

**UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R94000701AR**

On MARCH 20, 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:**

GEORGE J. ACKERMAN AND KATHLEEN A. ACKERMAN, HUSBAND AND WIFE, 3685 Winterwood Drive, Howell, Michigan 48843

**"Grantee" is:**

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

**"Grantor's Land" is in Marion 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:**

- Underground easements as indicated on Detroit Edison Drawing R94000701AR which is attached hereto and made a part hereof.
- The width of Right of Way is twenty (20) feet.
- 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, ~~guy~~, ~~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~~ <sup>KA</sup> or otherwise <sup>KA</sup> remove 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~~ <sup>KA</sup> 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.
- 8.) HORSES MUST BE MOVED PRIOR TO ENTERING PASTURE. (SEE ATTACHED LETTER)**

**Witnesses:**(type or print name below signature)

**Grantor:**(type or print name below signature)

Frank Wright  
FRANK WRIGHT

Carolynne Wright  
CAROLYNN WRIGHT

George J. Ackerman  
GEORGE J. ACKERMAN

Kathleen A. Ackerman  
KATHLEEN A. ACKERMAN

Acknowledged before me in Livingston County, Michigan, on March 20, 1994 by George J. Ackerman and Kathleen A. Ackerman, husband and wife.

Notary's Stamp CAROLYNNE WRIGHT  
LIVINGSTON CO., MICH.  
5-4-96  
(Notary's name, county and date commission expires)

Notary's Signature Carolynne Wright

FILED 0714

RECORDED  
APR 22 12 20 PM '94  
LIVINGSTON COUNTY REGISTER OF DEEDS  
48843

RECORDED RIGHT OF WAY NO. 45-957

**\*\* LEGAL DESCRIPTION \*\***

Part of the Southeast  $\frac{1}{4}$  of Section 24, T2N-R4E, commencing at the Southeast corner of said section; thence South  $89^{\circ}16'22''$  West, 642.65 feet; thence North  $04^{\circ}17'11''$  West, 847.51 feet; thence Northeasterly along a curve 347.83 feet; thence North  $46^{\circ}59'41''$  East, 100 feet; thence Northeasterly along a curve 157.28 feet to the point of beginning; thence Northwesterly along a curve 446.29 feet; thence North  $50^{\circ}35'01''$  West, 100 feet; thence North  $39^{\circ}30'14''$  East, 970.19 feet; thence South  $00^{\circ}17'15''$  West, 1210.71 feet; thence South  $89^{\circ}16'22''$  West, 429.30 feet to the point of beginning, 10.1 acres more or less.

USER 1821 PAGE 075

To (Supervisor, RE & R/W) <b>DOLORES GALANTE</b>	For RE & R/W Dept. Use	Date Received	DE/Bell/C.P. No.
Division <b>ANN ARBOR (H.S.C.)</b>	Date <b>01-28-94</b>	Application No. <b>R-9400070-1AR</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 **9400070**

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH BY <b>J. DAVENPORT</b> DATE <b>4-4-94</b> DATE WANTED DISTRICT FIELDMAN <b>R. Vaden / doc</b>	PERMITS TO: RECORD CENTER <b>1</b> R/W FILES <b>1</b> MBT <b>1</b> ORIGINATOR <b>1</b> TOTAL <b>1</b>
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Note: Do not submit application for URD easements until all above material has been acquired.

**Information**

1. Project Name <b>OFF SITE FOR COON LK. SUB.</b>	County <b>LIVINGSTON</b>
City/Township/Village <b>MARION TWP</b>	Section No. <b>24</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>GEORGE ACKERMAN</b>	Phone No. <b>(517) 546-9872</b>
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Address **3685 WINTERWOOD HOWELL MI. 48843**

Owner's Representative	Phone No.
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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

    — **COLUMBIA CABLE**

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

b. Other Utility Engineer Names <b>JOHN SMITH - COLUMBIA CABLE</b>	Phone Numbers <b>313 227 2288</b>
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Addresses

6 Additional Information or Comments  
**F.J.U. MEMO # J-9400070-1A TO COLUMBIA CABLE.**

Note: Trenching letter  attached  will be submitted later

Service Planner <b>PHIL CAPLING</b>	Signed (Service Planning Supervisor)
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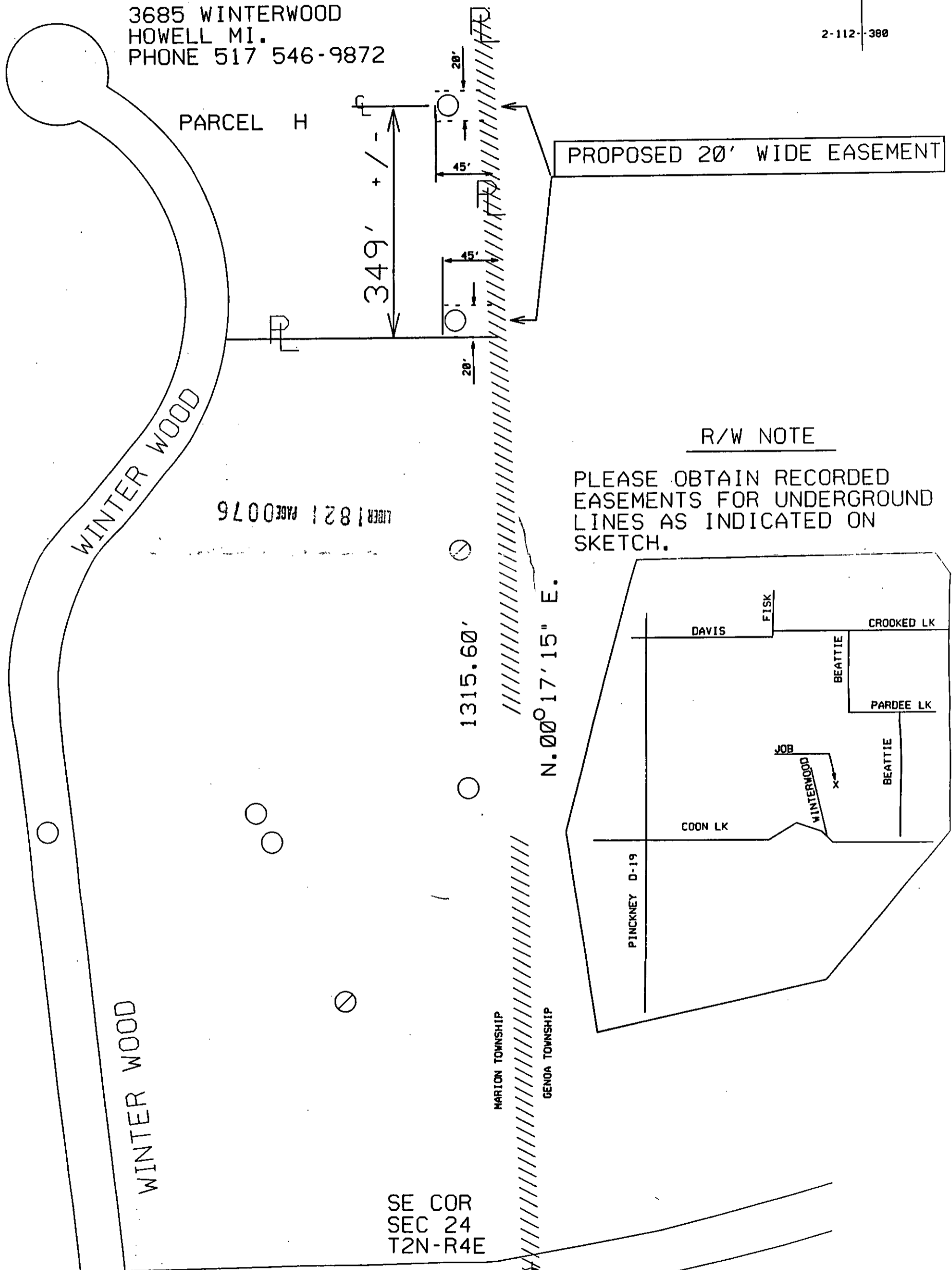
Phone No. <b>(517) 548-6447</b>	Address <b>HOWELL SER. CTR.</b>
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RECORDED RIGHT OF WAY NO. 46-957

DRAWING NO. R-9400070-1A BY P. CAPLING  
 OFF SITE R/W FOR NEW SUBDIVISION  
 ON COON LK. RD.  
 01-28-94

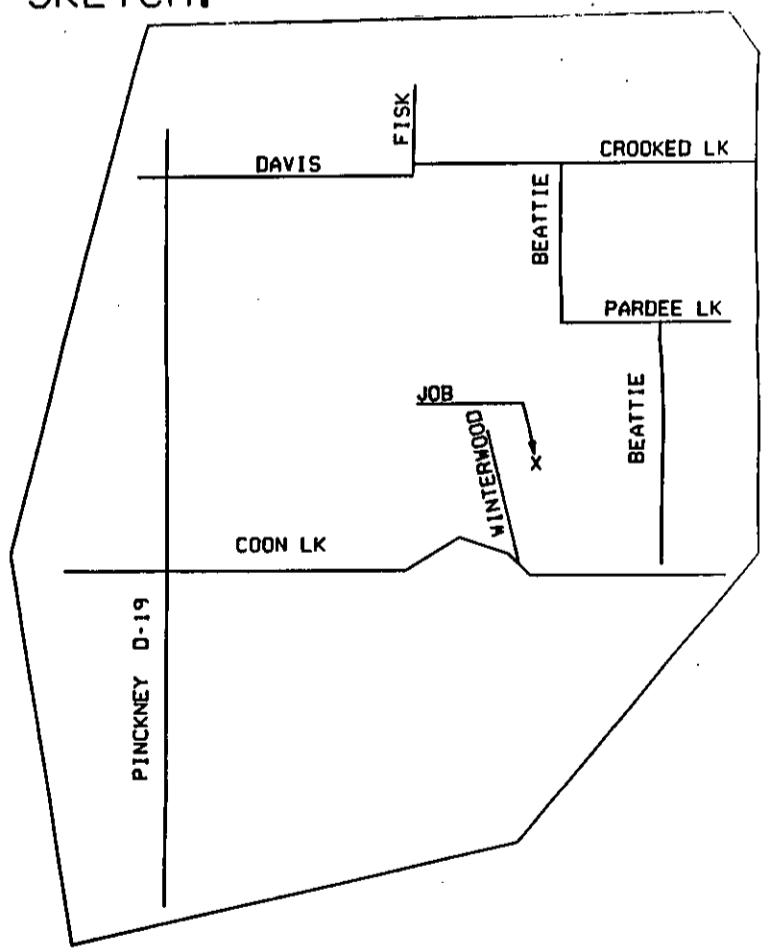
GEORGE ACKERMAN  
 3685 WINTERWOOD  
 HOWELL MI.  
 PHONE 517 546-9872

2-112-380



R/W NOTE

PLEASE OBTAIN RECORDED  
 EASEMENTS FOR UNDERGROUND  
 LINES AS INDICATED ON  
 SKETCH.



SE COR  
 SEC 24  
 T2N-R4E

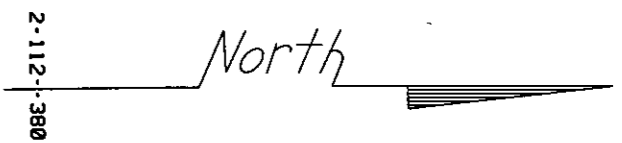
COON LAKE

RECORDED RIGHT OF WAY NO. 45957

SECTION 13

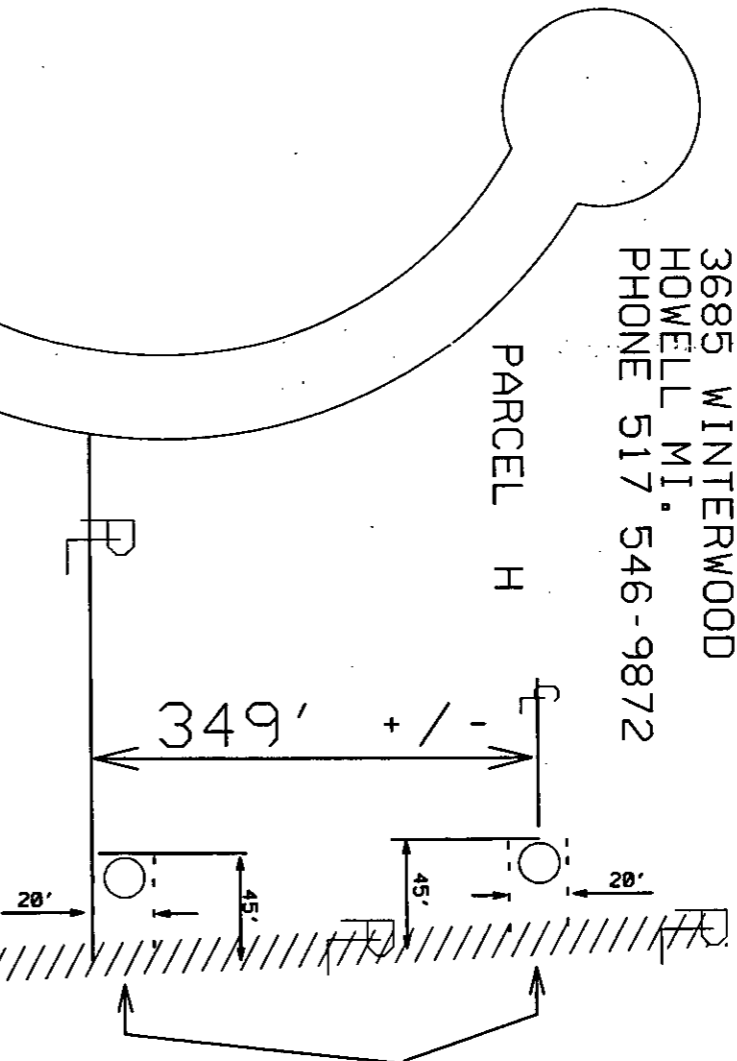
DRAWING NO. R-9400070-1A.3 BY P. CAPL. NG  
 OFF SITE R/W FOR NEW SUBDIVISION  
 ON COON LK. RD.  
 01-28-94

GEORGE ACKERMAN  
 3685 WINTERWOOD  
 HOWELL MI.  
 PHONE 517 546-9872



2-112-380

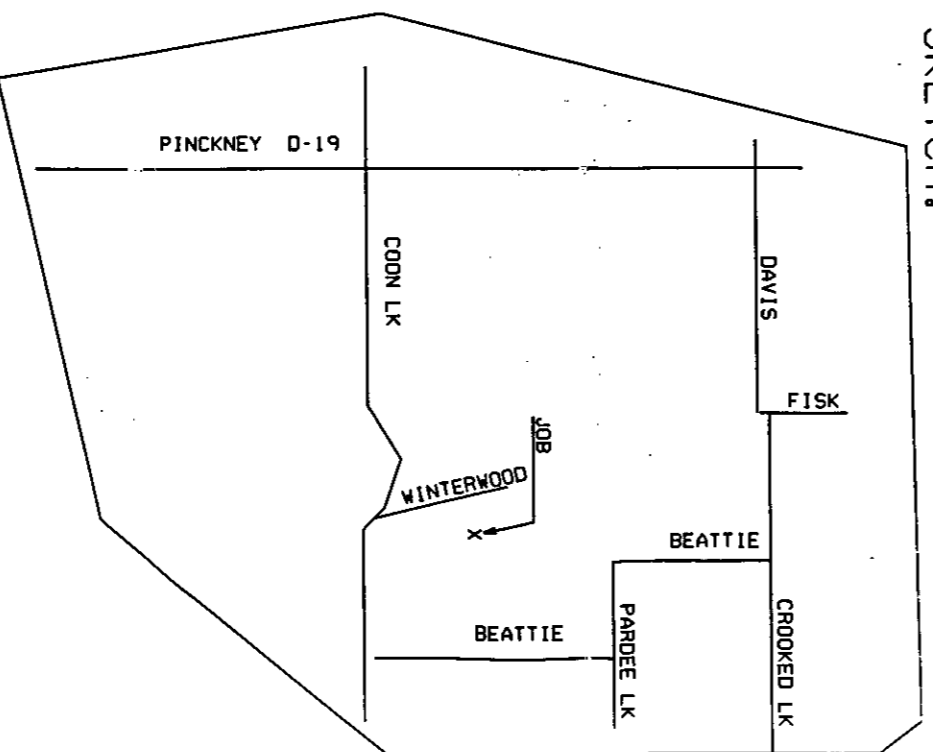
PROPOSED 20' WIDE EASEMENT



R/W NOTE

PLEASE OBTAIN RECORDED  
 EASEMENTS FOR UNDERGROUND  
 LINES AS INDICATED ON  
 SKETCH.

R/W SECURED  
 G. ACKERMAN  
 SEE LETTER RE: HORSES  
 SEE R/W AGREEMENT  
 RE: CHANGES



1315.60'  
 N.00°17'15" E.

MARION TOWNSHIP  
 GENOA TOWNSHIP

SE COR  
 SEC 24  
 T2N-R4E

WINTER WOOD

WINTER WOOD

PARCEL H

COON LAKE

FJU MEMO J-9400070-1A TO COLUMBIA CABLE