Detroit Edison

Application for PASAELD Tup U.R.D. Endements Sec 5+6 0E 983-5145 9-73CS (RR 11)

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UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9206487-1A

"Grantor" is:

SIERRA VISTA CONDOMINIUM, 905 W. EISENHOWER CIRCLE, ANN ARBOR, MICHIGAN 48103 "Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226

"Grantor's Land" is in the City of Ann Arbor, Washtenaw County, described as: ****SEE BACK OF DOCUMENT FOR DESCRIPTION OF APPENDIX "A"****

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

All in accordance with Detroit Edison Drawing R-9206487-1A and dated 02/18/93, which is attached hereto and made a part hereof. The width of Right of Way is twelve (12) feet.

- 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
- 7 Successors: This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licensees and assigns.

Grantor: (type or print name below signature) Witnesses: (type or print name below signature) SIERRA VISTA CONDOMINIUM ASSOCIATION RECORDED SHEHALF OF: SIERRA VISTA CONDOMINIUM prode PEGGY M. HAINES County, Michigan, on J Acknowledged before me in by Sierra Vista Condominium Associationan Jennifer J. Reid, Treasurer, on behalf of Notary Public, Lenawee County, MI My Commission Expires Nov. 28. 1994 Acting in Washtenaw County, MA Notary's Stamp

Prepared by and Return to: Richard Longwish, Detroit Edison, 425 S. Main, P.O. Box 8602, Ann Arbor, MI 48107/maf

(Notary's name, county and date commission expires)

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LIBER 2779 PAGE 448

APPENDIX "A"

UNITS 1 AND 4 OF SIERRA VISTA CONDOMINIUM, ACCORDING TO THE MASTER DEED RECORDED IN LIBER 2098 PAGES 887 THROUGH 925, WASHTENAW COUNTY RECORDS AND DESIGNATED AS SUBDIVISION PLAN NO. 74, AND AS AMENDED BY FIRST AMENDMENT TO MASTER DEED RECORDED IN LIBER 2222 PAGES 408 THROUGH 415, WASHTENAW COUNTY RECORDS, AND SECOND AMENDMENT TO MASTER DEED RECORDED IN LIBER 2270, PAGE 205, WASHTENAW COUNTY RECORDS, AND THIRD AMENDMENT TO MASTER DEED RECORDED IN LIBER 2688 PAGE 900 THROUGH 904, WASHTENAW COUNTY RECORDS, TOGETHER WITH RIGHTS IN GENERAL COMMON ELEMENTS AND LIMITED COMMON ELEMENTS, AS SET FORTH IN THE ABOVE MASTER DEED AND BEING FURTHER DESCRIBED AS:

Commencing at the Southeast Corner of Section 6, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence N1°52'40" W 14.00 feet along the east line of said Section 6; thence S 86°31'10" W 33.01 feet for a PLACE OF BEGINNING; thence S 86°38'10" W 28.37 feet; thence along the following five courses along the Northeast right-of-way line of 1-94 N 30°55′10" W 152.23 feet, N 13'15'10" W 360.83 feet, N 2'38' W 532.35 feet, N 48°00'50" W 241.36 feet and N 3°00'50" W 176.78 feet; thence N 41°58'10" E 95.28 feet along the Southeast right-of-way line of Saline-Ann Arbor Road; thence S 48°01'40" E 584.79 feet along the Southwest right-of-way of Eisenhower Parkway; thence S 41.58,20" W 12.79 feet; thence 233.55 feet along the arc of a circular curve to the left, radius 300.00 feet, chord S 19°40'10" W 227.70 feet; thence S 2°38'E 178.98 feet; thence 261.89 feet along the arc of a circular curve left, radius 300.00 feet, chord S 27°38'31" E 253.65 feet; thence S 37°21'00" W 132.64 feet; thence S 1°52'40" E 40.76 feet; thence S 88°07'20" W 66.0 feet; thence S 1°52'40" E 254.07 feet along the east line of said Section 6 to the Place of Beginning, being part of the SE 1/4 of said Section 6 and part of the SW 1/4 of Section 5, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan, containing 6.91 acres of land more or less.

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