

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9202761-1A

On March 7, 1994, 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:

Barton Hills Country Club, 730 Country Club Road, Ann Arbor, Michigan 48103-4598

"Grantee" is:

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

"Grantor's Land" is in Ann Arbor 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:

All in accordance with Detroit Edison drawing R-9202761-1A, 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)

Jo Ann Frederick  
Jo Ann Frederick

Marilyn K. Nowlin  
Marilyn K. Nowlin

Grantor: (type or print name below signature)  
BARTON HILLS COUNTRY CLUB

[Signature]  
by Jon Richards, President

RECORDED RIGHT OF WAY NO. 45545

Acknowledged before me in Calhoun County, Michigan, on March 7, 1994 by Jon Richards, the President of Barton Hills Country Club, a Michigan corporation, for the corporation.

Notary's Stamp LUANN J. CROWLEY  
NOTARY PUBLIC, Jackson County, MI  
My Commission Expires June 29, 1996  
(Notary's name, county and date commission expires)  
acting in Calhoun Co.

Notary's Signature [Signature]

LOT 15, ALSO COM NW COR LOT 11, TH ELY 35.55 FT TO POB, TH CONT ELY 84.77 FT, TH S 67-45 E 149.53 FT, TH S 69-54 W 214.16 FT, TH N 8-28 W 99.86 FT TO POB PART LOT 11, BLOCK 7 SUPERVISORS PLAT - BARTON HILLS AS AMENDED IN LIBER 28 OF PLATS PAGES 51-52 WASHTENAW COUNTY RECORDS.

ALSO

LOT 7, BLK 5 EXC BEG AT SE COR OF LOT 7, TH N 02-08-45 E 250.0 FT, TH N 87-53 W 238.43 FT, TH 16.47 FT ALNG ARC OF CURV RT-RAD 145.55 FT-CH S 54-55-15 E 158.38 FT, TH S 21-57-30 E 120.44 FT, TH 61.30 FT ALNG ARC OF CURV LFT-RAD 355.77 FT-CH S 26-53-40 E 61.22 FT, TH ELY 26.59 FT ALNG S/LINE TO POB PT OF LOT 7, BLK 5 SUPERVISOR'S PLAT-BARTON HILLS AS RECORDED IN LIBER 9 PAGES 58-60 WASHTENAW COUNTY RECORDS.

To (Supervisor, RE & R/W) <b>RICHARD LONGWISH</b>	For RE & R/W Dept. Use	Date Received	DE/Bell/C.P. No.
Division <b>ANN ARBOR</b>	Date <b>2/28/94</b>	Application No. <b>R-9202761-1A</b>	

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).

Customer Tracking Number 9202761

<b>REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH</b> BY <u>R. Longwish</u> DATE <u>3-31-94</u> DATE WANTED _____ DISTRICT _____ FIELDMAN <u>Richard Longwish</u>	<b>PERMITS TO:</b> RECORD CENTER <u>I</u> R/W FILES <u>I</u> MBT <u>I</u> ORIGINATOR <u>I</u> TOTAL <u>I</u>
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Note: Do not submit application for URD easements until all above material has been acquired.

**Information**

1. Project Name <b>BARTON HILLS SWIM CLUB</b>	County <b>WASHTENAW</b>
City/Township/Village <b>BARTON</b>	Section No. <b>NE 1/4 Sec. 7 - AA, TWP.</b>
Type of Development <input type="checkbox"/> Proposed Subdivision <input type="checkbox"/> Apartment Complex <input type="checkbox"/> Condominium <input type="checkbox"/> Subdivision <input type="checkbox"/> Mobile Home Park <input checked="" type="checkbox"/> Other	
2. Name of Owner <b>BARTON VILLAGE</b>	Phone No.
Address <b>P.O. Box 7554 - ANN ARBOR MI 48107</b>	
Owner's Representative <b>JIM SHERRIDAN (J.C. BEAL INC)</b>	Phone No. <b>662-6133</b>
Date Service is Wanted	

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  
**PROVIDE SERVICE TO 733 COUNTRY CLUB**  
**P.O. Box 7554**  
**ANN ARBOR MI 48107**

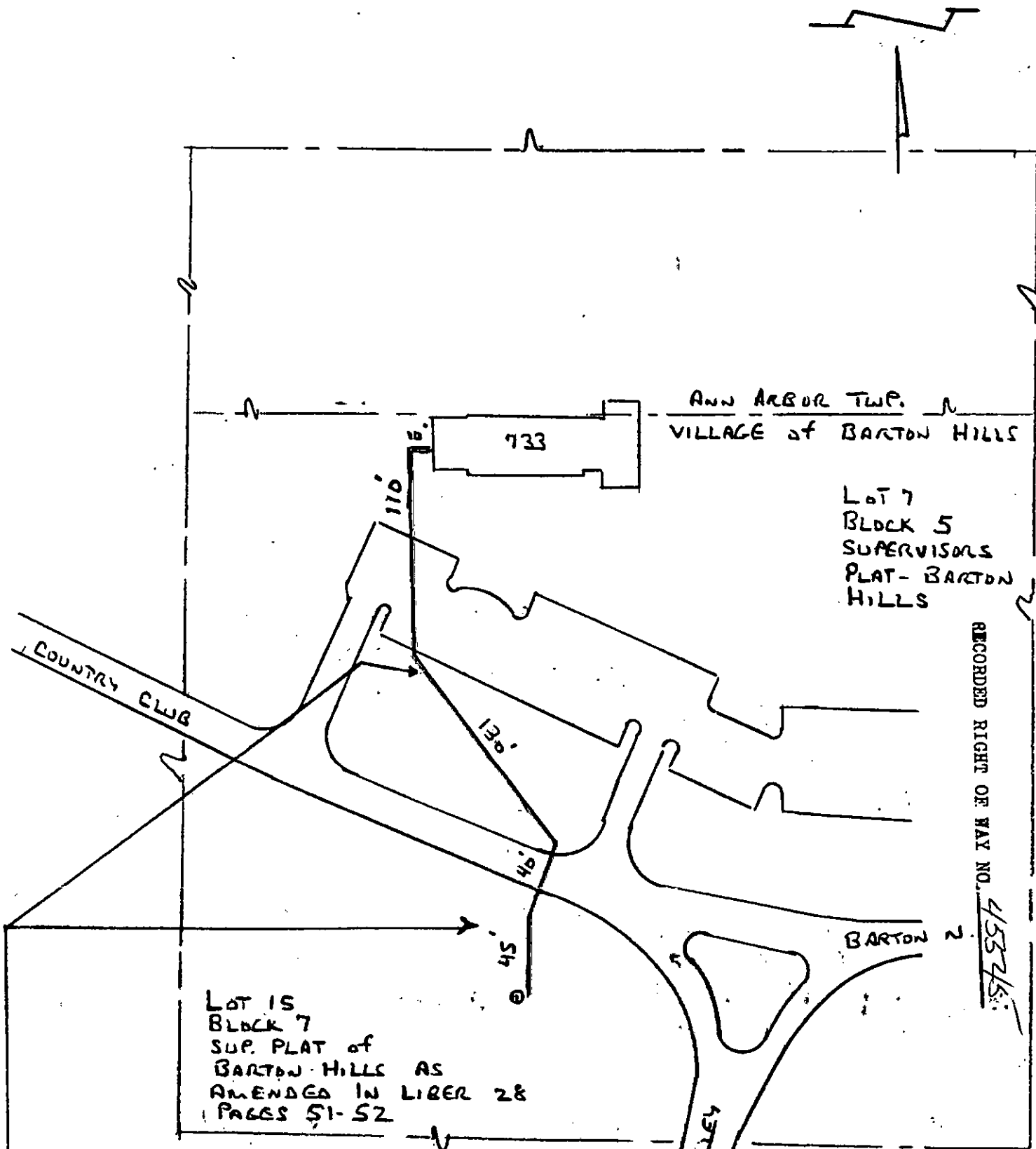
Note: Trenching letter  attached     will be submitted later

Service Planner <b>TERRY SMART</b>	Signed (Service Planning Supervisor) <i>Terry Smart</i>
Phone No. <b>185-4058</b>	Address <b>Rm. 328 N.A.H.C.</b>

RECORDED RIGHT OF WAY NO. 45345

R/w. \* R- 02761-1A  
DRAWN BY TERRY SMART

LIBER 20<sup>52</sup> PAGE 264



LOT 7  
BLOCK 5  
SUPERVISORS  
PLAT - BARTON  
HILLS

RECORDED RIGHT OF WAY NO. 433245

LOT 15  
BLOCK 7  
SUP. PLAT of  
BARTON HILLS AS  
AMENDED IN LIBER 28  
PAGES 51-52

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).

RECORDED  
WASHTENAW COUNTY, MI

MAR 17 12 18 PM '94

RECORDED  
WASHTENAW COUNTY, MI

*1100*

*As noted*

MAR 17 12 18 PM '94

RANDY H. HAINES  
COUNTY CLERK/REGISTER

8333 0333003 0276 12:12PM 3/17/94  
DEED  
NUMB 313  
11.00  
8333 0333003 0276 12:12PM 3/17/94  
SSRF  
2.00