

B975031

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

AD

On FEB 4TH, 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:

Whitehall Development Company and Gerald & Joan H. Wiegand, his wife, c/o 67 Cass Avenue, Room 408, Mt. Clemens, MI 48043
Gary Telly, 6020 Whispering Oaks, Washington, Michigan 48094

"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

CARLELLA SABAUGH
REGISTER OF DEEDS
MACOMB COUNTY, MI

RECORDED RIGHT OF WAY NO.

45236

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-9201179-1MR attached hereto.

17

- 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.

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

RECORDED RIGHT OF WAY NO.

415236

x Michael J. McCabe
MICHAEL J. McCABE

x Gary Telly
Gary Telly, a single man

x Ralph A. Piper
RALPH A. PIPER

Acknowledged before me in MACOMB County, Michigan, on 2/4, ¹⁹⁹³ 1992 by GARY Telly, a SINGLE MAN

Notary's Stamp
MICHAEL J. McCABE
Notary Public, Macomb County, MI
My Commission Expires Feb. A. 1996

Notary's Signature Michael J. McCabe

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 WMT

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)

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. 15336

x Michael J. McCabe
MICHAEL J. McCABE

Richard Mroz
RICHARD MROZ

x _____

x _____

Acknowledged before me in Macomb County, Michigan, on 9-24, 1993 GERALD WIEGAND AND JOAN H. WIEGAND HIS WIFE
AND HENRY A. ZDRODOWSKI GENERAL PARTNER
FOR WHITE HALL DEVELOPMENT COMPANY, A MICHIGAN LIMITED PARTNERSHIP FOR THE PARTNERSHIP

MICHAEL J. McCABE
Notary Public, Macomb County, MI
Notary's Stamp My Commission Expires FEB 4 1996 Notary's Signature Michael J. McCabe

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

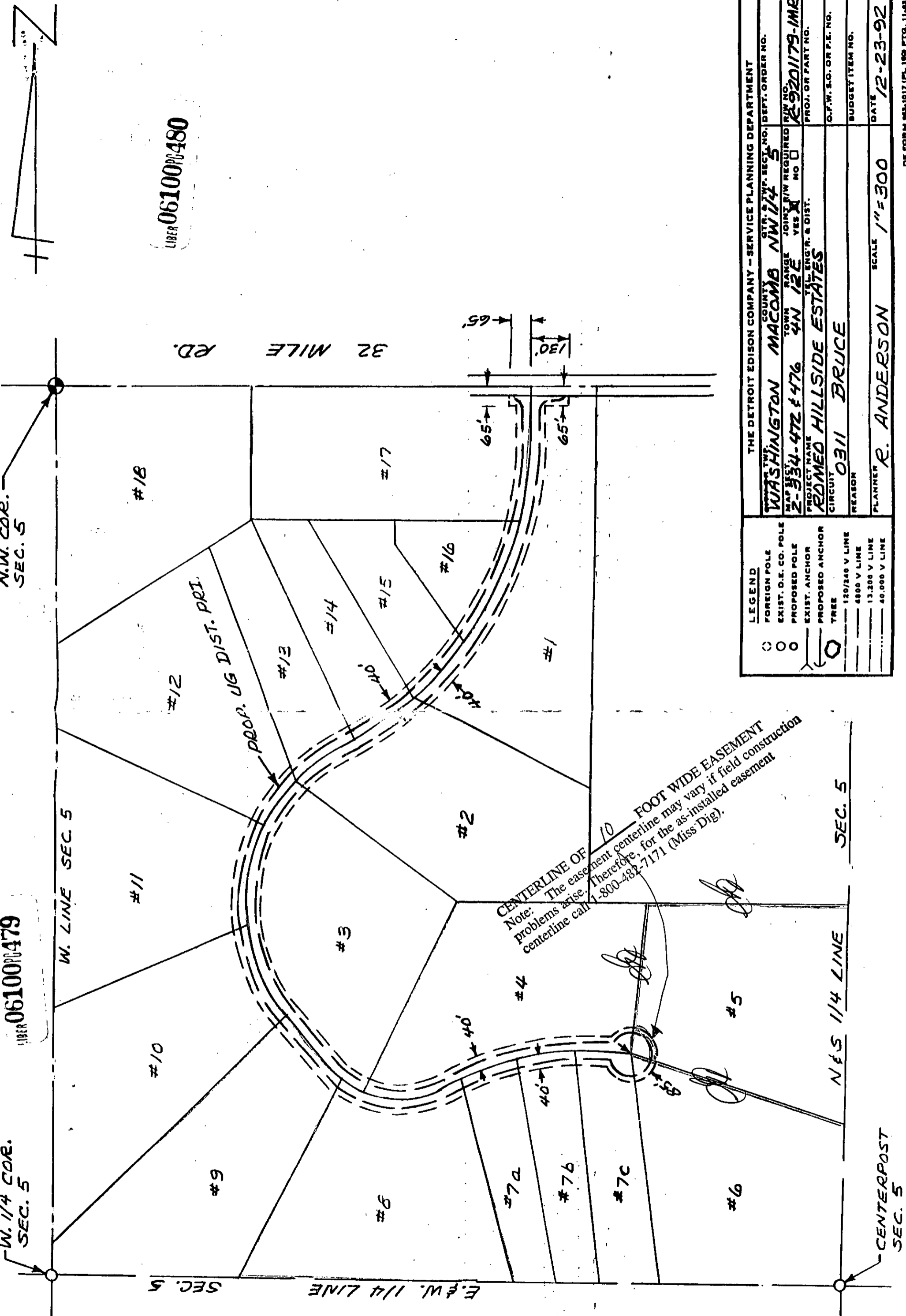
APPROVED AS TO FORM 10/13/93 DATE
LEGAL DEPARTMENT SP/A

APPENDIX "A"

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

PARCEL NO. 5: 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 1820.00 feet along its North line; thence South 00 degrees 01 minutes 50 seconds West 1764.36 feet; thence South 89 degrees 05 minutes 10 seconds East 206.62 feet to the point of beginning of this description; thence extending South 89 degrees 05 minutes 10 seconds East 673.40 feet; thence South 00 degrees 41 minutes 51 seconds West 740.83 feet; thence North 71 degrees 06 minutes 23 seconds West 752.13 feet; thence North 05 degrees 19 minutes 17 seconds East 510.17 feet to the point of beginning.

RECORDED RIGHT OF WAY NO. 45236



LIBER 06100 P 479

LIBER 06100 P 480

N.W. COR. SEC. 5

W. LINE SEC. 5

W. LINE SEC. 5

W. LINE SEC. 5

W. LINE SEC. 5

W. LINE SEC. 5

W. LINE SEC. 5

W. LINE SEC. 5

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N.E.S. 1/4 LINE SEC. 5

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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).

THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT			
COUNTY	MACOMB	TWP. SECT. NO.	NW 1/4 5
TOWN	WASHINGTON	RANGE	4N 12E
MAP NO.	476	JOINT R/W REQUIRED	NO
PROJECT NAME	ROMEO HILLSIDE ESTATES		
PROJECT NO.	2-934-476		
ENGR. & DIST.	R. ANDERSON		
CIRCUIT	0311 BRUCE		
REASON	O.P.W. S.O. OR P.E. NO.		
PLANNER	R. ANDERSON		
SCALE	1"=300		
DATE	12-23-92		

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 _____
TOWNSHIP WASHINGTON COUNTY MACOMB

O. F. W. NO. _____
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.

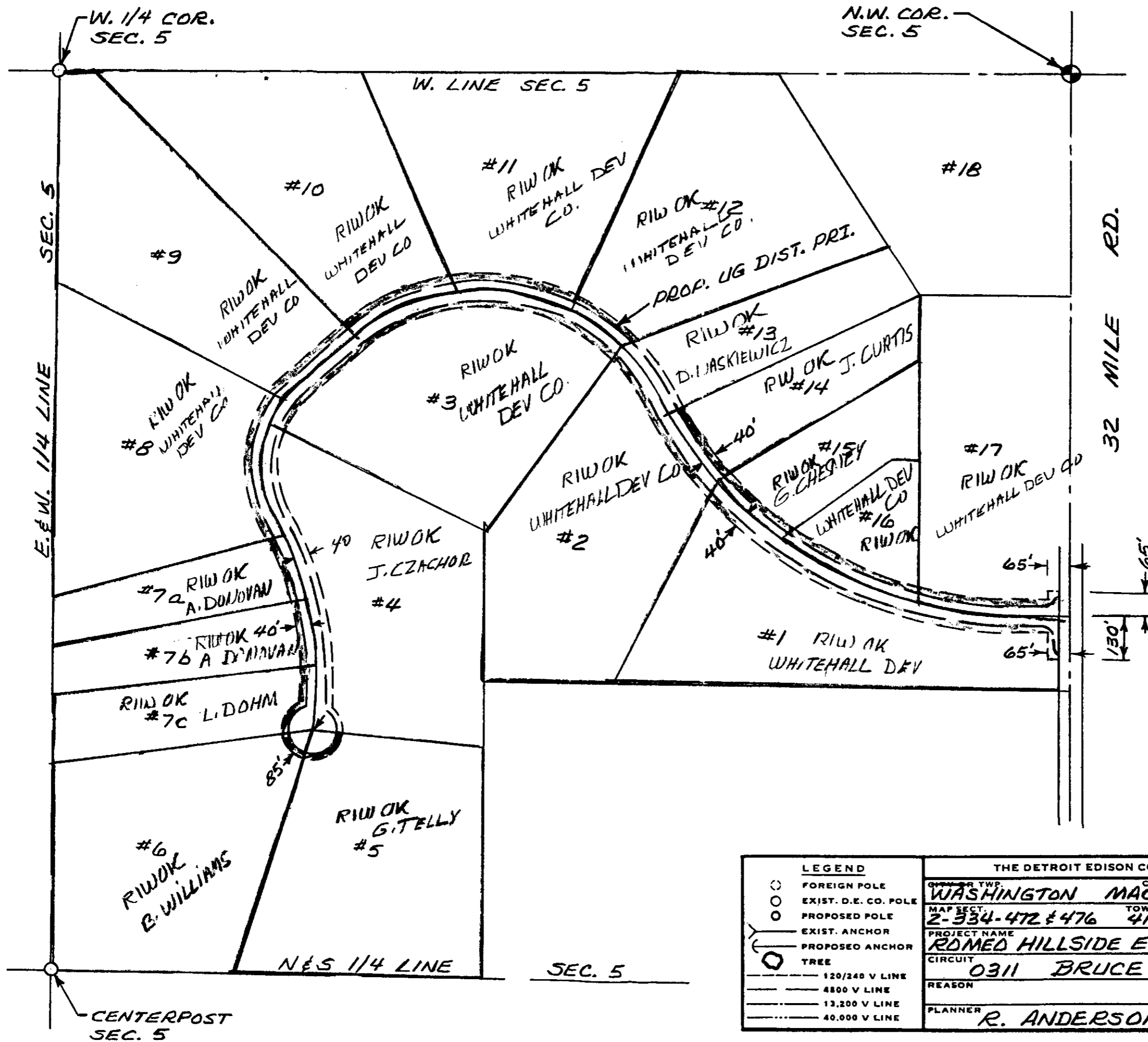
RECORDED RIGHT OF WAY NO.

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. Patrykus

45230
45239



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 MAP SECT. 2-334-472 & 476 TOWN 4N RANGE 12E JOINT R/W REQUIRED YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> PROJECT NAME RDMED HILLSIDE ESTATES TEL. ENG'R. & DIST. CIRCUIT 0311 BRUCE REASON PLANNER R. ANDERSON SCALE 1"=300 DATE 12-23-92			
				DEPT. ORDER NO.		R/W NO. R-9201179-1MR	
				O.F.W. S.O. OR P.E. NO.		BUDGET ITEM NO.	

45230

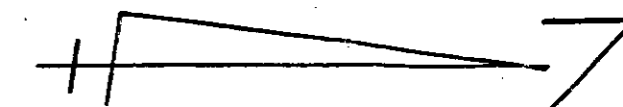
RECORDED RICE CO. AND A.D.



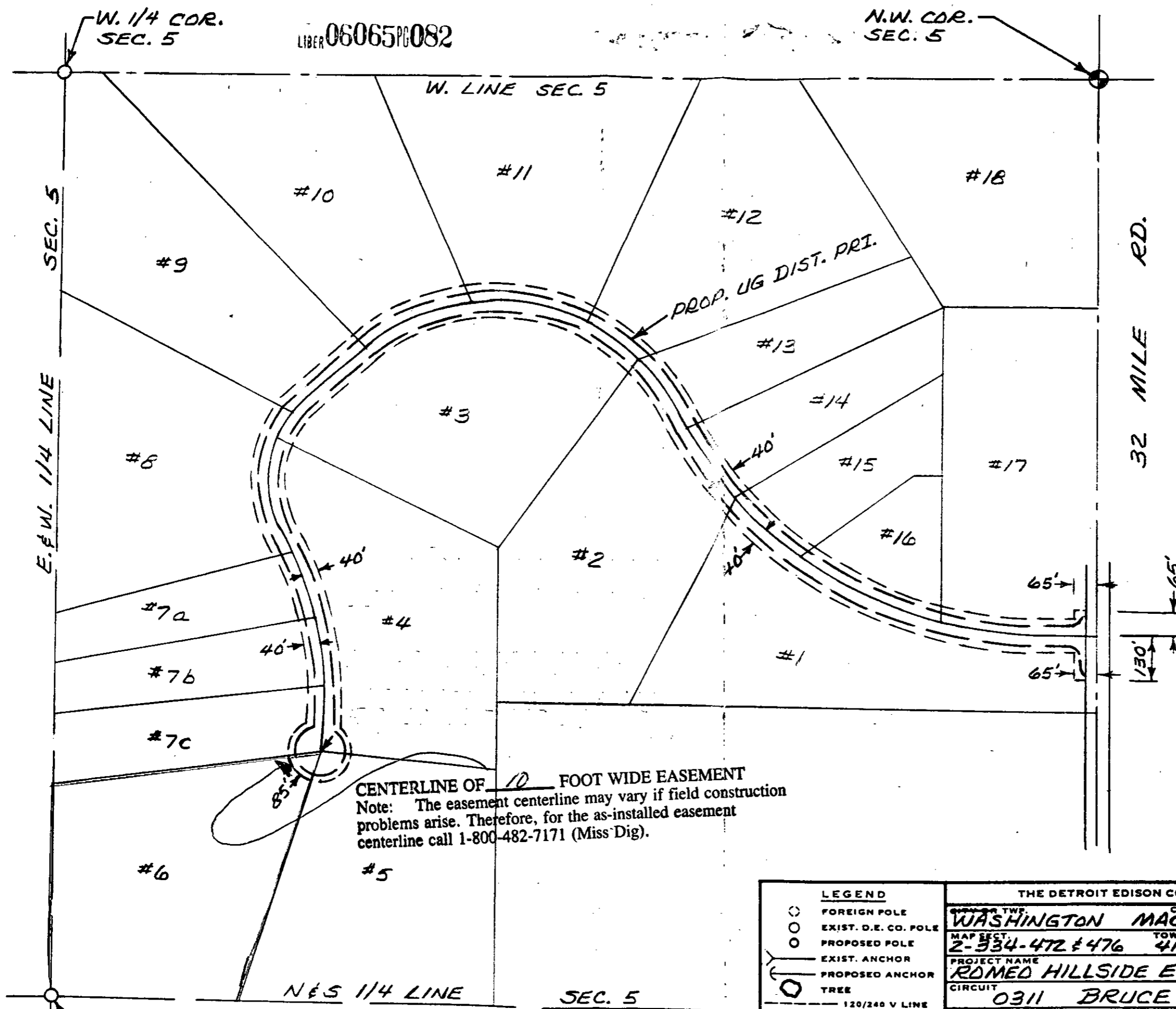
LIBER 06065PG082

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	

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