

**Deloitte  
Edison**

LIBER 06276PG530

(LIBER 06244PG375)

13-

**UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R9308777-01R**

(0032093)

On January 6, 1996, 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:

Sami K. Hirmaz and Jeanette Hirmaz, his wife, 37037 27 Mile Road, Chesterfield, Michigan 48051  
T&G Investment, a Michigan Co-Partnership, 56 S Groesbeck, Mt. Clemens, Michigan 48043  
James A Michael, single man 56 S Groesbeck, Mt Clemens, Michigan 48043  
Thelma Michael, 56 S Gratiot, Mt Clemens, Michigan 48043

C045788

"Grantee" is:  
AMERITECH, A MICHIGAN CORPORATION, 444 MICHIGAN AVE, DETROIT, MICHIGAN 48226  
The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226

"Grantor's Land" is in Chesterfield Township, Macomb County, described as:  
Parcel 3A, Part of Lot 14, Supervisor's Plat No. 18, according to the plat thereof as recorded in liber 18, pages 45 and 45A of Plats, Macomb County Records, described as: Beginning at the Northwest corner of Lot 14; thence S 59°11'30" E 360.01 feet along the northerly lot line; thence S 31°12' W 160.48 feet; thence N 57°31'22" W 360.08 feet; thence N 31°12' E 149.99 feet along the southerly right of way line of Gratiot Avenue to the point of beginning.

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

A six (6) foot wide easement as shown on drawing R-9308777-01R attached hereto.

- 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.
- Access:** Grantee has the right of access to and from the Right of Way Area.
- 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.
- 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.
- 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.
- 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.
- 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)

X Michael A McCabe  
MICHAEL J. McCABE

Sami K. Hirmaz  
Sami K. Hirmaz

X Charles W. Maddix, Jr  
CHARLES W. MADDIX, JR

Jeanette Hirmaz  
Jeanette Hirmaz, his wife

Acknowledged before me in MACOMB County, Michigan, on JANUARY 6, 1996 by

Sami K. Hirmaz and Jeanette Hirmaz, his wife.

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

Notary's Signature Michael J McCabe

MICHAEL J. McCABE  
Notary Public, Macomb County, MI  
My Commission Expires Feb. 4, 1996

94 MAR - 1 PM 3: 52

CARMELLA SABAUGH  
REGISTER OF DEEDS  
MACOMB COUNTY, MI

94 MAR 29 PM 3: 36

CARMELLA SABAUGH  
REGISTER OF DEEDS  
MACOMB COUNTY, MI

\* BEING RE-RECORDED TO INCLUDE AMERITECH

RECORDED RIGHT OF WAY NO. 45377

1911

STATE OF TEXAS  
COMPTROLLER GENERAL

STATE OF TEXAS

APPROVED AS TO FORM \_\_\_\_\_ DATE \_\_\_\_\_  
LEGAL DEPARTMENT \_\_\_\_\_

T & G INVESTMENT  
a Michigan Co-Partnership

X James B. Saigh  
JOSEPHINE B. SAIGH

BY: James Tamer  
JAMES TAMER, PARTNER

X Laura J. Sanderson  
LAURA J. SANDERSON

Acknowledged before me in Macomb acting in Macomb County, Michigan, on Dec 14, 1993 by

JAMES TAMER PARTNER T & G INVESTMENT, a Michigan Co-Partnership.

JOSEPHINE B. SAIGH  
Notary Public, Wayne County, MI  
My Commission Expires May 2, 1994  
Notary's Stamp (Notary's name, county, and date commission expires)

Notary's Signature James B. Saigh

X James B. Saigh  
JOSEPHINE B. SAIGH

James A. Michael  
James A. Michael, a single man

X Laura J. Sanderson  
LAURA J. SANDERSON

Acknowledged before me in Macomb - acting in Macomb County, Michigan, on Dec 14, 1993 by

James A. Michael, a single man.

JOSEPHINE B. SAIGH  
Notary Public, Wayne County, MI  
My Commission Expires May 2, 1994  
Notary's Stamp (Notary's name, county, and date commission expires)

Notary's Signature James B. Saigh

X Donna M. Michael  
DONNA M. MICHAEL

Thelma Michael  
Thelma Michael, Survivor of herself and Joseph Michael, her deceased husband (recorded in Liber 4427 Page 890 Macomb County Records)

X Debrah S. Kowalski  
DEBRAH S. KOWALSKI

Acknowledged before me in Macomb acting in Macomb County, Michigan, on Jan 6, 1993 by

Thelma Michael, Survivor of herself and Joseph Michael, her deceased husband (recorded in Liber 4427, Page 890 Macomb County Records).

SUZANNE TYLER  
Notary Public, Macomb County, MI  
My Commission Expires June 10, 1994  
Notary's Stamp (Notary's name, county, and date commission expires)

Notary's Signature Suzanne Tyler

RECORDED RIGHT OF WAY NO. 43547

MEMORANDUM

MEMORANDUM

MEMORANDUM FOR THE RECORD

MEMORANDUM FOR THE RECORD

APPROVED AS TO FORM 2/2/94 DATE  
LEGAL DEPARTMENT WPA

APPLICATION FOR RIGHT OF WAY

OR 963-0811 5-7485 (MS 80)

PLEASE SECURE RIGHT OF WAY AS FOLLOWS:

DATE 11.5.93

LOCATION W. 1/2 NE 1/4 SECT. 17

APPLICATION NO. R-9308777-1R

CITY OR VILLAGE \_\_\_\_\_

DEPT. ORDER NO. \_\_\_\_\_

TOWNSHIP CHESTERFIELD COUNTY MACOMB

O. F. W. NO. \_\_\_\_\_

BUDGET ITEM NO. \_\_\_\_\_

DATE BY WHICH RIGHT OF WAY IS WANTED \_\_\_\_\_

INQUIRY NO. \_\_\_\_\_

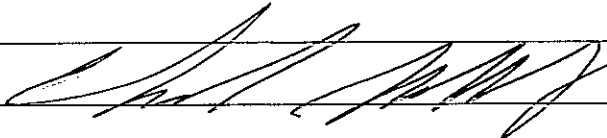
THIS R/W IS 100 % OF TOTAL PROJECT NO. \_\_\_\_\_ ACCUM. \_\_\_\_\_ %.

JOINT RIGHT OF WAY REQUIRED YES  NO   
M.B.T.

NOTE: Identify on print or sketch the subdivisions as to section location and liber and page.

KIND AND DESCRIPTION OF RIGHT OF WAY REQUESTED UNDERGROUND CONDUITS AND CONDUITORS  
ABOVE GROUND TRANSFORMER

PURPOSE OF RIGHT OF WAY PROVIDE SERVICE PRESENT AND FUTURE

SIGNED 

OFFICE \_\_\_\_\_ DEPARTMENT \_\_\_\_\_

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

RECORDED RIGHT OF WAY NO. 45547

R/W secured as requested

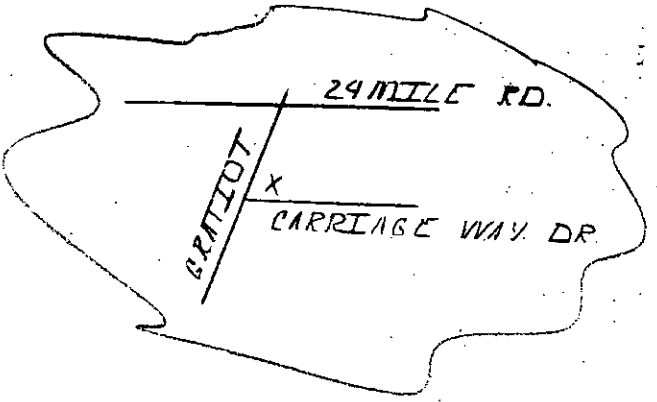
PERMITS IN RECORD CENTER 1 R.E. & R/W DEPT. FILE 1 GRANTOR 1

NO. OF PERMITS 1 NO. OF STRUCTURES \_\_\_\_\_ NO. OF MILES \_\_\_\_\_ PERMITS TO MBT 1

DATE 4-7-94 SIGNED Michael McCabe

LIBER U6244PG377

LIBER 06276PG532

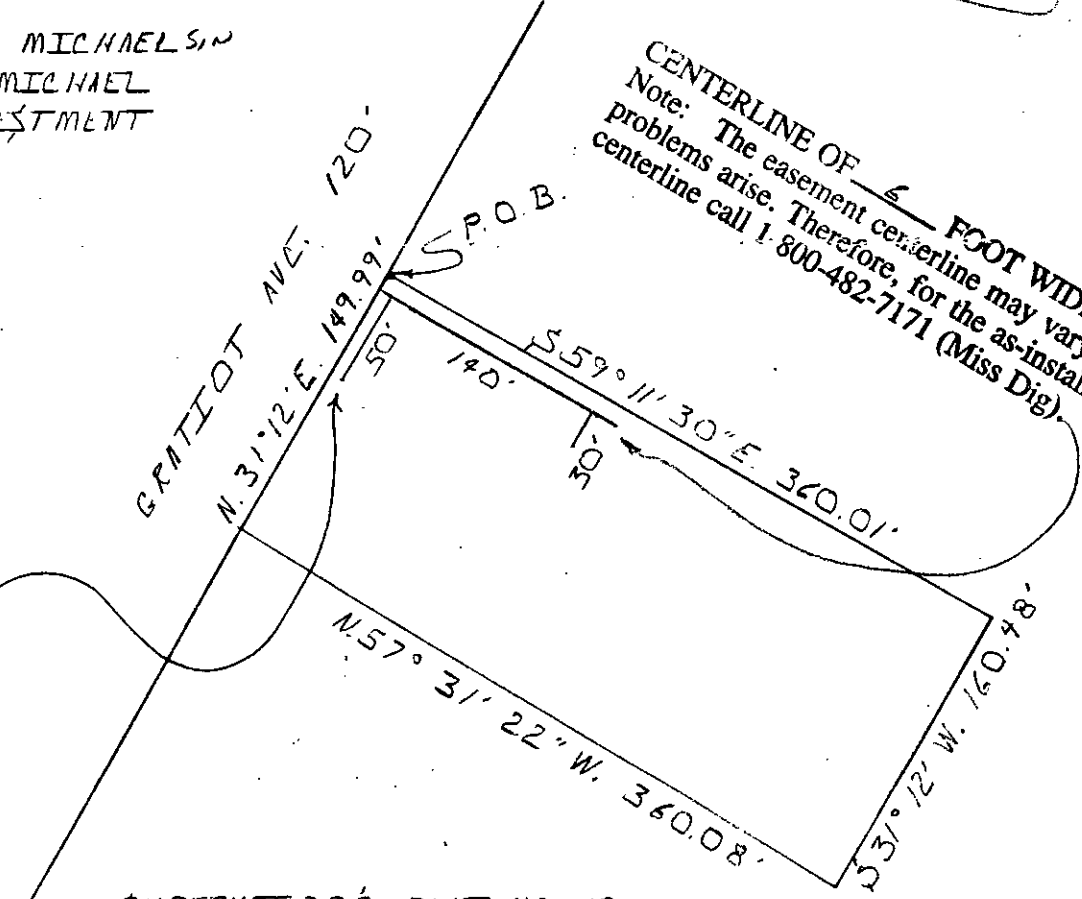


R.W. CONTACT  
 SAMI K. HERMAZ  
 JEANETTE HERMAZ  
 30727 24 MILE RD.  
 CHESTERFIELD MI. 48051  
 (313) 949-4569

JAMES A MICHAELSON  
 THELMA MICHAEL  
 TR & INVESTMENT

CENTERLINE OF 6 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).

6 FOOT WIDE EASEMENT  
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SUPERVISOR'S PLAT NO. 18  
 LIBER 18 PAGE 45

RECORDED RIGHT OF WAY NO. 453-47

Map Sect. 1-403-434

| Legend |                     | The Detroit Edison Company - Service Planning |              |                |            |  |
|--------|---------------------|---|--------------|----------------|------------|--|
|        | Foreign Pole        | City or Township                              | County       | Service Center | Comp. Code | Dept. Order No.  |
|        | Exist D.E. Co. Pole | CHESTERFIELD                                  | OHIO         |                |            |  |
|        | Proposed Pole       | Ctr. & Twp.                                   | Sect. No.    | Town           | Range      | Tel. Engr & Dist.  |
|        | Exist Anchor        | W. 12 N.E. 14                                 | 17           | 3N             | 14E        | Joint R/W Required                                       |
|        | Proposed Anchor     | CATV Memo#                                    |              | MBT Memo#      |            | <input type="checkbox"/> Yes <input type="checkbox"/> No |
|        | Tree                | Circuit                                       | R/W No.      |                |            |  |
|        | 120/240 Volt Line   | CHEST 8465                                    | R-9308777-1K |                |            |  |
|        | 4800 Volt Line      | Reason  | Atlas No.    |                |            |  |
|        | 13,200 Volt Line    | PROVIDE SERVICE PRESENT AND FUTURE            | 9308777      |                |            |  |
|        | 40,000 Volt Line    | Planner                                       | Scale        | Date           |            |  |
|        |                     | C. MADDIX                                     | 1" = 100'    | 11-4-93        |            |  |