

LIBER 1288 PAGE 547 TIME 9 AM  
MARION SAZANT  
DEPUTY

**UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9303377-TTK**

On June 9, 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:**

BERNARD E. RUMENAPP JR. AND MARILYN J. RUMENAPP, HIS WIFE, 500 CHARTIER, MARINE CITY, MI. 48039

**"Grantee" is:**

Bernard and Marilyn Rumenapp; c/o 500 Chartier, The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226

**"Grantor's Land" is in E. CHINA TOWNSHIP, ST. CLAIR County, described as: NW 1/4 SEC 31**

BEG N 67 DEG 31 MIN 38 SEC W 66.18 FT & S 18 DEG 17 MIN W 73.54 FT FROM NE'LY COR OUTLOT 1, TH S 18 DEG 17 MIN W 74.3 FT, TH N 68 DEG 53 MIN 8 SEC W 1158.05 FT, TH N 17 DEG 43 MIN W 114 FT, TH S 68 DEG 12 MIN 12 SEC E 1225.94 FT TO BEG INCLUDING LANDS TO WATERS EDGE SUPERVISORS BEELE CLAIR PLAT

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

A TEN FOOT EASEMENT WHOSE C/L IS FIVE FEET W & PARALLEL TO URBAN DR. R/W

- 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.
- Access:** Grantee has the right of access to and from the Right of Way Area.
- 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. 2.00  
\*\*0003\*\*
- 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.
- 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.
- 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.
- Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licensees and assigns. 6241A000 09/13/93 DEED 4 11.00  
\*\*0003\*\*

**Witnesses:**(type or print name below signature)

Renee Parisi  
RENEE PARISI

Joy E. Ostland  
JOY E. OSTLAND

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**Grantor:**(type or print name below signature)

Bernard E. Rumenapp Jr.  
BERNARD E. RUMENAPP JR.

Marilyn J. Rumenapp  
MARILYN J. RUMENAPP, HIS WIFE

Gerald Fournier  
GERALD FOURNIER

Karen Fournier  
KAREN FOURNIER, HIS WIFE

RECORDED RIGHT OF WAY NO. 45153

Acknowledged before me in ST CLAIR County, Michigan, on June 9 1993, 1993  
by BERNARD E. RUMENAPP AND MARILYN J. RUMENAPP, HIS WIFE AND GERALD FOURNIER AND KAREN  
FOURNIER, HIS WIFE SR.

**DIANA M. ADAMS**  
Notary Public, St. Clair County, MI  
My Commission Expires Aug. 7, 1996

Notary's Stamp

Notary's Signature

*Diana M. Adams*

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

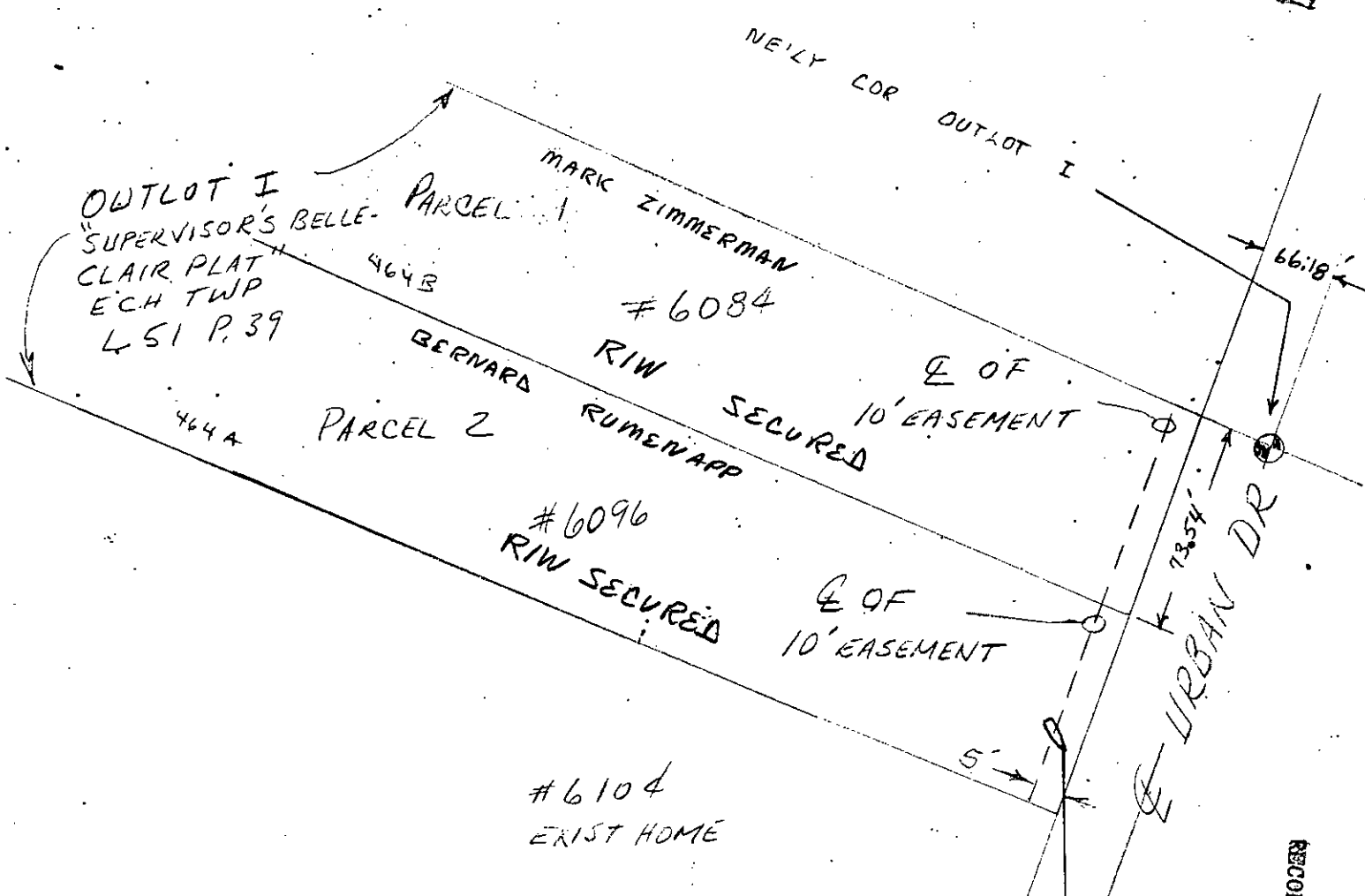
Prepared by and Return to: PHILIP J. BALON, R/W REPRESENTATIVE, 3223 RAVENSWOOD RD, MARYSVILLE, MI.  
48040, 313-364-2029/DST

APPROVED AS TO FORM 8/27/93 DATE  
LEGAL DEPARTMENT shh

RECORDED RIGHT OF WAY NO. 45763

UNDERGROUND R/W DRAWING NO. R-9303377-1TR  
 SER. II PLANNER D. CA. ?  
 R/W FOR ADDRESS 6084 & 6096 URBAN DR  
 DATE 5-19-93 COUNTY ST. CLAIR  
 NW 1/4 SEC 31

LIBER 1288  
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REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH BY <u>Phil Balow</u> DATE <u>7-23-93</u> DATE WANTED _____ DISTRICT FIELDMAN <u>Phil Balow</u>	PERMITS TO: RECORD CENTER <u>2</u> R/W FILES _____ MBT _____ ORIGINATOR <u>2</u> TOTAL <u>2</u>
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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).

RECORDED RIGHT OF WAY NO. 457153