

UNDERGROUND DISTRIBUTION EASEMENT (RIGHT OF WAY) NO. 9207193-1MR
PROJECT NAME PINE RIDGE ESTATES

On 12-7, 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:

LDM Corporation, a Michigan Corporation, 27041 Schoenherr, Warren, 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:

A parcel of land located in and being a part of the N.E. 1/4 of Sec. 3, T1N, R12E, City of Warren, Macomb County, Michigan, Described as commencing at a point in the center of Chicago Road, 677.40 feet S. 02°49' W. and 1567.00 feet S. 49°17' W. of the S.E. corner of said Sec. 3 to the point of beginning and thence extending S. 49°17' W. 183.17 feet along the center of Chicago Rd; thence N.02°47' E. 151.88 feet; thence N. 88°37'18" W. 248.03 feet; thence S.02°38'W, 379.65 feet; thence S.49°17'W, 237.00 feet, thence N.02°38' E. 546.22 feet; thence N.87°22' W. 74.90 feet; thence N.02°44' E. 832.80 feet to the centerline of the Red Run Drain; thence N.71°47' E. 91.00 feet and N.54°00'40" E. 690.39 feet along the centerline of the Red Run Drain; thence S.02°47' W. 1320.56 feet to the point of beginning.

RECORDED RIGHT OF WAY NO. 44194

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


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.


- 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)

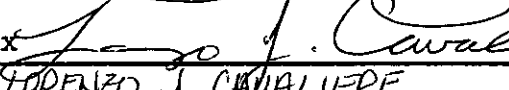
Grantor:(type or print name below signature)

x 

 KAREN J. KALTZ

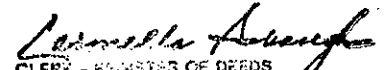
LDM CORPORATION
 a Michigan Corporation
 BY: 

 JOHN CAVALIERE, PRESIDENT

x 

 LORENZO J. CAVALIERE

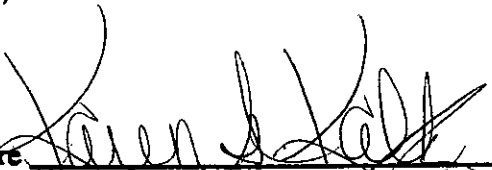
RECORDED IN MACOMB COUNTY
 RECORDED AT: _____ M.
 10:36 A.
 JAN - 8 1993


 CLERK - REGISTER OF DEEDS
 MACOMB COUNTY, MICHIGAN

RECORDED RIGHT OF WAY NO. 44197

Acknowledged before me in Macomb County, Michigan, on 12.7, 1992 by JOHN CAVALIERE PRESIDENT
John Cavaliere
OF LDM CORPORATION, a MICHIGAN CORPORATION, FOR THE CORPORATION.

KAREN J. KALTZ
 Notary Public, Macomb County, MI
 My Commission expires: March 8, 1994

Notary's Signature 

Prepared by and Return to: Michael J. McCabe, 15600 19 Mile Road, Mt Clemens, MI 48044

Date February 24, 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 Pine Ridge Estates, being located
in part of the Northeast 1/4 of Section 3, Town 1
North, Range 12 East, City of Warren, Macomb County,
Michigan.

Attached for Record Center is the executed Right of Way
Agreement dated December 7, 1992 for the above named project.

Easement for this project was requested by William Ronne,
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 and Michigan Bell
Telephone Company made this agreement with LDM Corporation,
John Cavaliere, President, the developer of Pine Ridge Estates.

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

MJM

Attachment

RECORDED RIGHT OF WAY NO.

41194