

Oct 18 10 20 AM '93

Francis Holmbeck
REGISTER OF DEEDS
LIVON COUNTY, MICHIGAN

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9304335-1T

On 10-5, 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:

SCHEURER HOSPITAL, A MICHIGAN NON-PROFIT CORP., 170 N CASEVILLE RD., PIGEON, MICHIGAN, 48755

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
CONSUMERS POWER CO., A MICHIGAN CORP., 1945 W PARNELL, JACKSON, MICH., 49201 AND HARRON COMMUNICATIONS CORP. A PENNSYLVANIA CORP., FRASER, PENN., 19355

"Grantor's Land" is in WINSOR TOWNSHIP, HURON County, described as:

COM AT THE W 1/4 COR OF SEC 2, T16N, R10E, WINSOR TWP., HURON CO., MI., TH S 1 DEG 13 MIN 30 SEC W ALONG THE W LINE OF SAID SEC 2, 657.06 FT TO THE P.O.B. OF THIS DESC., TH S 89 DEG 28 MIN 15 SEC E, 1094.63 FT, TH S 0 DEG 57 MIN W, 657.11 FT TO A POINT ALONG THE E LINE OF SCHOOL STREET, TH N 89 DEG 28 MIN W ALONG THE N LINE OF W SIDE SUBDIVISION, 466 FT TO A POINT ALONG THE W LINE OF MOELLER ST., TH N 0 DEG 57 MIN E, 462.01 FT, TH N 89 DEG 28 MIN W 629.56 FT, TH N 1 DEG 13 MIN 30 SEC E ALONG THE W LINE OF SAID SEC 2, 195.03 FT TO THE P.O.B.

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

PER ATTACHED DETROIT EDISON DRAWING R-9304335-1T

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.

RECORDED RIGHT OF WAY NO.

45-12-9

1

Witnesses:(type or print name below signature)

Stephen M. Harmon
 STEPHEN M. HARMON

Perry Collins
 PERRY COLLINS

Grantor:(type or print name below signature)

BY: Dwight Gascho
 FOR SCHEURER HOSPITAL, A MICHIGAN NON-PROFIT CORP. DWIGHT GASCHO

ITS: Administrative
 ADMINISTRATOR

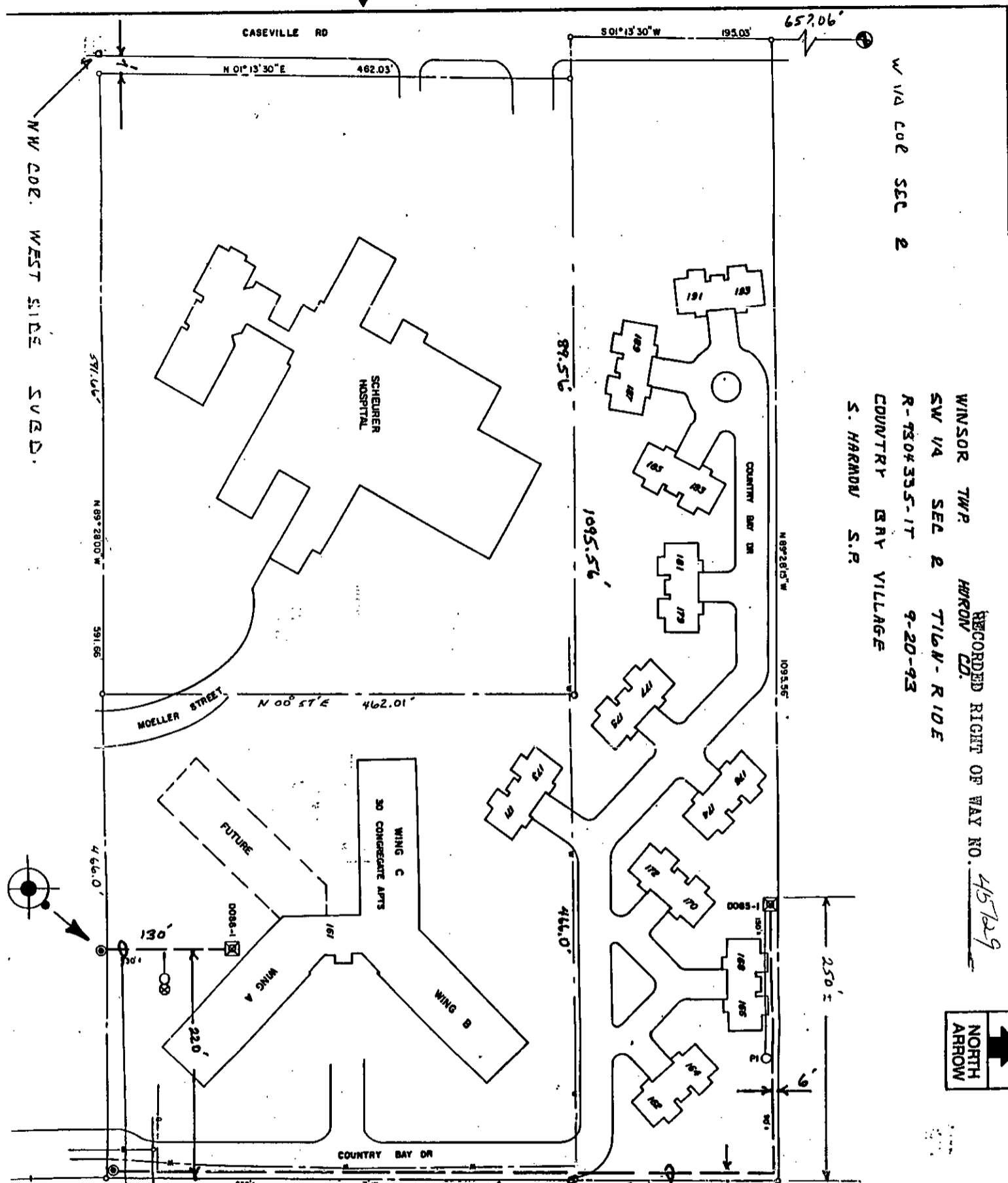
Acknowledged before me in Nuron County, Michigan, on October 5, 1993
 by Dwight Gascho FOR SCHEURER HOSPITAL, A MICHIGAN NON-PROFIT CORP.

Notary's Stamp March 5, 1995 Notary's Signature Donnie L. Kline
 (Notary's name, county and date commission expires)

Prepared by and Return to: PHILIP BALON, R/W REPRESENTATIVE, 3223 RAVENSWOOD ROAD, MARYSVILLE, MICHIGAN, 48040, 313-364-2029/CS

APPROVED AS TO FORM 6/11/93 DATE
 LEGAL DEPARTMENT SWA

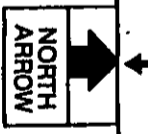
RECORDED RIGHT OF WAY NO. 415129



W 1/4 COE SEC 2

RECORDED RIGHT OF WAY NO. 45729

WINSOR TWP HIRON CO. T16N-R10E
 SW 1/4 SEC 2 R-9304335-17 9-20-93
 COUNTRY BAY VILLAGE
 S. HARMON S.P.



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 (Miles Dig).

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH	
DATE	10-7-93
BY	Phl. B. / 10
DISTRICT FIELDMAN	M. J. B. C.
DATE WANTED	
PERMITS TO:	
REC'DR CENTER	1
R/W FILES	
MBT	
ORIGINATOR	
TOTAL	1

RECORDED

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RECORDED
MAY 10 1900
U.S. DEPT. OF JUSTICE

1018930946JUNE	23950ROW	\$11.00
1018930946JUNE	23950M. S. S. R.	\$2.00