



UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9303443-1AR

On AUGUST 31, 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:

~~Mary E. Giberson and Hazel M. Morgan, 9717 Marshall Road, South Lyon, Michigan 48178~~
Hoffman Enterprises, a Michigan Co-Partnership, 6649 Pinnock, Orchard Lake, Michigan 48324

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226

"Grantor's Land" is in Green Oak Township, Livingston County, described

See Reverse Side for Description

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

Install Edison facilities in accordance with Detroit Edison drawing R-9303443-1AR which is attached hereto and made a part hereof. The width of right of way is twelve (12) feet.

- 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.

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

See Appendix A for Signatures

✓ Prepared by and Return to: James M. Davenport, Detroit Edison, 1095 Lawson Drive, Howell, Michigan 48843/cao

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SEP 22 2 14 PM '93
NANCY HAVILAND
REGISTER OF DEEDS
LIVINGSTON COUNTY, MI

RECORDED

RECORDED RIGHT OF WAY NO.

4/5-375

GRANTOR'S LAND DESCRIPTION FOR R-9303443-1AR

Land in the Township of Green Oak, Livingston County, Michigan, described as follows:

Part of the Northeast 1/4 of the Southeast 1/4 of Section 21, Town 1 North, Range 6 East, Green Oak Township, Livingston County, Michigan, described as follows: Commencing at the Southeast corner of said Section 21; thence North 1 degrees 00 minutes 51 seconds East along the East Section line of Section 21, a distance of 2661.79 feet to the East 1/4 corner of said Section 21; thence North 88 degrees 32 minutes 31 seconds West along the East and West 1/4 Section line Section 21, a distance of 423.84 feet to a point on the existing centerline of Marshall Road being the point of beginning of the parcel to be described; thence South 17 degrees 54 minutes 17 seconds West along the centerline of Marshall Road, 256.20 feet; thence continuing along said centerline Southwesterly an arc left, a distance of 110.04 feet having a central angle of 2 degrees 49 minutes 29 seconds, a radius of 2232.12 feet, a chord distance of 110.03 feet and a chord that bears South 16 degrees 29 minutes 28 seconds West, thence continuing North 88 degrees 32 minutes 31 seconds West 797.63 feet; thence North 1 degrees 01 minutes 20 seconds East 352.00 feet to a point on the East and West 1/4 line of said Section 21; thence South 88 degrees 32 minutes 31 seconds East along the East and West 1/4 line 901.38 feet to the point of beginning.

APPENDIX A FOR R-9303443-1A

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Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

✓ _____

✓ _____

Mary E. Giberson

✓ _____

✓ _____

Hazel M. Morgan

Acknowledged before me in ✓ _____ County, Michigan, on ✓ _____, 1993
by Mary E. Giberson.

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

Acknowledged before me in ✓ _____ County, Michigan, on ✓ _____, 1993
by Hazel M. Morgan.

Notary's Stamp ✓ _____ Notary's Signature ✓ _____

✓ Ivan W. Gamble
IVAN W. GAMBLE

HOFFMAN ENTERPRISES - A
MICHIGAN CO-PARTNERSHIP
✓ Dwight E. Hoffman
by DWIGHT E. HOFFMAN, PARTNER

✓ James M. Davenport
JAMES M. DAVENPORT

RECORDED RIGHT OF WAY NO.

45395

Acknowledged before me in LIVINGSTON County, Michigan, on AUG 31, 1993
by DWIGHT E. HOFFMAN, PARTNER HOFFMAN ENTERPRISES
a Michigan Co-Partnership, for the co-partnership.

JAMES M. DAVENPORT
Notary Public, Livingston County, MI
My Commission Expires Oct. 31, 1994

Notary's Stamp ✓ _____ Notary's Signature James M. Davenport

APPROVED AS TO FORM 9/20/93 DATE
LEGAL DEPARTMENT YMA

To (Supervisor, RE & R/W)	For RE & R/W Dept. Use	Date Received	DE/Bell/C.P. No.
Division ANN ARBOR / HSC	Date 8-20-93	Application No. 9303443 IAR	

We have included the following necessary material and information:

Material:

- A. Proposed Subdivision
 - 1. copy of complete final proposed plat - All pages
- or
- B. Other than proposed subdivision (condo., apts. mobile home park — other)
 - 1. Property description.
 - 2. Site plan.
 - 3. title information (deed, title commitment, contract with title commitment, or title search).

Note: Do not submit application for URD easements until all above material has been acquired.

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH BY J. DAVENPORT DATE 9-1-93 DATE WANTED _____ DISTRICT FIELDMAN R. Velazquez	PERMITS TO: RECORD CENTER 1 R/W FILES 1 MBT 1 ORIGINATOR 1 TOTAL 1
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Information

1. Project Name PINYON ESTATES	County LIVINGSTON
City/Township/Village Green OAK Twp	Section No.
Type of Development <input type="checkbox"/> Proposed Subdivision <input checked="" type="checkbox"/> Subdivision <input type="checkbox"/> Apartment Complex <input type="checkbox"/> Mobile Home Park <input type="checkbox"/> Condominium <input type="checkbox"/> Other	A-49816
2. Name of Owner Hoffman Enterprises	Phone No. 313 437 1907
Address 4631 Marshall RD South Lyon MI 48178	
Owner's Representative GEORGE HOFFMAN	Phone No.
Date Service is Wanted 9-23-93	

4. Entire Project will be developed at one time Yes No

5. Joint easements required — Michigan Bell Telephone Yes No
 — Consumers Power Yes No

a. Name of Other Utilities If Not Michigan Bell Telephone or Consumers Power

b. Other Utility Engineer Names _____ Phone Numbers _____

Addresses _____

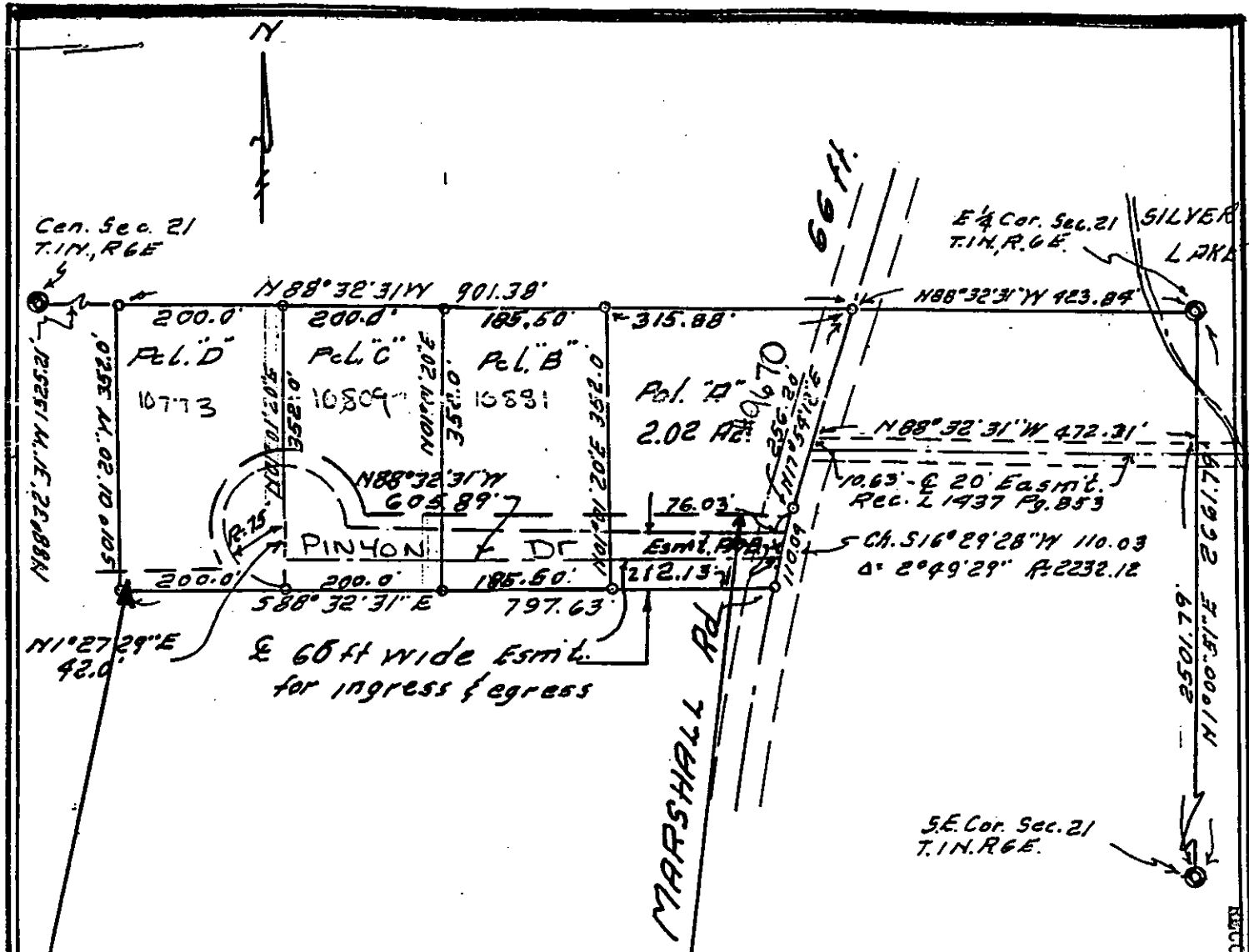
6. Additional Information or Comments
Retired D.E.C.O. Employee

Note: Trenching letter attached will be submitted later

Service Planner **w. wiles** Signed (Service Planning Supervisor) **D. Galante AC**

Phone No. **185 6449** Address **Howell Service ctr**

RECORDED RIGHT OF WAY NO. 46-395



CENTERLINE OF 12 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).

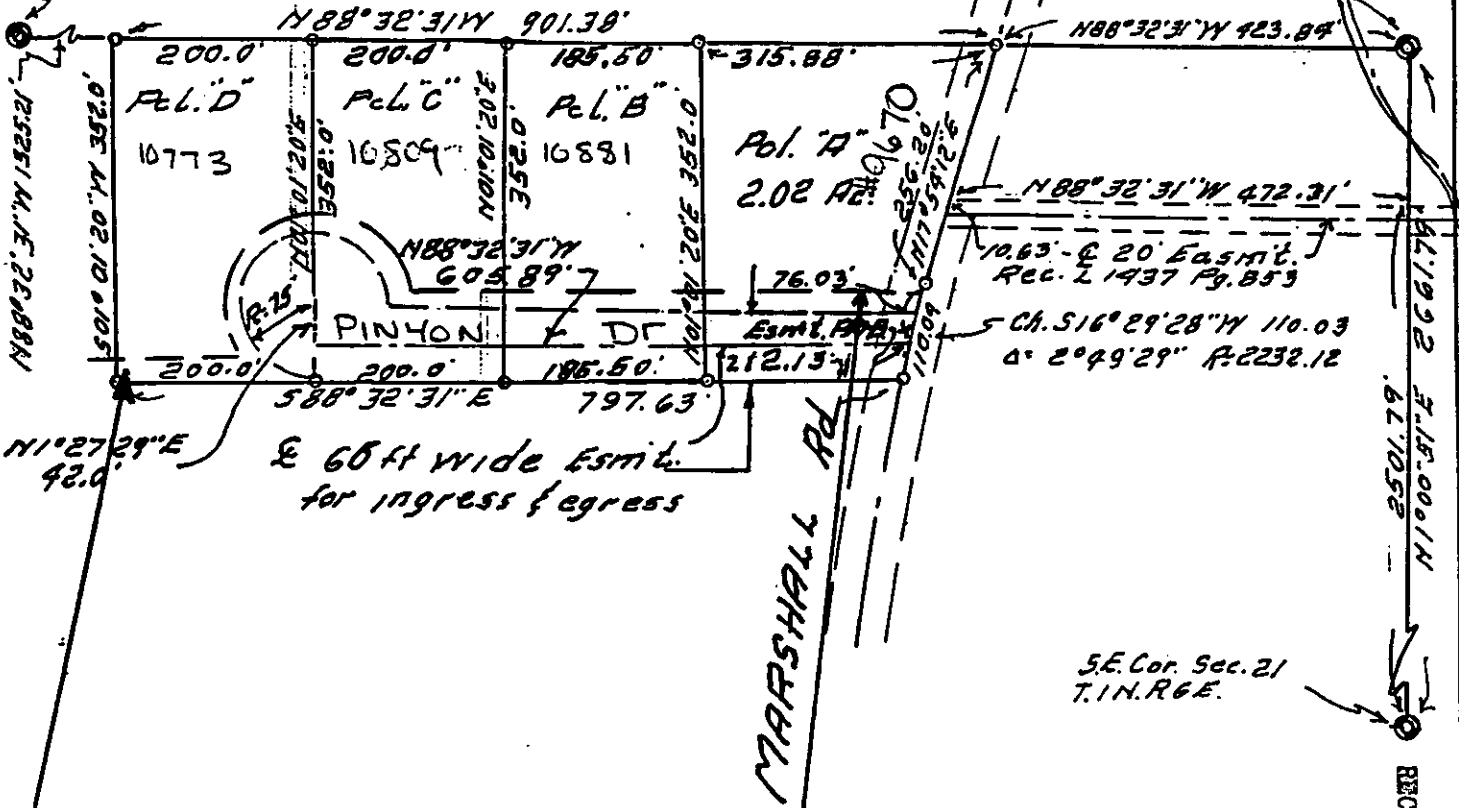
R 9303443-1AR

RECORDED RIGHT OF WAY NO.

45395

Cent. Sec. 21
T.1N., R.6E

E 1/4 Cor. Sec. 21
T.1N., R.6E. SILVER
LAKE



CENTERLINE OF 12 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).

R/W SECURED
HOFFMAN ENTERPRISES
R 9303443-1AR

RECORDED RIGHT OF WAY NO. 45395