

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9304724-01

On 8-31, 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:
Thomas E. and Erin Hoehn, P.O. Box 180691, Utica, Michigan 48318

"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 Shelby Township, Macomb **County, Michigan described as:**

A parcel of land located in and being a part of the Southwest 1/4 of Section 2, T3N, R.12E, Shelby Twp, Macomb County, Mich, and being more particularly described as follows: Comm at the S. 1/4 corner of Section 2; th S. 88 degrees 52 minutes 00 seconds West 1476.53 ft along the S. line of Section 2; th N. 00 degrees 20 minutes 08 seconds East, 200.02 ft. to the point of beginning; th extending N.00 degrees 20 minutes 08 seconds East, 150.00 feet; th N. 88 degrees 52 minutes 00 seconds East, 133.66 feet to the West line of Lordona Dr; th S.00 degrees 10 minutes 12 seconds West, 151.00 ft. along the West line of Lordona Dr; th S.89 degrees 17 minutes 42 seconds West, 134.08 ft. to the point of beginning.

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

A Twelve (12) foot wide easement as shown on drawing R-9304724-01 attached hereto.

RECORDED RIGHT OF WAY NO. 45032

93 SEP 21 AM 9:57
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.

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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 Mary J. N. Medley
Mary J. N. Medley
x Karen L. Coesens
Karen L. Coesens

Thomas E. Hoehn
Thomas E. Hoehn
Erin Hoehn
Erin Hoehn, wife

Acknowledged before me in MACOMB County, Michigan, on 8/31, 1993 THOMAS E. HOEHN AND ERIN HOEHN, HIS WIFE

PAULA J. HEVIN
Notary Public, Macomb County, MI
My Commission Expires Aug. 26, 1996

Notary's Stamp

Notary's Signature

Paula J. Hevin

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

APPROVED AS TO FORM 9/10/93 DATE
LEGAL DEPARTMENT [Signature]

RECORDED RIGHT OF WAY NO. 45732

APPLICATION FOR RIGHT OF WAY

GE 363-0811 5-7485 (MS 80)

PLEASE SECURE RIGHT OF WAY AS FOLLOWS:

DATE 8-9-93

LOCATION 5512 LORDONA LANE

APPLICATION NO. R.9304724-01

CITY OR VILLAGE _____

O. F. W. NO. _____

TOWNSHIP SHELBY COUNTY MACOMB

BUDGET ITEM NO. _____

DATE BY WHICH RIGHT OF WAY IS WANTED 8.25-93.

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 17. RECORDED EASEMENT IN A EAST WEST DIRECTION.

PURPOSE OF RIGHT OF WAY EXTENSION FOR P.F. B-1063 TO PROVIDE SERVICE TO 5512 LORDONA

SIGNED R.J. Burcar

OFFICE

DEPARTMENT

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

R/W secured as requested

RECORDED RIGHT OF WAY NO. 45033

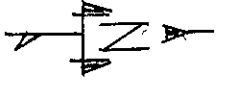
PERMITS IN RECORD CENTER 1 R.E. & R/W DEPT. FILE 1 GRANTOR 1

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

DATE 10-21-93 SIGNED Michael M. Cole able

8-6-93.

LIBER 0 J190325

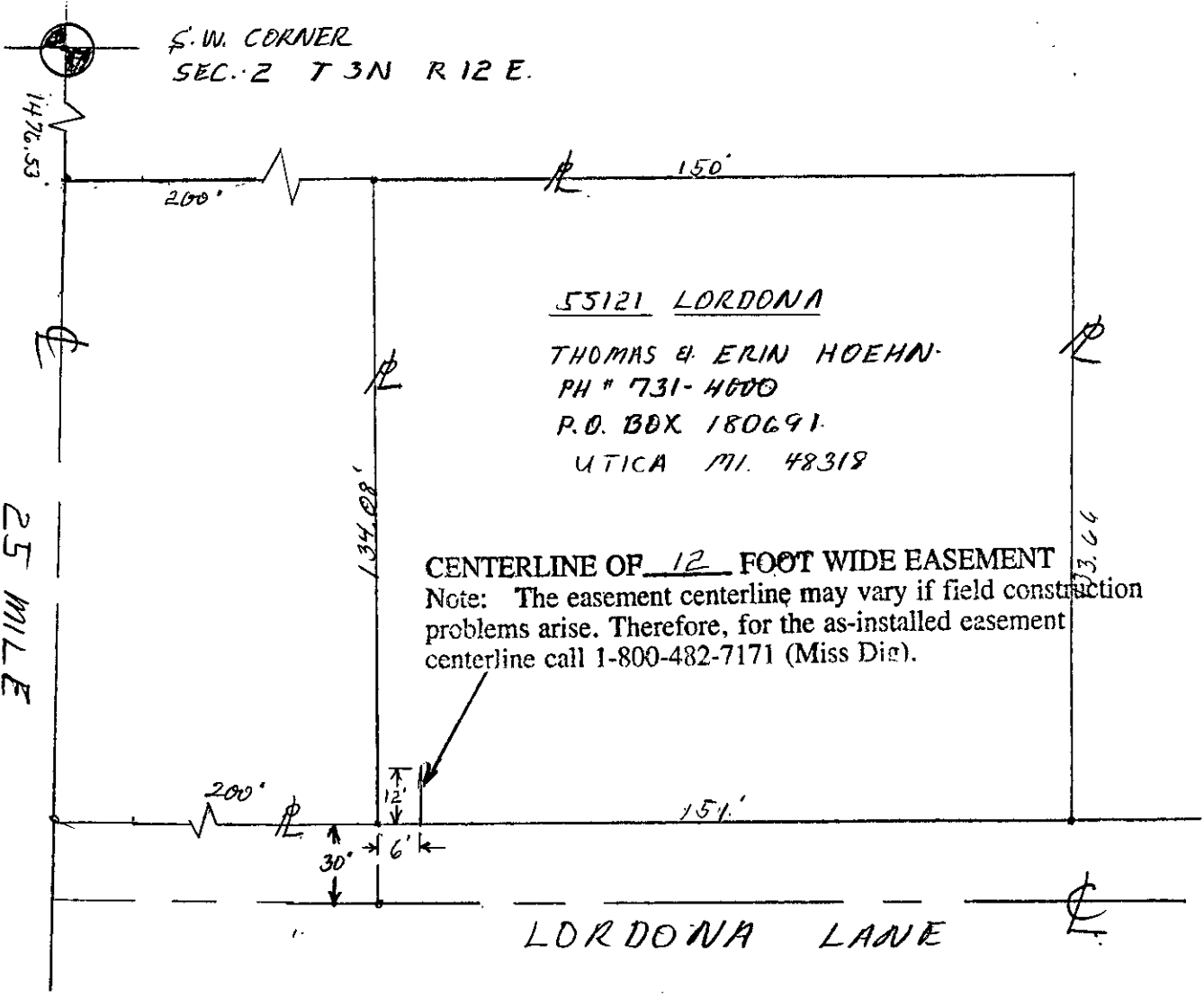


DRAWING NO. R-9304724-01.

R/W FOR 55121 LORDONA LANE

S.W. CORNER

SEC. 2 T 3N R 12 E.



RECORDED RIGHT OF WAY NO. 45032