

B975033

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9201179-LMR

On 2-29, 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:

Arthur A. & Denise K. Donovan, 6542 Westbridge Street, Washington, Michigan 48094
Whitehall Development Company, Gerald and Joan H. Wiegand, c/o 67 Cass Avenue, Room 408,
Mt. Clemens, Michigan 48043

"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

CARMELLA SABAUGH
REGISTER OF DEEDS
MACOMB COUNTY, MI

RECORDED RIGHT OF WAY NO. 45234

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-LMR 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.

7

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 Michael J. McCabe
MICHAEL J. MCCABE

Arthur Donovan
~~Arthur Donovan~~ ARTHUR DONOVAN

x Ralph A. Piper
RALPH A. PIPER

Denise K. Donovan
Denise K. Donovan, wife
Denise K. Donovan

Acknowledged before me in Macomb County, Michigan, on 2/23, 1993 by ARTHUR DONOVAN & DENISE K. DONOVAN, HIS WIFE

Notary's Stamp MACOMB COUNTY, MICH.

Notary's Signature Anna Beaulieu

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

RECORDED RIGHT OF WAY NO. 45234

APPROVED AS TO FORM 10/13/93 DATE
LEGAL DEPARTMENT [Signature]

RECORDED RIGHT OF WAY NO.

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

X Josephine Lesperance
JOSEPHINE LESTERANCE

X Veronica White
VERONICA WHITE

X _____

X _____

WHITEHALL DEVELOPMENT COMPANY
a Michigan Limited Co-Partnership

Henry A. Zdrodowski
Henry A. Zdrodowski, Gen Partner

Gerald Wiegand
Gerald Wiegand

Joan H. Wiegand
Joan H. Wiegand, wife

RECORDED RIGHT OF WAY NO.

45234

Acknowledged before me in Macomb County, Michigan, on 2/23, 1993 by GERALD WIEGAND & JOAN H. WIEGAND HIS WIFE & HENRY A. ZDRODOWSKI, GEN PARTNER OF WHITEHALL DEV. CO. & MICHIGAN LIMITED CO-PARTNERSHIP, FOR THE PARTNERSHIP

Notary's Stamp _____ Notary's Signature Anna Beaulieu

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

APPROVED AS TO FORM 10/13/93 DATE
LEGAL DEPARTMENT [Signature]

APPENDIX "A"

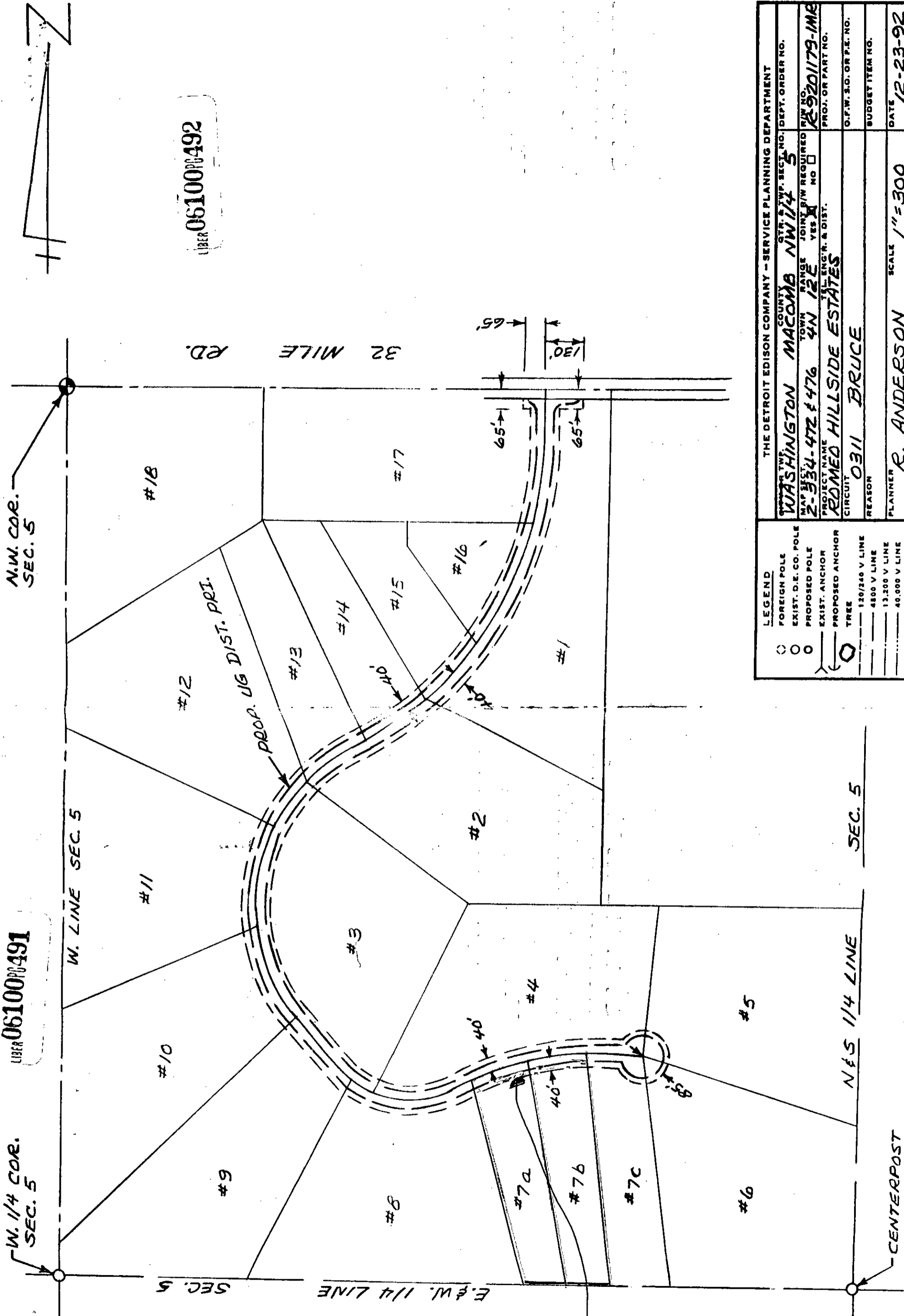
Situated in the Township of Washington, Macomb County, Michigan,
described as:

PARCEL NO. 7A: 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: Beginning at a point on the East and West 1/4 line of said Section 5, distant North 89 degrees 05 minutes 10 seconds West 963.61 feet from its centerpost; thence extending North 89 degrees 05 minutes 10 seconds West 150.19 feet; thence North 15 degrees 24 minutes 45 seconds West 724.27 feet to a point on a curve to the Northeast, said curve having a radius of 1000 feet, central angle of 11 degrees 48 minutes 08 seconds and a long chord which bears North 70 degrees 12 minutes 32 seconds East 205.63 feet; thence Northeasterly 205.99 feet along the arc of said curve; thence South 10 degrees 57 minutes 40 seconds East 784.56 feet to the point of beginning.

PARCEL NO. 7B: 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: Beginning at a point on the East and West 1/4 line of said Section 5, distant North 89 degrees 05 minutes 10 seconds West 810.02 feet from its centerpost; thence extending North 89 degrees 05 minutes 10 seconds West 153.59 feet; thence North 10 degrees 57 minutes 40 seconds West 784.56 feet to a point on a curve to the Northeast, said curve having a radius of 1000 feet, central angle of 11 degrees 47 minutes 13 seconds and a long chord which bears North 82 degrees 00 minutes 13 seconds East 205.36 feet; thence Northeasterly 205.72 feet along the arc of said curve; thence South 07 degrees 04 minutes 16 seconds East 807.40 feet to the point of beginning.

RECORDED RIGHT OF WAY NO.

RECORDED RIGHT OF WAY NO. 45234



LIBER 06100P0491

W. 1/4 COR. SEC. 5

N.W. COR. SEC. 5

LIBER 06100P0492

32 MILE RD.

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 | |
|--|---|
| TOWN | WASHINGTON |
| COUNTY | MACOMB |
| STR. & WP. SECT. NO. | NW 1/4 5 |
| DEPT. ORDER NO. | |
| MAP SHEET | 2-334-472 & 476 |
| TOWN RANGE | 4N 12E |
| JOINT R/W REQUIRED | YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> |
| PROJ. OR PART NO. | R 9201179-1MB |
| PROJECT NAME | ROMED HILLSIDE ESTATES |
| ENGR. & DIST. | |
| CIRCUIT | 0311 BRUCE |
| REASON | |
| O.F.W. S.O. OR P.E. NO. | |
| BUDGET ITEM NO. | |
| PLANNER | R. ANDERSON |
| SCALE | 1"=300 |
| DATE | 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 |

RECORDED RIGHT OF WAY NO. 45234

Detroit
Edison

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.

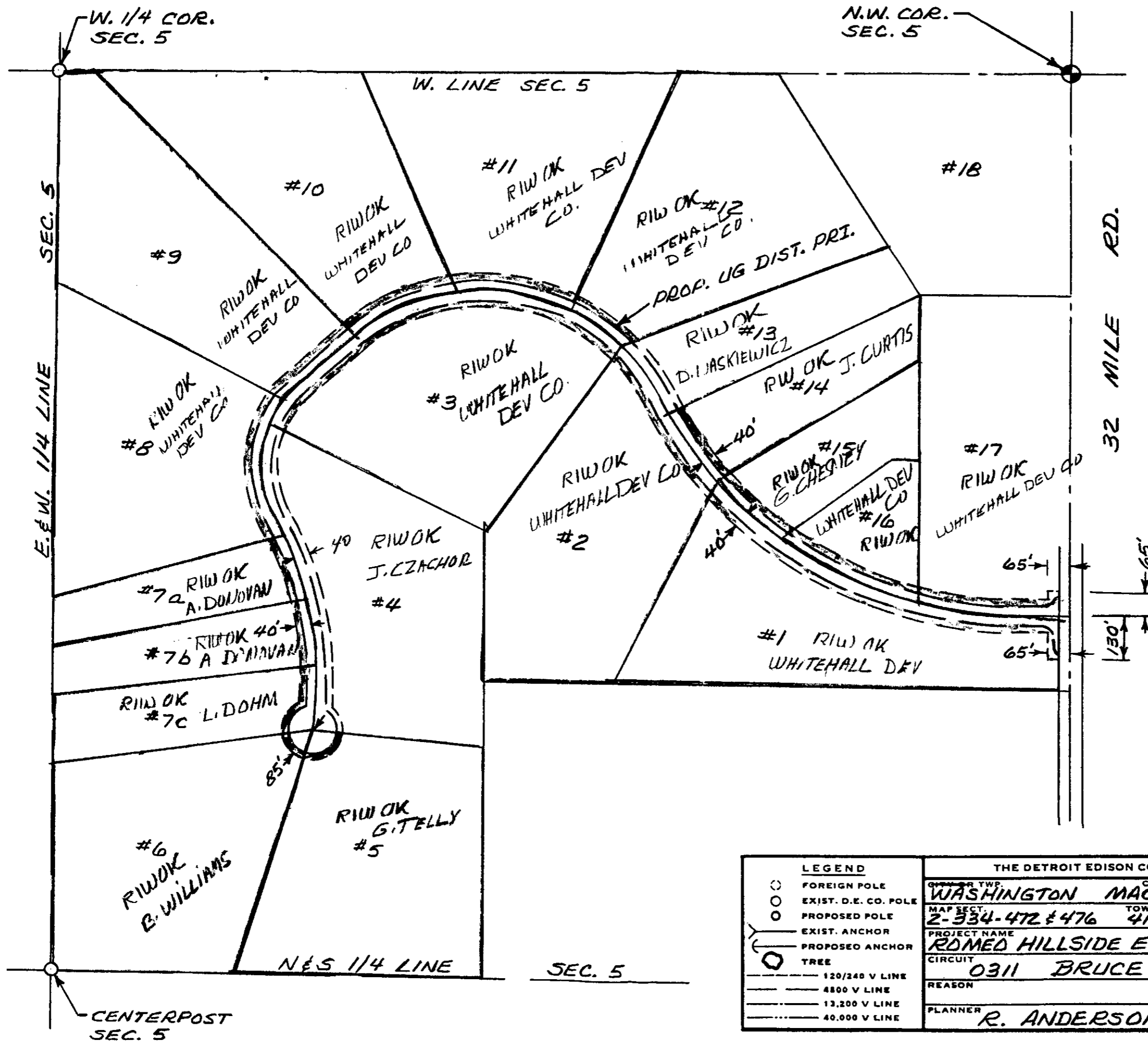
RECORDED RIGHT OF WAY NO.

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

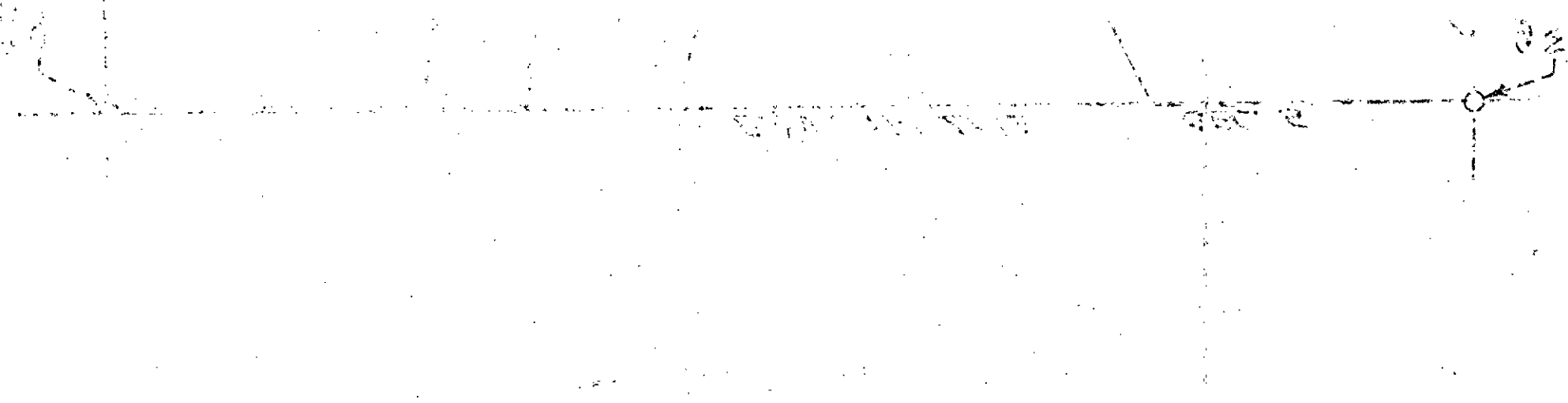
DATE 12/13/93 SIGNED S. Patryus

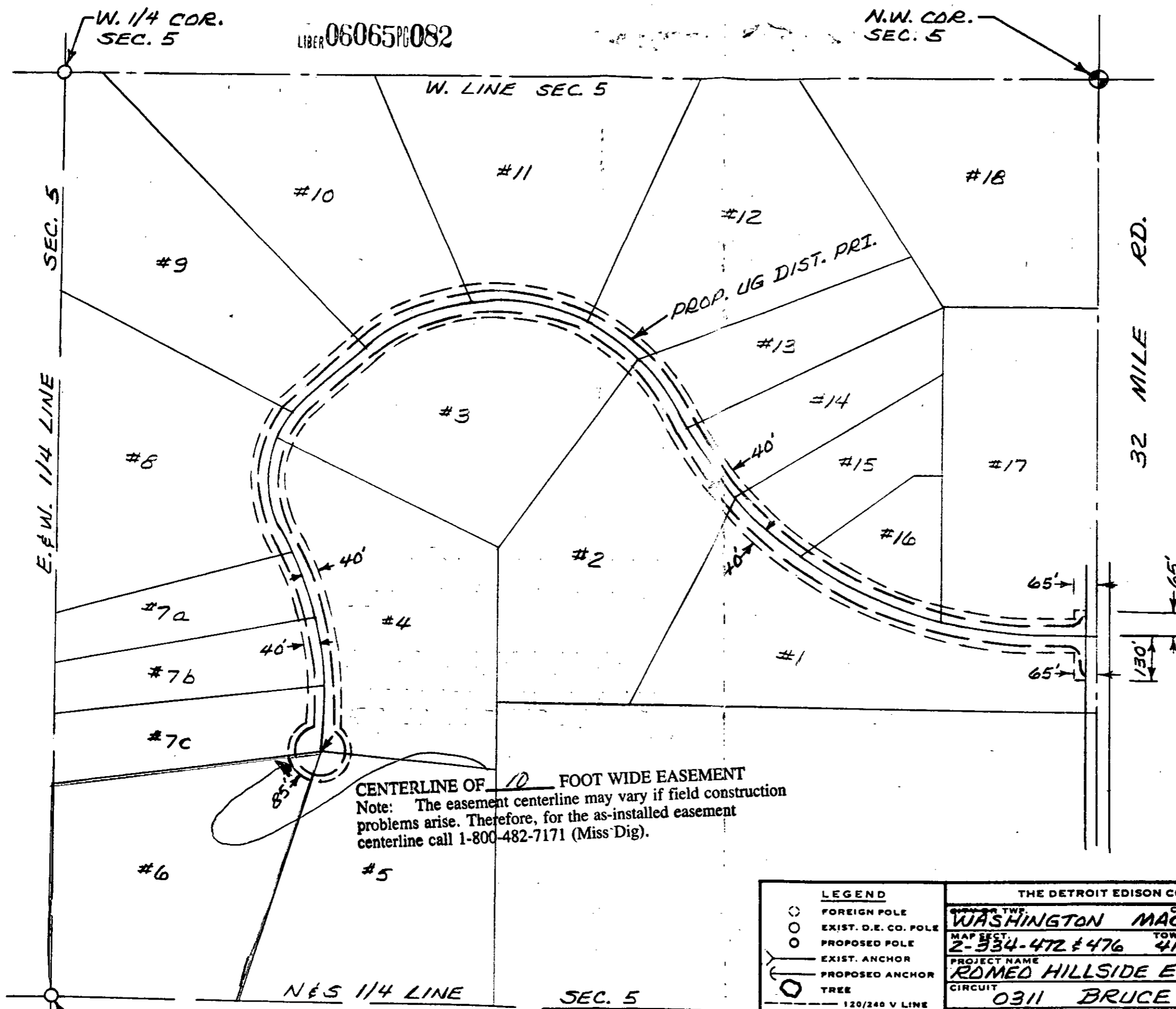


| LEGEND | | | | THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT | | | |
|--------|-----------------|-----|----------------------|--|----------------|-----|---------------|
| ○ | FOREIGN POLE | ○ | EXIST. D.E. CO. POLE | ○ | PROPOSED POLE | — | EXIST. ANCHOR |
| ○ | PROPOSED ANCHOR | ○ | TREE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

45230

RECORDED RICE CO. UNIT 11





LIBER 06065PG082

N.W. COR. SEC. 5

W. 1/4 COR. SEC. 5

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. | | R/W NO. |
| ROMED HILLSIDE ESTATES | | | R-9201179-IMR |
| CIRCUIT | | | PROJ. OR PART NO. |
| 0311 BRUCE | | | |
| REASON | | | O.F.W. S.O. OR P.E. NO. |
| | | | |
| PLANNER | SCALE | DATE | |
| R. ANDERSON | 1"=300 | 12-23-92 | |

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JAN 4 1993