

APPLICATION FOR RIGHT OF WAY

DE 963-0811 5-74SS (MS 80)

PLEASE SECURE RIGHT OF WAY AS FOLLOWS

DATE 2-5-93

LOCATION SECTION 21

APPLICATION NO. R-9204871-1MR

CITY OR VILLAGE CHESTERFIELD

DEPT. ORDER NO. 1-79365

TOWNSHIP CHESTERFIELD COUNTY MACOMBS

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 CONDUCTORS ABOVE GROUND TRANSFORMERS AND PEDESTALS

PURPOSE OF RIGHT OF WAY PROVIDE SERVICE PRESENT AND FUTURE

SIGNED [Signature]
OFFICE _____ DEPARTMENT _____

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

R/W secured as requested

RECORDED RIGHT OF WAY NO. 44241

PERMITS IN RECORD CENTER 1 R.E. & R/W DEPT. FILE 1 GRANTOR 1

NO. OF PERMITS 1 NO. OF STRUCTURES _____ NO. OF MILES _____ PERMITS TO MBT 1

DATE 3-17-93 SIGNED [Signature] HAROLD CABLE

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9204871-1MR

On 2-9, 1993 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:

Larry A. Cushman and Susan I. Bennett-Cushman, his wife, 2107 Hilltop Ct., Lake Orion, MI 48360

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
Harron Cablevision, a Delaware Corporation, ~~55800~~ New Haven Road, New Haven, MI 48048

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

See Appendix "A" attached hereto

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

A Six (6) foot wide easement as shown on drawing # R-9204871-1MR attached hereto.

93 FEB 22 AM 11:13

CARMELLA SABAUGH
REGISTER OF DEEDS
MACOMB COUNTY, MI

RECORDED RIGHT OF WAY NO. 44411

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 under signature)

Grantor:(type or print name under signature)

x Michael J. McCabe

Larry A. Cushman

MICHAEL J. McCABE

Larry A. Cushman

Richard J. Mroz
RICHARD J. MROZ

Susan I. Bennett-Cushman
Susan I. Bennett-Cushman, his wife

Acknowledged before me in Macomb County, Michigan, on 2-9, 1993

LARRY A. CUSHMAN AND SUSAN I. BENNETT - CUSHMAN, HIS WIFE

MICHAEL J. McCABE
Notary Public, Macomb County, MI
My Commission Expires Feb. 4, 1996

Notary's Stamp

Notary's Signature

Michael J. McCabe

Prepared by and Return to:

Michael J. McCabe, 43230 Elizabeth Rd, Clinton Twp, MI 48036

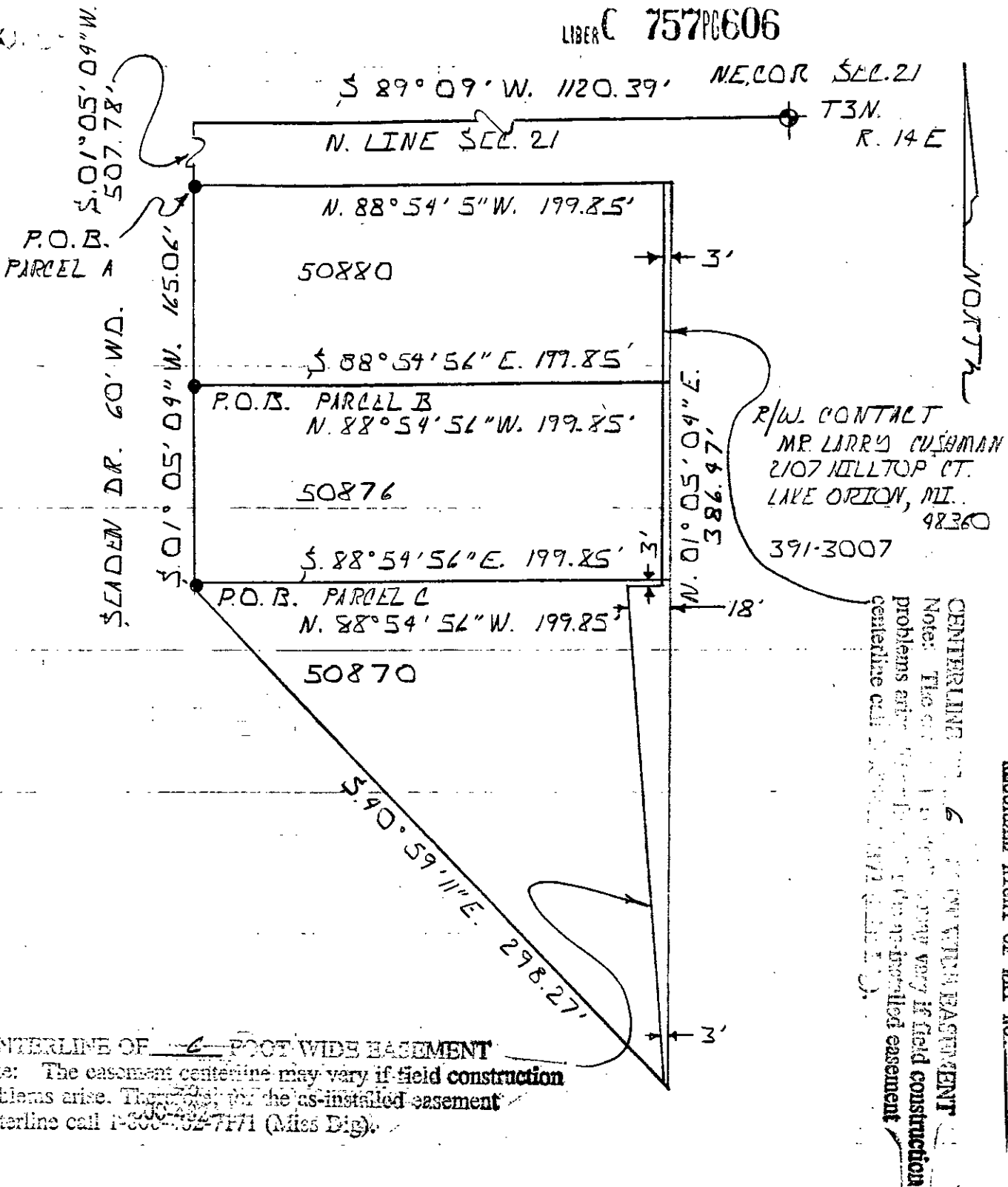
RECORDED RIGHT OF WAY NO. 44241

APPENDIX "A"

Part of Lot 13, Supervisor's Plat No. 16, of part of the Northeast 1/4 of Section 21, and part of the Northwest 1/4 of Section 22, Town 3 North, Range 14 East, according to the plat thereof as recorded in Liber 18, Page 37 of Plats, Macomb County Records, described as: Beginning at the intersection of the South line of 120 foot wide 23 Mile Road and the East line of 60 foot wide Seadon Road, said point located South 89 degrees 09 minutes West along the North line of said Section 21, a distance of 1120.39 feet and South 01 degrees 05 minutes 04 seconds West 508.78 feet from the Northeast corner of said Section 21; thence continuing South 01 degrees 05 minutes 04 seconds West along said East line 165.06 feet to the Northerly line of Seadenville Subdivision No. 1 (Liber 62, Pages 27 and 28 of Plats, Macomb County Records); thence South 40 degrees 59 minutes 11 seconds East along said Northerly line 298.27 feet; thence North 01 degrees 05 minutes 04 seconds East 386.47 feet; thence North 88 degrees 54 minutes 56 seconds West 199.85 feet to the point of beginning.

RECORDED RIGHT OF MAY NO. 44241

LIBER C 757PC606



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 1-800-392-7171 (Miss Dig).

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RECORDED RIGHT OF WAY NO. 4424

9204871

LEGEND		THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
	FOREIGN POLE	CITY OR TOWNSHIP	COUNTY	QTR. & TWP. SECT. NO.	DEPT. ORDER NO.
	EXIST D.E. CO. POLE	CHESTERFIELD	MACOMB		
	PROPOSED POLE	MAP SECT.	TOWN	RANGE	JOINT R/W REQUIRED
	EXIST ANCHOR	1-409-430	3N	14E	YES <input type="checkbox"/> NO <input type="checkbox"/>
	PROPOSED ANCHOR	PROJECT NAME	TEL. ENGR & DIST.		R/W NO.
	TREE				R-9204871-1MR
	120/240 VOLT LINE	CIRCUIT			PROJ. OR PART NO.
	4800 VOLT LINE	CHEST. 8430			O.F.W. S.O. OR P.E. NO.
	13,200 VOLT LINE	REASON			BUDGET ITEM NO.
	40,000 VOLT LINE	PROVIDE SERVICE			
		PLANNER		SCALE	DATE
		C. MADDIX			1-28-73