

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9303788-1AR

On October 25, 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:

David Haupt and Sally Haupt, husband and wife, 35270 Currier, Wayne, Michigan 48184

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226  
General Telephone Company, a Michigan corporation, 455 E. Ellis Road, P.O. Box 149, Muskegon, Michigan 49443  
Columbia Associates, Limited Partnership/DBA/Columbia Cable of Michigan, a Michigan Limited Partnership, 2505 South Industrial Hwy., P.O. Box 998, Ann Arbor, Michigan 48106

"Grantor's Land" is in Pittsfield Township, Washtenaw County, described as:

\*\*See Reverse Side for Description\*\*

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

The north 13 ft. of the west 50 ft.

- 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. 45325

Witnesses: (type or print name below signature)

Grantor: (type or print name below signature)

Christina Nagy  
Christina Nagy

David Haupt  
David Haupt

Diane M. Siira  
DIANE M. SIIRA

Sally Haupt  
Sally Haupt, (his wife)

Acknowledged before me in WAYNE County, Michigan, on October 25, 1993 by David Haupt and Sally Haupt, husband and wife.

READ EARL STRICKLAND  
Notary Public, Wayne County, MI  
My Commission Expires Nov. 13, 1994

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

Notary's Signature Earl Strickland

86/81/11 11:10AM 4006 0333003 2.00

86/81/11 11:10AM 4006 0333003 2.00

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PARCEL D

Commencing at the northwest corner of Section 34, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan; thence south 1082.32 feet along the west line of said Section 34 and the centerline of Warner Road; thence north 89 degrees 40' 42" east 463.68 feet for a Place of Beginning; thence continuing north 89 degrees 40' 42" east 64.60 feet; thence South 13.00 feet; thence north 89 degrees 40' 42" east 506.03 feet to the westerly right-of-way line of the Ann Arbor Railroad; thence southerly along said westerly right-of-way line 153.04 feet along the arc of a circular curve to the right, radius 2839.93 feet, chord south 08 degrees 48' 03" east 153.02 feet; thence south 07 degrees 15' 25" east 160.33 feet along said westerly right-of-way line; thence west 614.29 feet; thence north 320.06 feet to the Place of Beginning, being a part of the northwest 1/4 of said Section 34.

RECORDED  
WASHTENAW COUNTY, MI

Nov 18 11 45 AM '93

PEGGY M. HAINES  
COUNTY CLERK/REGISTER

RECORDED  
WASHTENAW COUNTY, MI

Nov 18 11 45 AM '93

PEGGY M. HAINES  
COUNTY CLERK/REGISTER

APPROVED AS TO FORM 11/11/93 DATE  
LEGAL DEPARTMENT [Signature]