

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9301131-1M

On 5/4, 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:

Annette Marian Ross and Janet Ann Slobodnik, 48515 Romeo Plank Road, Macomb Township, Michigan, and 25250 Rosso Hwy, Harrison Township, MI 48045

"Grantee" is:

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

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

Part of the East 20 acres of the West 57 acres of fractional Section 6 described as: Commencing at the Northwest corner of fractional Section 6; Town 2 North, Range 14 East; thence East 836.5 feet along North line of fractional Section 6; thence South 01 degrees 54 minutes 13 seconds West 2646.0 feet to the point of beginning; thence South 01 degrees 54 minutes 13 seconds West 624.0 feet to the South line of fractional Section 6; thence West 168.0 feet along the South line of fractional Section 6 to a point on a curve concave to Southeast with radius of 5626.65 feet; thence along said curve 648.0 feet and whose long chord bears North 17 degrees 18 minutes East 645.22 feet to the point of beginning.

RECORDED RIGHT OF WAY NO.

44593

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

avg

A ^{SIX} ~~EIGHT~~ (6) foot wide easement as shown on drawing #R-9301131-1M attached hereto. Not to exceed 40 feet in length.

US *** FAILURE OF GRANTEE TO CONSTRUCT ELECTRIC FACILITIES BY DECEMBER 31, 1993 THIS EASEMENT REVERTS TO GRANTOR.

US * DETROIT EDISON SHALL NOT REMOVE OR REQUIRE REMOVAL OF ANY EXISTING STRUCTURES OR FENCES.

US * RESTORATION RESPONSIBILITY EXTENDS TO ADJOINING PROPERTY CROSSED TO REACH GRANTOR'S LAND.

- 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. * See Above

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. ** See Above

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

*** See Above

Witnesses:(type or print name under signature)

Grantor:(type or print name under signature)

x Michael J. McCabe
MICHAEL J. McCABE

Annette Marian Ross
Annette Marian Ross

x Larry R. Simms
LARRY R. SIMMS

Janet Ann Slobodnik
Janet Ann Slobodnik

Acknowledged before me in Macomb County, Michigan, on 5/4, 1993 BY ANNETTE MARIAN ROSS AND JANET ANN SLOBODNIK

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

Notary's Signature Michael J. McCabe

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

RECORDED RIGHT OF WAY NO.

445-93

93 MAY 13 PM 2:44

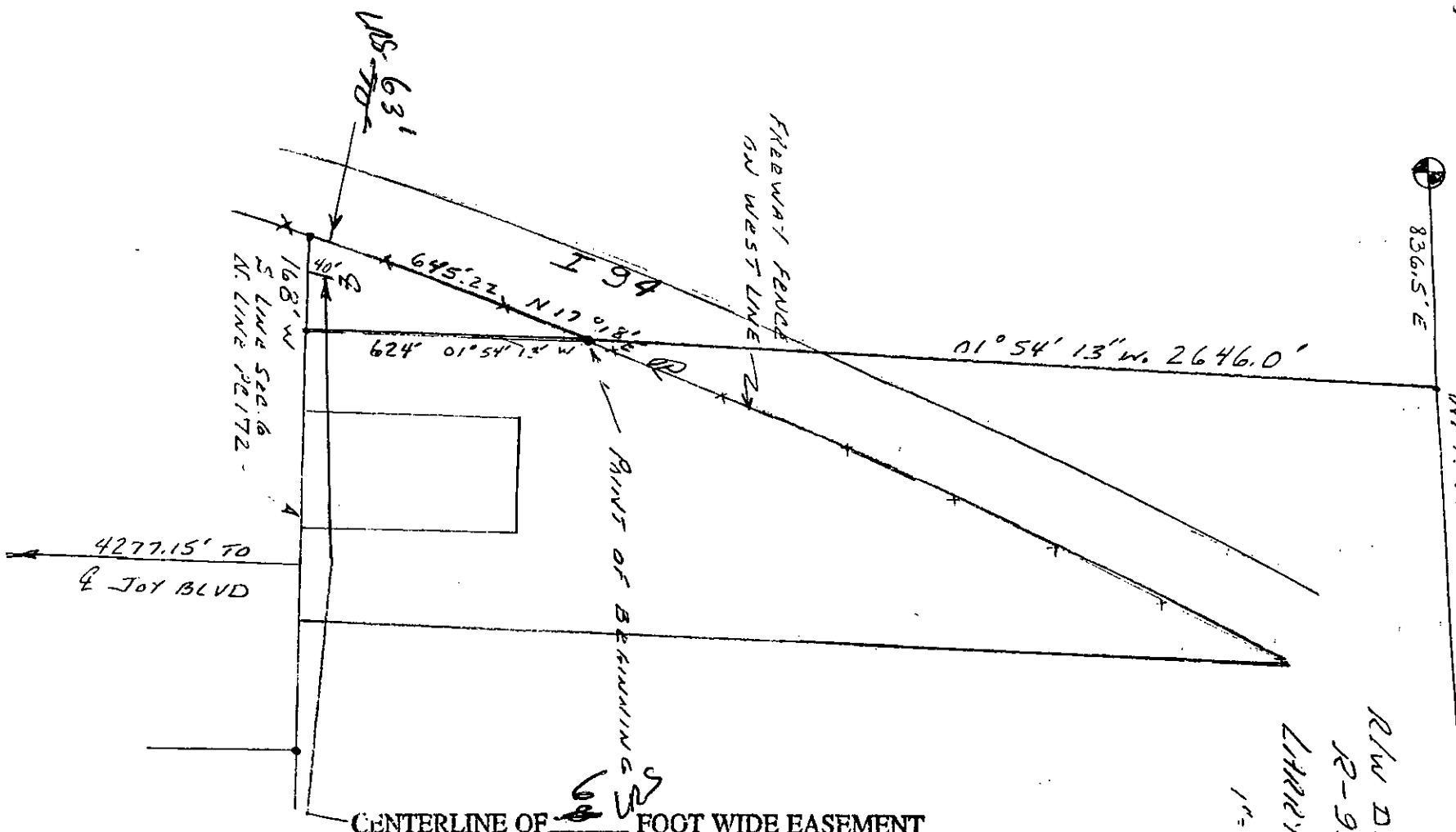
CARMELLA SABAUGH
REGISTER OF DEEDS
MACOMB COUNTY, MI

W.M. P. ROSSO H. / LIBR 05850PG155

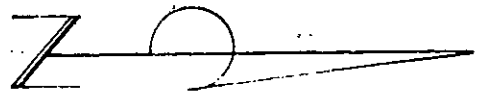
R/W DRAWING #
R-9301131-1A

LARRY SIMMS

1" = 300'



CENTERLINE OF 50 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).



RECORDED RIGHT OF WAY NO. 415-93

APPLICATION FOR RIGHT OF WAY

DE 962-0011 5-7455 (MS 80)

PLEASE SECURE RIGHT OF WAY AS FOLLOWS:

DATE 3-17-93

LOCATION S of Wm. P Rosso Hwy East
of I 94 R/W.

APPLICATION NO. R-9301131-1M

CITY OR VILLAGE HARRISON TWP

DEPT. ORDER NO. A-74392

TOWNSHIP HARRISON TWP COUNTY MACOMB

O. F. W. NO. _____

DATE BY WHICH RIGHT OF WAY IS WANTED 4-3-93

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 8 FT. WIDE UNDERGROUND
EASEMENT TO COVER ATTACHED DRAWING

PURPOSE OF RIGHT OF WAY TO ALLOW FOR EXTENSION OF
P.F. # B-2217

RECORDED RIGHT OF WAY NO. 44643

SIGNED [Signature]
MACOMBS - S.C. MAC. SERV. PLAN
OFFICE DEPARTMENT

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

R/W secured as requested

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 _____

DATE 6/18/93 SIGNED [Signature]