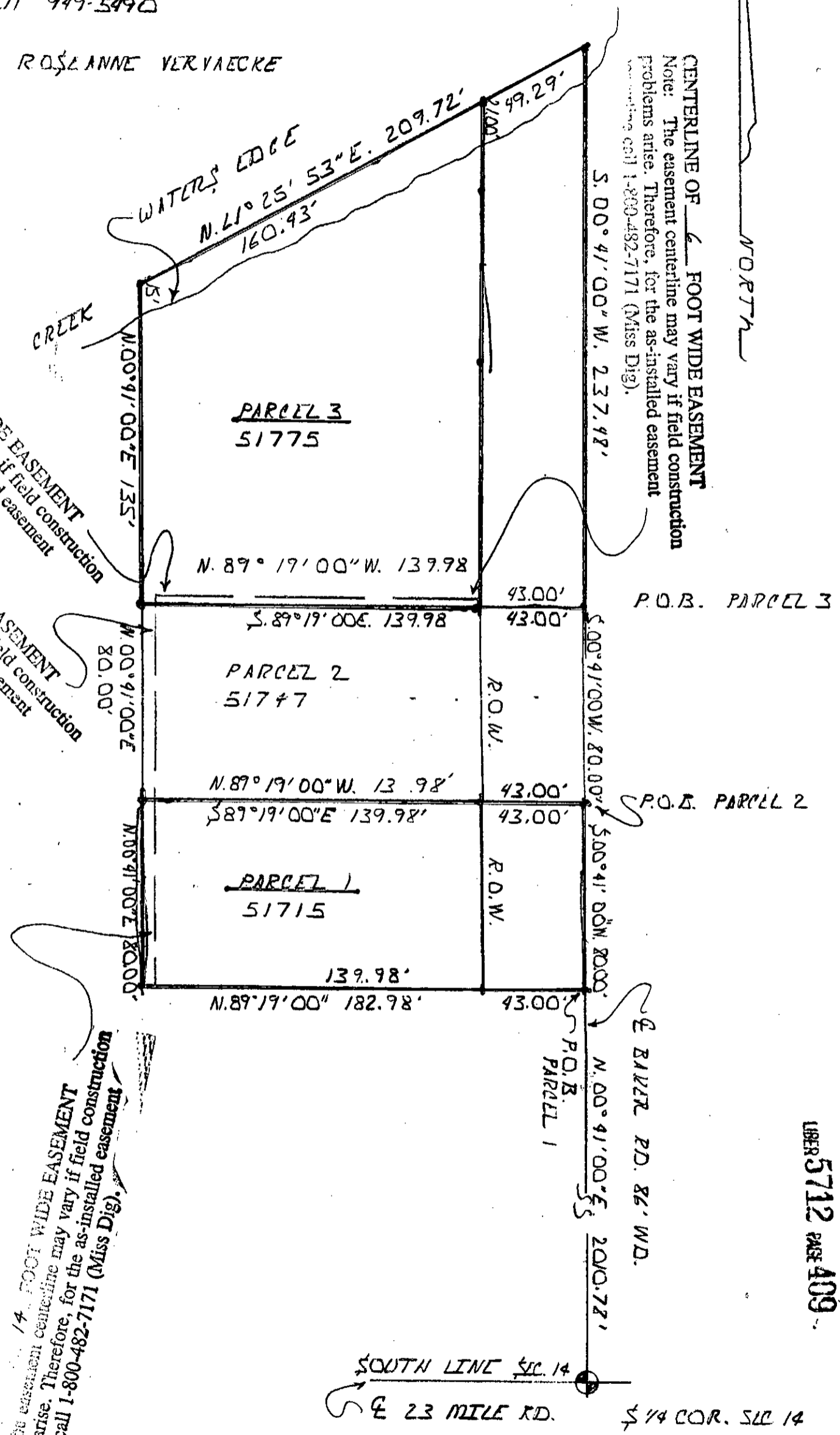
R.W. CONTACT PARCEL 1 AND 3
 FAIRWAY VENTURES
 30500 23 MILE RD.
 NEW BALTIMORE MI. 48097
 MR. JACOB HLWITT 949-5490

PARCEL 2
 T.I. MATHO A. & ROSLANNE VERVAECKE

CENTERLINE OF 6 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).

CENTERLINE OF 14 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).

14 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).



<p>LEGEND</p> <p>FOREIGN POLE</p> <p>EXIST. D.E. CO. POLE</p> <p>PROPOSED POLE</p> <p>EXIST. ANCHOR</p> <p>PROPOSED ANCHOR</p> <p>TREE</p> <p>120/240 V LINE</p> <p>4800 V LINE</p> <p>13,200 V LINE</p> <p>40,000 V LINE</p>	
<p>THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT</p> <p>CITY OR TWP. CHATELFIELD COUNTY MADONIA</p> <p>DTR. & TWP. SECT. NO. 1-434</p> <p>MAP SECT. 1-434 TOWN RANGE YES <input checked="" type="checkbox"/> NO <input type="checkbox"/></p> <p>PROJECT NAME PROVIDE SERVICE PRESENT & FUTURE TEL. ENGR. & DIST. 1-720-926-1111</p> <p>CIRCUIT MBALT 8934 O.F.W. SO. OR P.E. NO. 1-720-926-1111</p> <p>REASON PROVIDE SERVICE PRESENT & FUTURE BUDGET ITEM NO. 1-720-926-1111</p> <p>PLANNER C. MADONIA SCALE 1" = 100' DATE 10-30-92</p>	

APPLICATION FOR RIGHT OF WAY

OR 963-0811 5-7485 (MS 80)

PLEASE SECURE RIGHT OF WAY AS FOLLOWS:

DATE 10-30-92

LOCATION S 119 COR SEC 12

APPLICATION NO. R-9209261-MR

CITY OR VILLAGE CHESTERFIELD

DEPT. ORDER NO. _____

TOWNSHIP CHESTERFIELD COUNTY MILCO MD

O. F. W. NO. _____

DATE BY WHICH RIGHT OF WAY IS WANTED _____

BUDGET ITEM NO. _____

THIS R/W IS 100 % OF TOTAL PROJECT NO. _____ ACCUM. _____ %.

INQUIRY NO. _____

JOINT RIGHT OF WAY REQUIRED YES NO

NOTE: Identify on print or sketch the subdivisions as to section location and liber and page.

KIND AND DESCRIPTION OF RIGHT OF WAY REQUESTED UNDERGROUND CONDUITS ABOVE GROUND TRANSFORMERS AND PEDSTALS

PURPOSE OF RIGHT OF WAY PROVIDE SERVICE PRESENT AND FUTURE

SIGNED Chet [Signature]

OFFICE _____ DEPARTMENT _____

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

R/W secured as requested

RECORDED RIGHT OF WAY NO. 44100
44101

PERMITS IN RECORD CENTER 2 R.E. & R/W DEPT. FILE 2 GRANTOR 2

NO. OF PERMITS 2 NO. OF STRUCTURES _____ NO. OF MILES _____ PERMITS TO MBT 2

DATE 2-28-93 SIGNED Michael [Signature] HARRON 2