

**UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9201179-1MF**

On 2-22, 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:**

Gary P. Chesney and Denise M. Chesney, his wife, 232 Fairgrove St., Romeo, Michigan 48065  
Whitehall Development Company and Gerald Wiegand and Joan H. Wiegand, his wife, 44481  
S. Carolina, Clinton Township, Michigan 48038

**"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

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

See Appendix "A" attached hereto

93 NOV 12 PM 1:00

WILLIAM ABAUGH  
REGISTERED DEEDS  
MACOMB COUNTY, MI

RECORDED RIGHT OF WAY NO.

45231

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

A Ten (10) foot wide easement as shown on drawing #R-9201179-1MF attached hereto.

- 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.

17

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 Raymond E. Welfelt  
RAYMOND E. WELFELT

Gary P. Chesney  
Gary P. Chesney

x Jeffrey Oleksiak  
JEFFREY OLEKSIK

Denise M. Chesney  
Denise M. Chesney, wife

Acknowledged before me in OAKLAND County, Michigan, on 2-22, 1993 GARY P. CHESNEY AND DENISE M. CHESNEY, HIS WIFE

DIANE L. KITTS  
NOTARY PUBLIC - OAKLAND COUNTY, MICH  
MY COMMISSION EXPIRES 3-30-93

Notary's Stamp \_\_\_\_\_ Notary's Signature Diane L. Kitts

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

RECORDED RIGHT OF WAY NO. 45-231

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

WHITEHALL DEVELOPMENT COMPANY  
a Michigan Limited Co-Partnership

BY:

*Henry A. Zdrodowski*

Henry A. Zdrodowski, Gen Partner

*Gerald Wiegand*

Gerald Wiegand

*Joan H. Wiegand*

Joan H. Wiegand, wife

RECORDED RIGHT OF FAY NO.

415281

x *Michael J. McCabe*

MICHAEL J. McCABE

x *Richard Mroz*

RICHARD MROZ

x

x

Acknowledged before me in MACOMB County, Michigan, on 9-24, 1993 by GERALD WIEGAND & JOAN WIEGAND WIFE  
AND HENRY A. ZDRODOWSKI, GENERAL PARTNER FOR WHITEHALL DEVELOPMENT COMPANY,  
A MICHIGAN LIMITED CO-PARTNERSHIP, FOR THE PARTNERSHIP

MICHAEL J. McCABE

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

Notary's Stamp

Notary's Signature

*Michael J. McCabe*

Prepared by and Return to:

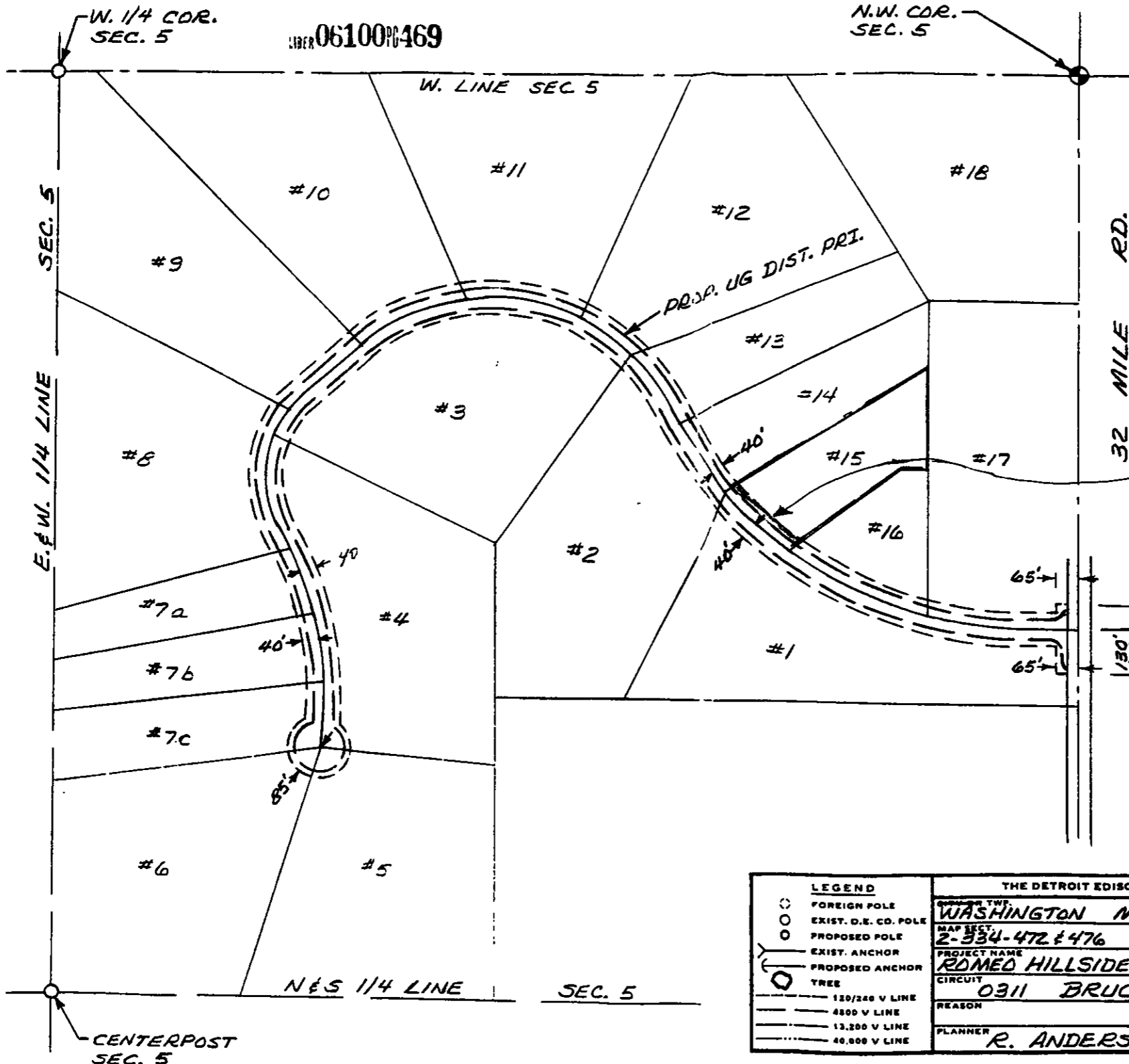
Michael J. McCabe, 43230 Elizabeth Rd., Clinton Twp, MI-48036

## APPENDIX "A"

PARCEL NO. 15: A parcel of land in and being a part of the Northwest 1/4 of Section 5, Town 4 North, Range 12 East, Washington Township, Macomb County, Michigan, described as: Commencing at the Northwest corner of said Section 5; thence North 90 degrees East 649.00 feet along its North line; thence South 00 degrees 01 minutes 50 seconds West 466.00 feet; thence North 90 degrees 00 minutes 00 seconds East 193.72 feet to the point of beginning of this description; thence extending North 90 degrees 00 minutes 00 seconds East 292.28 feet; thence South 00 degrees 00 minutes 00 seconds West 80.00 feet; thence South 36 degrees 25 minutes 40 seconds East 400.40 feet to a point on a curve to the Southwest, said curve having a radius of 1200 feet, a central angle of 12 degrees 17 minutes 51 seconds and a long chord which bears South 41 degrees 25 minutes 40 seconds West 257.07 feet; thence Southwesterly 257.56 feet along the arc of said curve; thence North 31 degrees 10 minutes 30 seconds West 695.33 feet to the point of beginning.

RECORDED RIGHT OF WAY NO.

45231



LIBER 06100PG469

LIBER 06100PG470

CENTERLINE OF 10 FOOT WIDE EASEMENT  
 Note: The easement centerline may vary if field construction problems arise. The centerline of a field-filled easement centerline call 1-800-338-7273 (T. S. 100).

THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT			
<b>LEGEND</b> ○ FOREIGN POLE ○ EXIST. D.E. CO. POLE ○ PROPOSED POLE ○ EXIST. ANCHOR ○ PROPOSED ANCHOR ○ TREE --- 120/240 V LINE --- 4800 V LINE --- 13,200 V LINE --- 40,000 V LINE	TWP. WASHINGTON COUNTY MAP SECT. 2-334-472 & 476 PROJECT NAME RD MED HILLSIDE ESTATES CIRCUIT 0311 BRUCE REASON PLANNER R. ANDERSON	QTR. & TWP. SECT. NO. NW 1/4 5 TOWN RANGE 4N 12E TEL. ENG'R. & DIST. SCALE 1"=300	DEPT. ORDER NO. JOINT R/W REQUIRED YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> PROJ. OR PART NO. R-9201179-1MR O.F.W. E.O. OR P.E. NO. BUDGET ITEM NO. DATE 12-23-92


Detroit  
Edison

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Date: December 13, 1993

To: Records Center  
2310 WCB

From: Susan Putrycus   
Shelby Service Center

Subject: R9201179-1MR - Hillside Drive  
Washington Township, Macomb County

Please file the attached Right of Ways in the appropriate Record Center file.

If you have any questions, please call me on 182-84181.

RECORDED RIGHT OF WAY NO. 45230 - 45239

APPLICATION FOR RIGHT OF WAY

DE 983-0811 B-7486 (MS 80)

E-9201179-1MR

PLEASE SECURE RIGHT OF WAY AS FOLLOWS:

DATE 12-23-92

LOCATION ROMEO HILLSIDE ESTATES,  
HILLSIDE DR. AT 32 MILE RD.

APPLICATION NO. \_\_\_\_\_

DEPT. ORDER NO. A-74017

CITY OR VILLAGE \_\_\_\_\_

O. F. W. NO. 2175-1-1-0

TOWNSHIP WASHINGTON COUNTY MACOMB

BUDGET ITEM NO. 2MBOB-MDB

DATE BY WHICH RIGHT OF WAY IS WANTED 5-1-93

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 Additional 10' Right-of-Way adjacent to  
60' wide ingress & egress easement (private road), along  
lots #1 thru #17. Also additional easement on lot #1 & #17.

PURPOSE OF RIGHT OF WAY To provide U.G. distribution in said project.

SIGNED R.C. Anderson

OFFICE \_\_\_\_\_

DEPARTMENT Service Planning

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

R/W secured as requested.

RECORDED RIGHT OF WAY NO.

45230  
45239

PERMITS IN RECORD CENTER 9 R.E. & R/W DEPT. FILE 9 GRANTOR 9

NO. OF PERMITS 9 NO. OF STRUCTURES — NO. OF MILES — PERMITS TO MBT 9

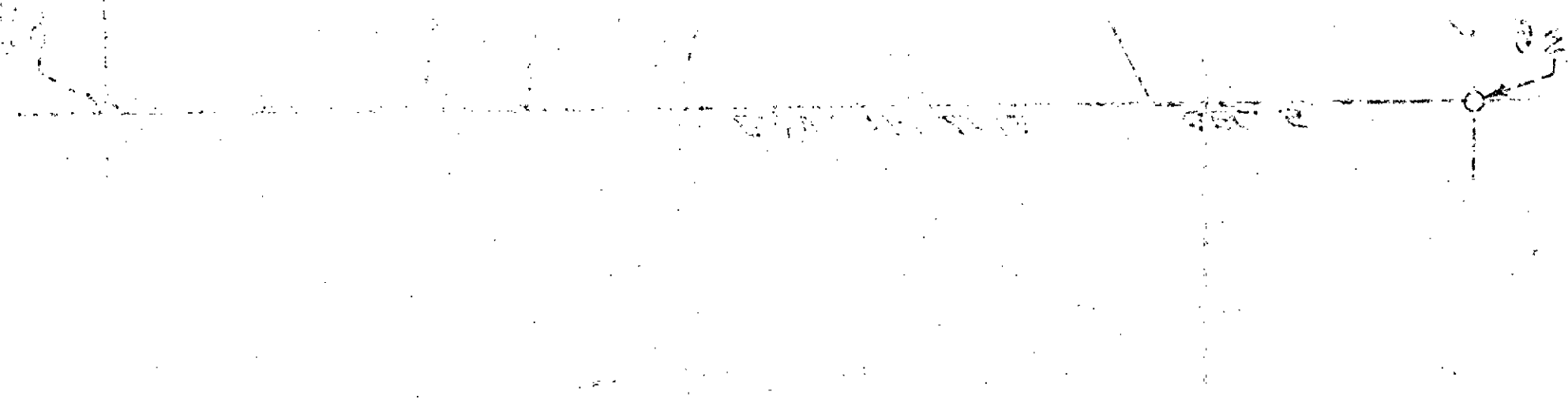
DATE 12/13/93 SIGNED S. Patryus

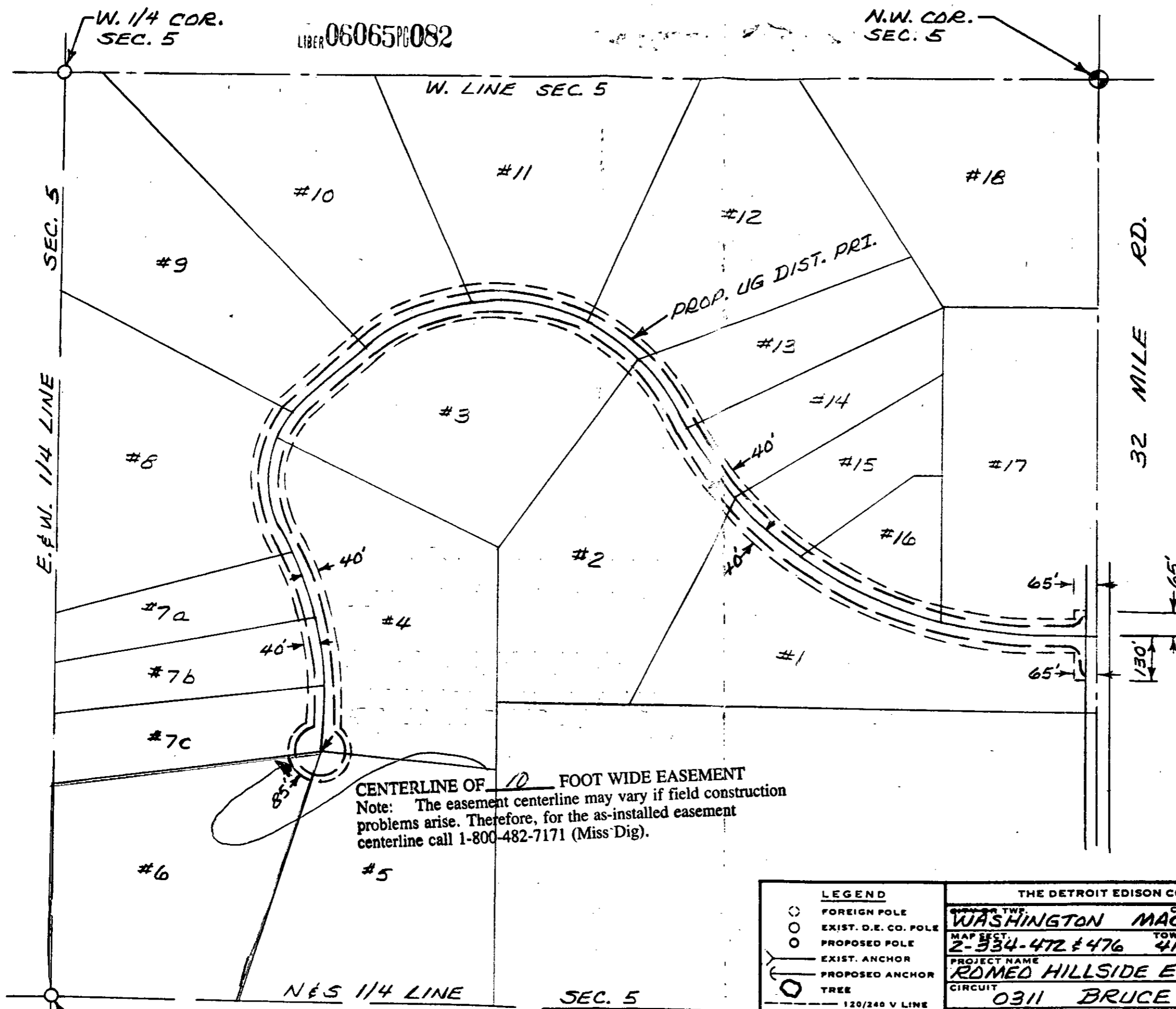




45230

RECORDED RICE CO. UNIT 11





LIBER 06065PG082

LIBER 06065PG083

**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).

THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT			
OWNER TWP.	COUNTY	QTR. & TWP. SECT. NO.	DEPT. ORDER NO.
WASHINGTON	MACOMB	NW 1/4 5	
MAP SECT.	TOWN	RANGE	JOINT R/W REQUIRED
2-334-472 & 476	4N	12E	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
PROJECT NAME	TEL. ENG'R. & DIST.		PROJ. OR PART NO.
ROMED HILLSIDE ESTATES			
CIRCUIT			O.F.W. S.O. OR P.E. NO.
0311 BRUCE			
REASON			BUDGET ITEM NO.
PLANNER	SCALE	DATE	
R. ANDERSON	1" = 300	12-23-92	

LEGEND	
	FOREIGN POLE
	EXIST. D.E. CO. POLE
	PROPOSED POLE
	EXIST. ANCHOR
	PROPOSED ANCHOR
	TREE
	120/240 V LINE
	4800 V LINE
	13,200 V LINE
	40,000 V LINE

JAN 4 1993