

APPLICATION FOR RIGHT OF WAY

DE 963-0811 5-7455 (MS 80)

PLEASE SECURE RIGHT OF WAY AS FOLLOWS:

DATE MARCH 12, 1993

LOCATION 3539 33 MILE RD.

APPLICATION NO. R-9301086-1M

DEPT. ORDER NO. A-74060

CITY OR VILLAGE _____

O. F. W. NO. _____

TOWNSHIP BRUCE COUNTY MACOMB

BUDGET ITEM NO. _____

DATE BY WHICH RIGHT OF WAY IS WANTED APRIL 11, 1993

INQUIRY NO. _____

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

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 10 FOOT WIDE RECORDED EASEMENT FOR PUBLIC UTILITIES AS SHOWN ON SKETCH.

PURPOSE OF RIGHT OF WAY PROVIDE SERVICE TO A RESIDENCE AT 3539 33 MILE RD. EASEMENT REQUIRED FOR DIRECT BURIED PRIMARY CABLE, PAD MOUNTED TRANSFORMER AND ASSOCIATED EQUIPMENT.

SIGNED Glenn F. Pearson
MACOMB - SHELBY ENG & PLNG
OFFICE DEPARTMENT

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

R/W secured as requested

RECORDED RIGHT OF WAY NO. 44487

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 3-29-93 SIGNED Marked McLab

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9301086-1M

On 3-22, 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:

Cathy L. Conway, 61386 Windwood, Washington, MI 48094

"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

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

A parcel of land located in and being a part of the South 1/2 of the Southeast 1/4 of Section 30, Town 5 North, Range 12 East, Bruce Township, Macomb County, Michigan, and being more particularly described as follows: Commencing at the Southeast corner of said Section 30; thence North 88 degrees 44 minutes 48 seconds West 930.00 feet along the South line of said Section 30 to the point of beginning; thence extending North 88 degrees 44 minutes 48 seconds West 330.00 feet along said South line of Section 30; thence North 04 degrees 29 minutes 44 seconds West 637.39 feet; thence North 05 degrees 37 minutes 50 seconds East 541.93 feet; thence South 89 degrees 02 minutes 30 seconds East 372.90 feet; thence South 02 degrees 14 minutes 51 seconds West 1176.64 feet to the point of beginning.

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

A Ten (10) foot wide easement as shown on drawing #R-9301086-1M attached hereto.

RECORDED RIGHT OF WAY NO.

44487

93 APR 20 PM 2: 34

CARMELLA SABAUGH
REGISTER OF DEEDS
MACOMB COUNTY, MI

- 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 Mike Doutry
Mike Doutry

Cathy L. Conway
Cathy L. Conway

x Vickie Snyder
VICKIE SNYDER

Acknowledged before me in Macomb County, Michigan, on 3-22 1993

CATHY L. CONWAY

KAY SHARON STONE
Notary Public, Macomb County, MI
My Commission Expires Aug. 17, 1994

Notary's Stamp

Notary's Signature

Kay Sharon Stone

Prepared by and Return to: Michael J. McCabe, 43230 Elizabeth Road, Clinton Twp, MI 48036

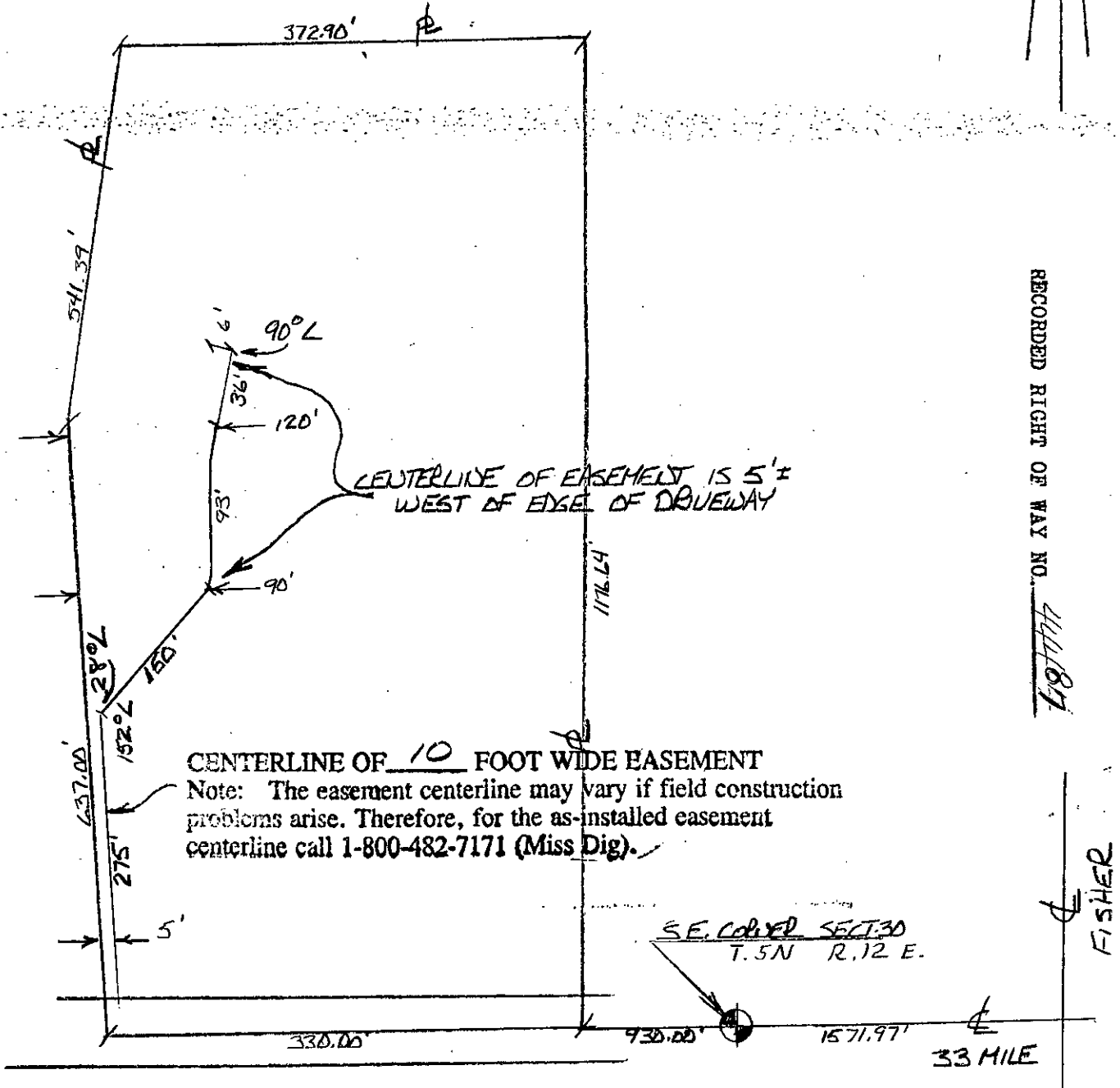
RECORDED RIGHT OF WAY NO. 44489

APPROVED AS TO FORM 7/2/93 DATE
LEGAL DEPARTMENT [Signature]

3-12-93

DRAWING NO. R-9301086-1M BY J.R. POISSON
R/W FOR 3539 33 MILE RD
BRUCE TOWNSHIP

LIBER 05817PG553



RECORDED RIGHT OF WAY NO. 444187

FISHER

CENTERLINE OF 10 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).

S.E. CORNER SECT. 30
T. 5N R. 12 E.

33 MILE