

OVERHEAD AND UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R94002531AR

On March 15, 1994, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead and underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

JAMES F. AND KATHLEEN EDWARDS, HUSBAND AND WIFE AND THOMAS N. AND PATRICIA A. ERMIGER, HUSBAND AND WIFE, 5911 Sutton, Ann Arbor, Michigan 48105

"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 as:

**** SEE REVERSE SIDE FOR LEGAL DESCRIPTION ****

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

The East twelve (12) feet of the above described property. All as indicated on attached drawing R94002531AR attached hereto and made a part hereof.

1. **Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain overhead and 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, licenses and assigns.

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RECORDED RIGHT OF WAY NO. 45-946

APR 22 12 20 PM '94
NANCY HAVILAND
REGISTER OF DEEDS
LIVINGSTON COUNTY, MI
48843

RECORDED

PARCEL A-1:

Part of the Northwest ¼ of Section 34, T1N-R6E, Green Oak Township, Livingston County, Michigan, described as beginning at the Northwest corner of Section 34, T1N-R6E, and proceeding thence along the North line of Section 34, North 88°33'09" East 797.25 feet; thence South 01°18'41" East 939.75 feet; thence along the Northerly right of way line of the vacated Grand Trunk Railroad, 100.00 feet wide, South 58°55'38" West 84.60 feet; thence continuing along said right of way line, on a curve concave to the Northwest, radius 1860.08 feet, central angle of 03°06'17", chord bears South 60°28'47" West 100.78 feet, an arc distance of 100.79 feet; thence South 88°33'09" West 634.99 feet; thence along the West line of Section 34, North 01°18'41" West 1029.00 feet to the point of beginning, containing 18.6705 Acres

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Witnesses:(type or print name below signature)

John F. Wasner
JOHN F. WASNER

Thomas N. Ermiger
THOMAS N. ERMIGER

Grantor:(type or print name below signature)

James F. Edwards
JAMES F. EDWARDS

Kathleen Edwards
KATHLEEN EDWARDS

James F. Edwards
JAMES F. EDWARDS, ATTORNEY IN FACT FOR
THOMAS N. ERMIGER AND PATRICIA A. ERMIGER
WHO EXECUTED THE FOREGOING INSTRUMENT
ON THEIR BEHALF

Acknowledged before me in WAYNE County, Michigan, on MARCH 15, 1994 by
JAMES F. AND KATHLEEN EDWARDS, HUSBAND AND WIFE.

Notary's Stamp JOHN F. WASNER Notary's Signature John F. Wasner
Notary Public, Wayne County, MI
My Commission Expires Feb. 1, 1996
(Notary's name, county and date commission expires)

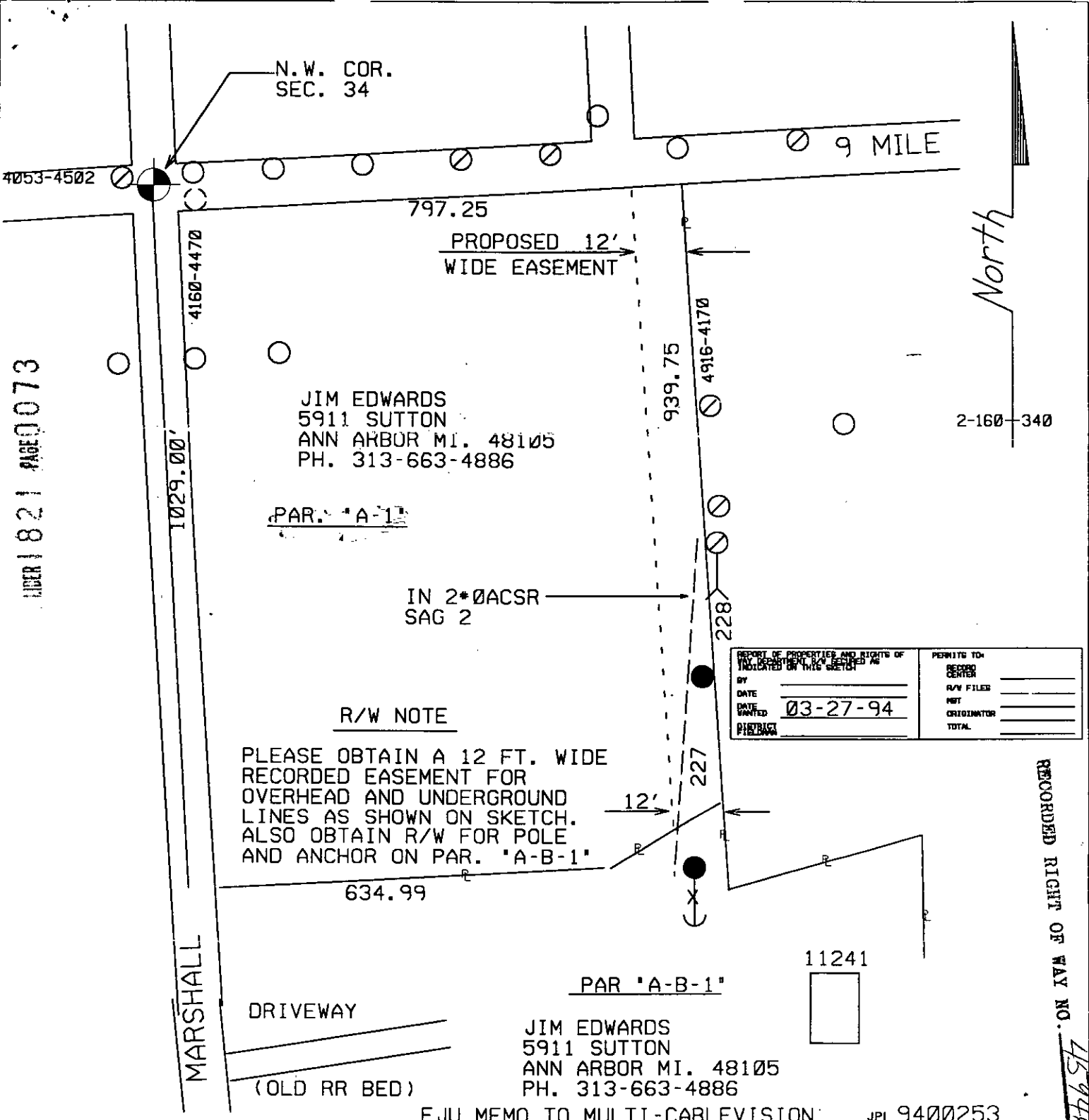
Acknowledged before me in WAYNE County, Michigan, on MARCH 15, 1994 by
JAMES F. EDWARDS, ATTORNEY IN FACT FOR THOMAS N. ERMIGER AND PATRICIA A. ERMIGER WHO
EXECUTED THE FOREGOING INSTRUMENT ON THEIR BEHALF.

Notary's Stamp JOHN F. WASNER Notary's Signature John F. Wasner
Notary Public, Wayne County, MI
My Commission Expires Feb. 1, 1996
(Notary's name, county and date commission expires)

APPROVED AS TO FORM 3/20/94 DATE
LEGAL DEPARTMENT [Signature]

15217 (5) 11/91

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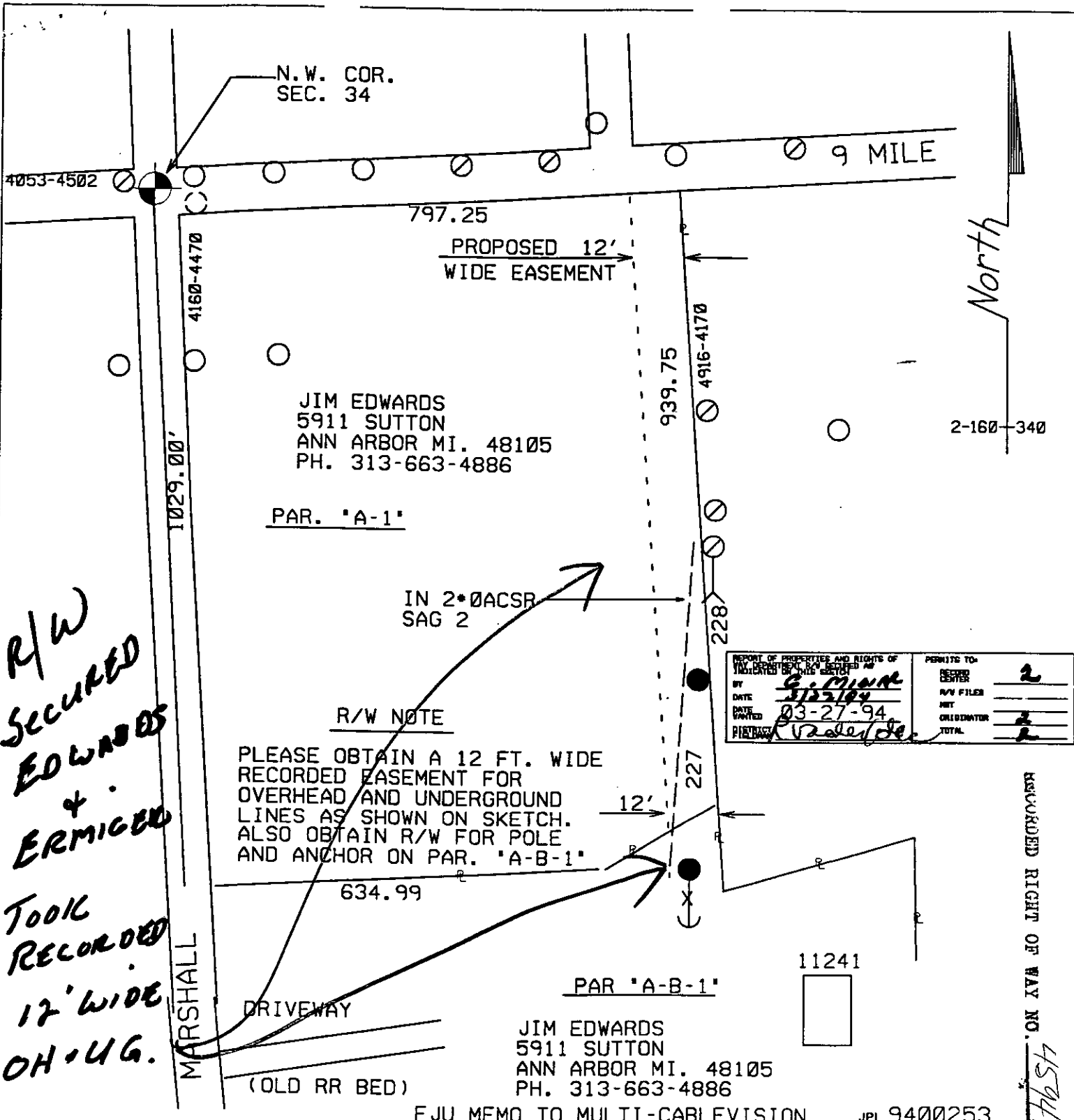
REPORT OF PROPERTIES AND RIGHTS OF THE DETROIT EDISON COMPANY AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	DATE	RECORD CENTER	_____
DATE DATED	03-27-94	R/W FILED	_____
PREPARED		NET	_____
		ORIGINATOR	_____
		TOTAL	_____

RECORDED RIGHT OF WAY NO. 15946

FJU MEMO TO MULTI-CABLEVISION JPL 9400253

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP.	COUNTY	TWP SEC QTR	DEPT. ORDER NO.
GREEN OAK	LIVINGSTON	34	A-46427
MAP SECT.	TOWN RANGE	JOINT R/W REQ'D	R/W NO.
2-160-340	1N 6E	<i>No Yes</i>	R-9400253-1AR
PROJECT NAME	TEL. ENGR. & DIST.		MBT MEMO#
EDWARDS PARCEL			
TOWNSHIP	SERVICE CENTER	COMP. CODE	MAILING CITY
GOK	HWL	UC	SLY
CIRCUIT	CATV MEMO#		
DC 8824 CODY 4.8KV	J-9400253-1A		
REASON	O.F.W.		
SERVE NEW HOUSE @ 11241 MARSHALL			
PLANNER	SCALE		BUDGET ITEM NO.
P. CAPLING	1" = 200'		4MHOA-MAJ
			DATE
			02-24-94

- LEGEND**
- EXIST. D.E.CO. POLE
 - PROPOSED POLE
 - FOREIGN POLE
 - ⌋ EXIST. ANCHOR
 - ⌋ PROPOSED ANCHOR
 - ☁ TREE
 - 120/240 V LINE
 - 4800 V LINE
 - 13,200 V LINE
 - 40,000 V LINE



REPORT OF PROPERTIES AND RIGHTS OF INDICATED BY THIS SURVEY		PERMITS TO:	
BY: <u>G. M. ...</u>	RECORD CENTER: <u>2</u>	R/W FILED	
DATE: <u>3/22/94</u>	NET	ORIGINATOR	
DATE: <u>03-27-94</u>	TOTAL: <u>2</u>		
PREPARED BY: <u>[Signature]</u>			

FJU MEMO TO MULTI-CABLEVISION JPL 9400253

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT

LEGEND ○ EXIST. D.E.CO. POLE ● PROPOSED POLE ○ FOREIGN POLE — EXIST. ANCHOR — PROPOSED ANCHOR ○ TREE - - - 120/240 V LINE - - - 4800 V LINE - - - 13,200 V LINE - - - 40,000 V LINE	CITY OR TWP.	COUNTY	TWP SEC QTR	DEPT. ORDER NO.
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	MAP SECT.	TOWN RANGE	JOINT R/W REQ'D	R/W NO.
	2-160-340	1N 6E	<u>No</u>	R-9400253-1AR
	PROJECT NAME	TEL. ENGR. & DIST.		MBT MEMO#
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SERVE NEW HOUSE @ 11241 MARSHALL			BUDGET ITEM NO.	
PLANNER			4MHOA-MAJ	
P. CAPLING		SCALE 1" = 200'	DATE	
			02-24-94	