

**Detroit Edison**

**UNDERGROUND DISTRIBUTION EASEMENT (RIGHT OF WAY) NO. R-9305423-01R  
PROJECT NAME WILLOW VIEW SUBDIVISION**

LIBER 06338PC302 (125PG234) (C071751) 13-

On 4/20, 1994, for the consideration of system betterment, Grantor grants to Grantee a permanent underground distribution easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

Naves Development, a Michigan corporation, 42100 Garfield, Clinton Township, Michigan 48038

**C109344**

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226  
Ameritech Corporation, a Michigan corporation, 444 Michigan Avenue, Detroit, MI 48226  
Comcast Cablevision, a Delaware corporation, 6095 Wall Street, Sterling Heights, Michigan 48077-1860

"Grantor's Land" is in City of Sterling Heights, Macomb County, described as:

Part of the Northeast 1/4 of Section 15, T3N, R12E, being more particularly described as: Commencing at the North 1/4 corner of Section 15, T3N, R12E, thence due East 334.50 feet to the point of beginning; thence Continuing due East 581.00 feet along the North line of said Section 15; thence South 03 degrees 09 minutes 58 seconds East 214.77 feet; thence South 05 degrees 10 minutes 41 seconds East 80.32 feet; thence South 00 degrees 41 minutes 00 seconds East 1028.04 feet; thence South 89 degrees 41 minutes 00 seconds West 596.60 feet; thence North 00 degrees 41 minutes 00 seconds West 1325.90 feet to the point of beginning.

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

A twelve (12) foot easement as shown on the attached plat.

- 1. Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain 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. Ground Elevation:** Grantor must grade the Right of Way Area to within four inches of final grade before Grantee installs its facilities. Grantor must maintain this ground elevation after Grantee installs its facilities.
- 7. Damages:** If Grantor, its agents, employees or contractors, damage Grantee's facilities, Grantee shall make repairs at Grantor's expense.
- 8. 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)

Naves Development, a MI corporation.

Jane M. Wrubel  
Jane M. Wrubel

John Vesper  
John Vesper, President

Mary Lou Schultz  
Mary Lou Schultz

Acknowledged before me in Macomb County, Michigan, on 4-20, 1994 by John Vesper the President of Naves Development, a MI corporation.

Notary's Stamp JANEM WRUBEL  
**NOTARY PUBLIC STATE OF MICHIGAN**  
(Notary's name, county, and date of commission expires)  
MY COMMISSION EXPIRES JULY 9, 1997  
Macomb County

Notary's Signature Jane M. Wrubel

Prepared by and Return to: Susan Putrycus, 6801 23 Mile Road, Shelby Township, MI 48316

CARMELLA SABAUGH  
REGISTER OF DEEDS  
MACOMB COUNTY, MI

94 MAY 23 PM 1:51  
CARMELLA SABAUGH  
REGISTER OF DEEDS  
MACOMB COUNTY, MI

\*BEING RE-RECORDED TO SHOW ADDITIONAL EASEMENTS ON THE PLAT.\*

RECORDED RIGHT OF WAY NO. 445-971

APPROVED AS TO FORM 5/2/94 DATE  
LEGAL DEPARTMENT [Signature]


Detroit  
Edison

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Date: June 6 1994

To: Record Center  
2310 WCB

From: Susan Putrycus   
Real Estate and Rights of Way Representative  
Shelby Service Center - Macomb Division

Subject: Right of Way Agreement for Underground  
Residential Distribution for Willow View  
Subdivision, being part of the Northeast  
1/4 of Section 15, T3N, R12E, Township of Shelby,  
Macomb County, Michigan

Attached for Records Center is the executed Right of Way Agreement dated April 20, 1994, and other pertinent papers for the above named project.

Easement for this project was requested by Richard C. Anderson, Service Planner, Shelby Service Center, Macomb Division. The Agreement was negotiated by Susan A. Putrycus, Representative of Real Estate and Rights of Way, Macomb Division.

Detroit Edison Company, Ameritech Corporation, and Comcast Cablevision made this Agreement with John Vesper, President of Naves Development, a Michigan corporation.

Please make the attached papers a part of the recorded Rights of Way file.

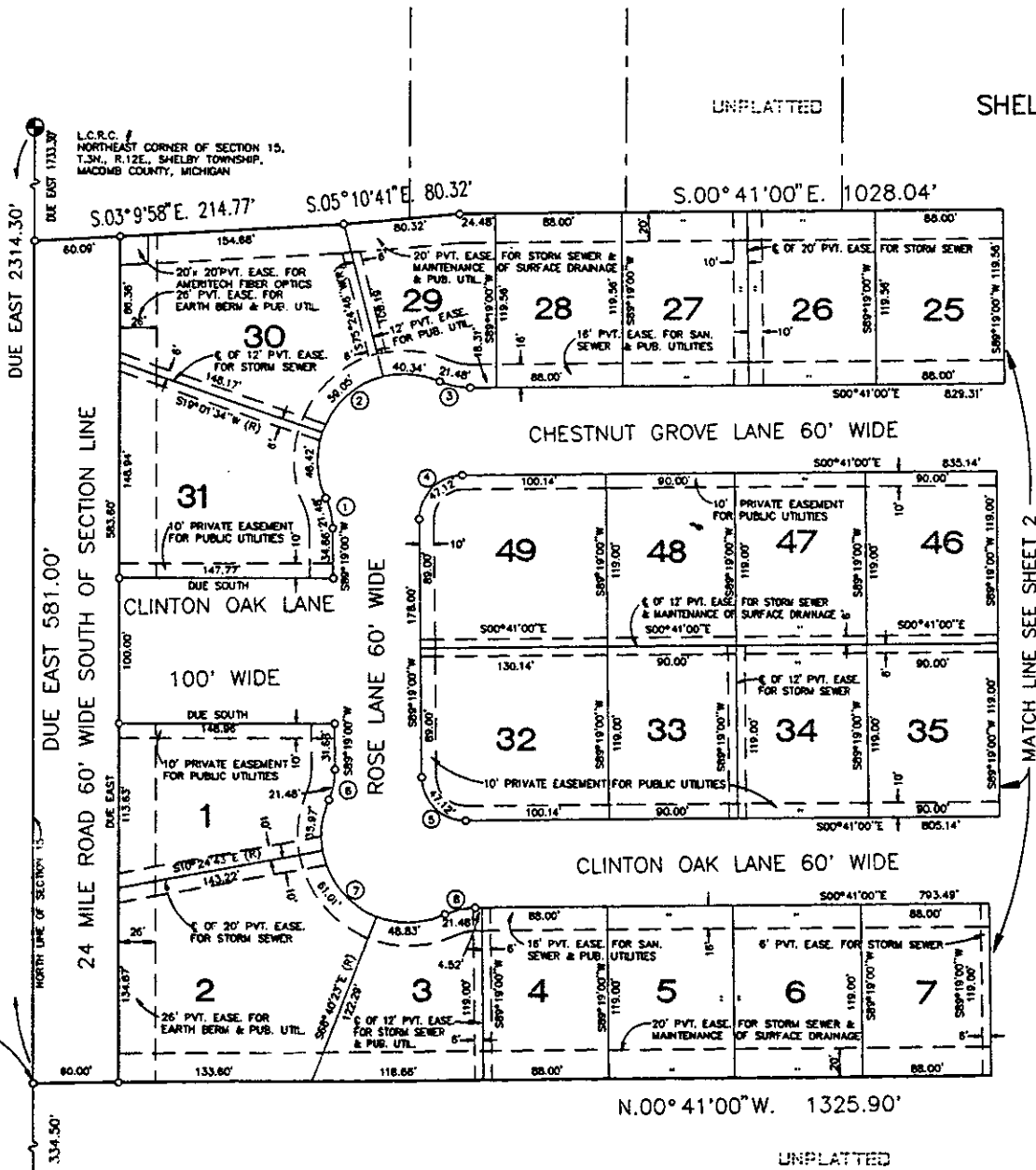
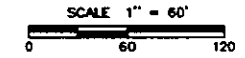
SP/ms

Attachments

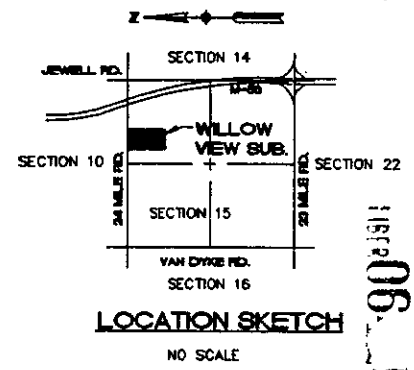
RECORDED RIGHT OF WAY NO. 45-971

# "WILLOW VIEW SUBDIVISION"

PART OF THE NORTHEAST 1/4  
OF SECTION 15, T.3N., R.12E.,  
SHELBY TOWNSHIP, MACOMB COUNTY, MICHIGAN



- PLAT LEGEND:**
1. ALL DIMENSIONS ARE IN FEET.
  2. ALL CURVE DIMENSIONS ARE ARC LENGTH
  3. 1/2" DIAMETER, 36" LONG STEEL BARS ENCASED IN CONCRETE 4" IN DIAMETER BEEN PLACED AT ALL POINTS MARKED
  4. LOT CORNERS HAVE BEEN MARKED WITH 1/2" DIAMETER, 18" LONG IRON RODS.
  5. BEARINGS WERE ESTABLISHED FROM THE RECORDED PLAT OF "BRENTWOOD PARK," LIBER NO. 39, PAGE 38.
  6. "R" INDICATES RADIAL LINE.
  7. "NR" INDICATES NON-RADIAL LINE.



SPALDING, DeDECKER & ASSOCIATES, INC.  
655 WEST THIRTEEN MILE ROAD  
MADISON HEIGHTS, MI 48071  
(313) 585-5545

GREGORY B. SMITH  
PROFESSIONAL SURVEYOR  
LICENSE NO. 28422

CURVE	RADIUS	LENGTH	TANGENT	CHORD	BEARING	DELTA
1	80.00	21.48	18.81	21.32	S77°19'27"W	2°27'10"
2	80.00	125.82	181.51	112.49	S44°17'00"E	158°43'26"
3	80.00	21.48	18.81	21.32	S113°37'58"W	24°53'12"
4	80.00	27.12	20.00	22.28	N65°41'00"W	80°00'00"
5	80.00	27.12	20.00	22.28	N44°18'00"E	80°00'00"
6	80.00	21.48	18.81	21.32	S78°22'24"E	2°27'10"
7	80.00	125.82	181.51	112.49	S44°18'00"W	158°43'26"
8	80.00	21.48	18.81	21.32	S77°19'27"W	2°27'10"
9	80.00	21.48	18.81	21.32	N118°59'36"	24°53'12"
10	80.00	125.82	181.51	112.49	S44°18'00"E	158°43'26"
11	80.00	21.48	18.81	21.32	N77°02'24"E	2°27'10"

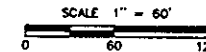
NOTE:  
LOTS 1, 2, 30, & 31 ARE NOT  
TO HAVE DIRECT VEHICULAR  
ACCESS TO 24 MILE ROAD.

L.C.R.C. #  
NORTH 1/4 CORNER OF SECTION 15,  
T.3N., R.12E., SHELBY TOWNSHIP,  
MACOMB COUNTY, MICHIGAN

RECORDED RIGHT OF WAY NO. 16917

# "WILLOW VIEW SUBDIVISION"

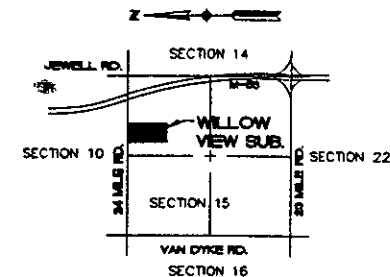
PART OF THE NORTHEAST 1/4  
OF SECTION 15, T.3N., R.12E.,  
SHELBY TOWNSHIP, MACOMB COUNTY, MICHIGAN



UNPLATTED

**LEGEND**

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2. ALL CURVE DIMENSIONS ARE ARC LENGTHS.
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7. "NR" INDICATES NON-RADIAL LINE.



**LOCATION SKETCH**

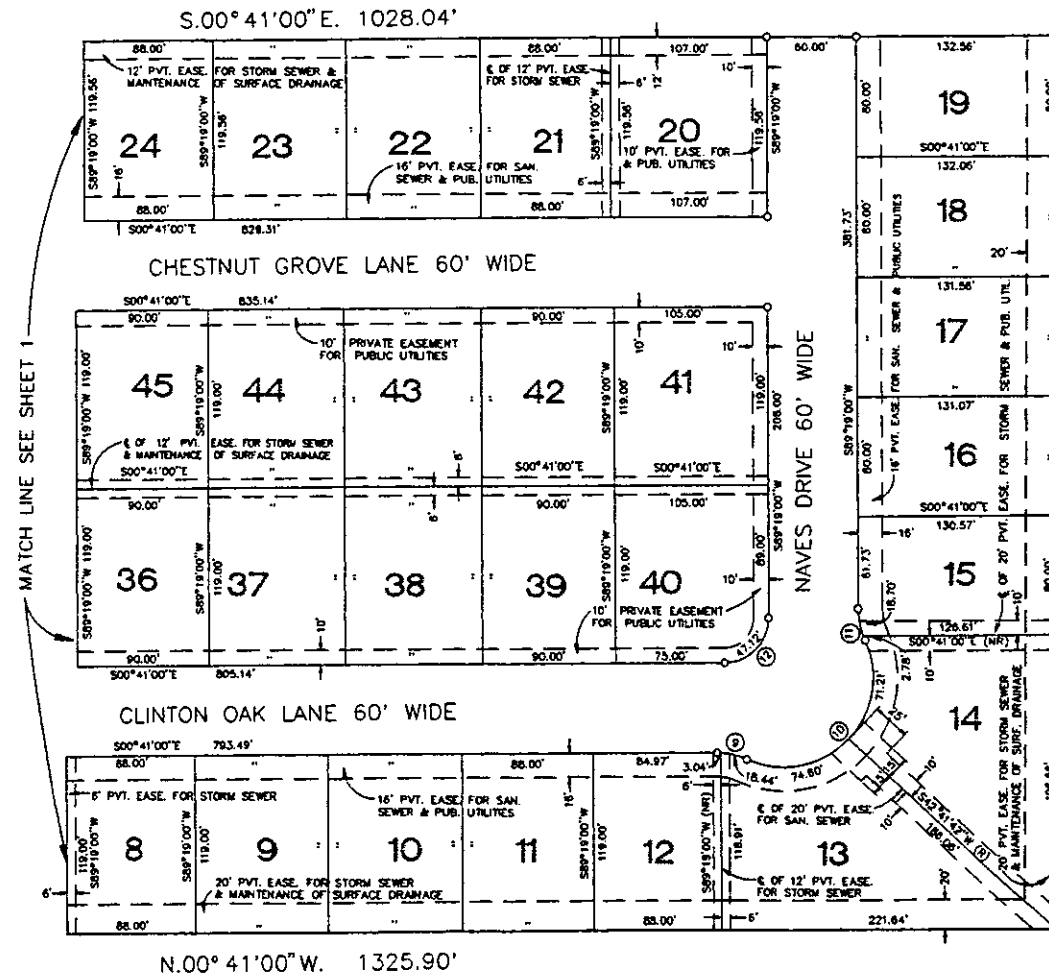
NO SCALE



SPALDING, DeDECKER & ASSOCIATES, INC.  
655 WEST THIRTEEN MILE ROAD  
MADISON HEIGHTS, MI 48071  
(313) 585-5545

GREGORY B. SMITH  
PROFESSIONAL SURVEYOR  
LICENSE NO. 26422

CURVE	RADIUS	LENGTH	TANGENT	CHORD	BEARING	DELTA
1	50.00	21.48	10.91	21.32	S77°50'22"W	24°37'12"
2	80.00	145.81	161.51	112.49	S45°41'00"E	139°14'24"
3	50.00	21.48	10.91	21.32	S11°37'58"W	24°37'12"
4	50.00	47.12	30.00	42.43	N45°41'00"W	90°00'00"
5	50.00	47.12	30.00	42.43	N44°19'00"E	90°00'00"
6	50.00	21.48	10.91	21.32	S78°22'22"E	24°37'12"
7	80.00	145.81	161.51	112.49	S44°19'00"W	139°14'24"
8	50.00	21.48	10.91	21.32	S17°59'36"E	24°37'12"
9	50.00	21.48	10.91	21.32	N11°37'58"E	24°37'12"
10	80.00	145.81	161.51	112.49	S45°41'00"E	139°14'24"
11	50.00	21.48	10.91	21.32	N77°00'24"E	24°37'12"
12	50.00	47.12	30.00	42.43	S45°41'00"E	90°00'00"



MATCH LINE SEE SHEET 1

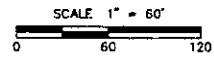
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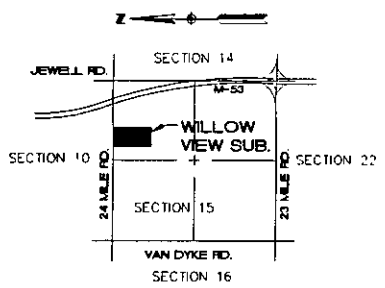
RECORDED RIGHT OF WAY NO. 116-977

LIBER 06425 PG 236

"WILLOW VIEW SUBDIVISION"  
 PART OF THE NORTHEAST 1/4  
 OF SECTION 15, T.3N., R.12E.,  
 SHELBY TOWNSHIP, MACOMB COUNTY, MICHIGAN



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  6. "R" INDICATES RADIAL LINE.
  7. "HR" INDICATES NON-RADIAL LINE.



LOCATION SKETCH

NO SCALE

**PRELIMINARY**



Engineering & Surveying Excellence  
 Since 1954

SPALDING, DeDECKER & ASSOCIATES, INC.  
 655 WEST THIRTEEN MILE ROAD  
 MADISON HEIGHTS, MI 48071  
 (313) 585-5545

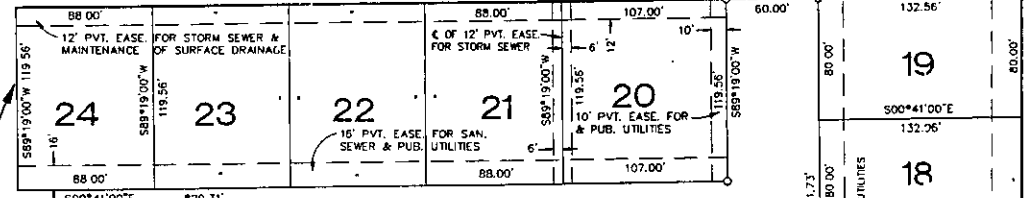
GREGORY B. SMITH  
 PROFESSIONAL SURVEYOR  
 LICENSE NO. 26422

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1	50.00	21.48	10.91	21.32	S77°00'24"W	24°37'12"
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3	50.00	21.48	10.91	75.32	S11°57'36"W	24°07'12"
4	30.00	47.12	30.00	42.43	N45°41'00"W	90°00'00"
5	30.00	47.12	30.00	42.43	N44°19'00"E	90°00'00"
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8	50.00	21.48	10.91	21.32	S12°59'36"E	24°07'12"
9	50.00	21.48	10.91	21.32	N11°57'36"E	24°07'12"
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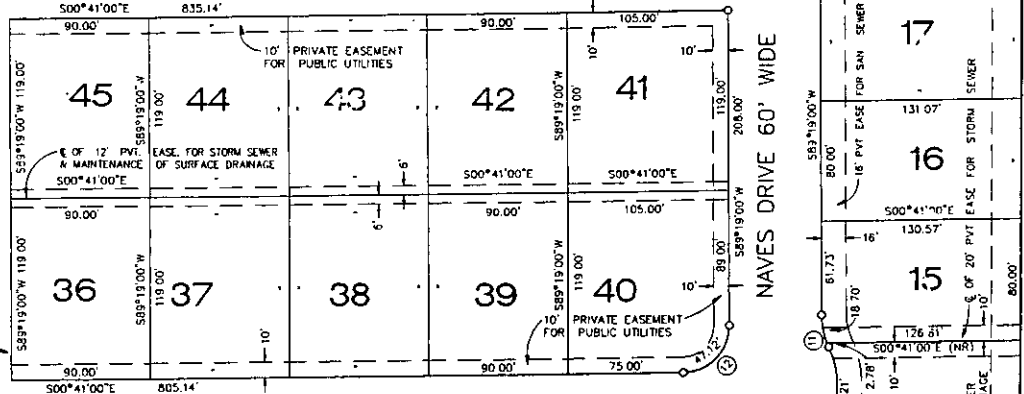
LIBER 0633 of 0304

UNPLATTED

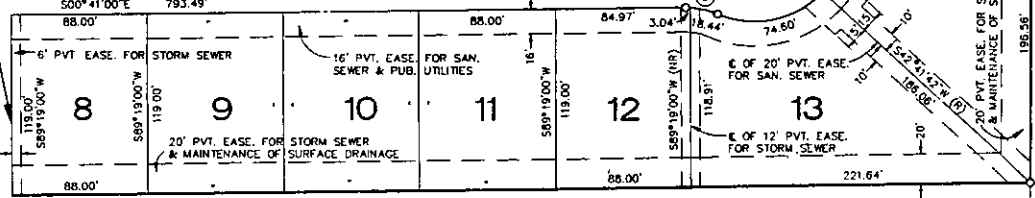
S.00°41'00"E. 1028.04'



CHESTNUT GROVE LANE 60' WIDE

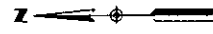


CLINTON OAK LANE 60' WIDE



N.00°41'00"W. 1325.90'

UNPLATTED

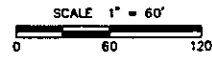


589°40'25"W 596.57'

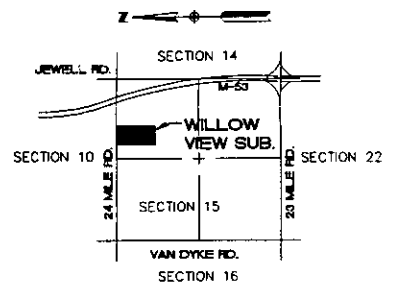
UNPLATTED

# "WILLOW VIEW SUBDIVISION"

PART OF THE NORTHEAST 1/4  
OF SECTION 15, T.3N., R.12E.,  
SHELBY TOWNSHIP, MACOMB COUNTY, MICHIGAN



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LOCATION SKETCH

NO SCALE

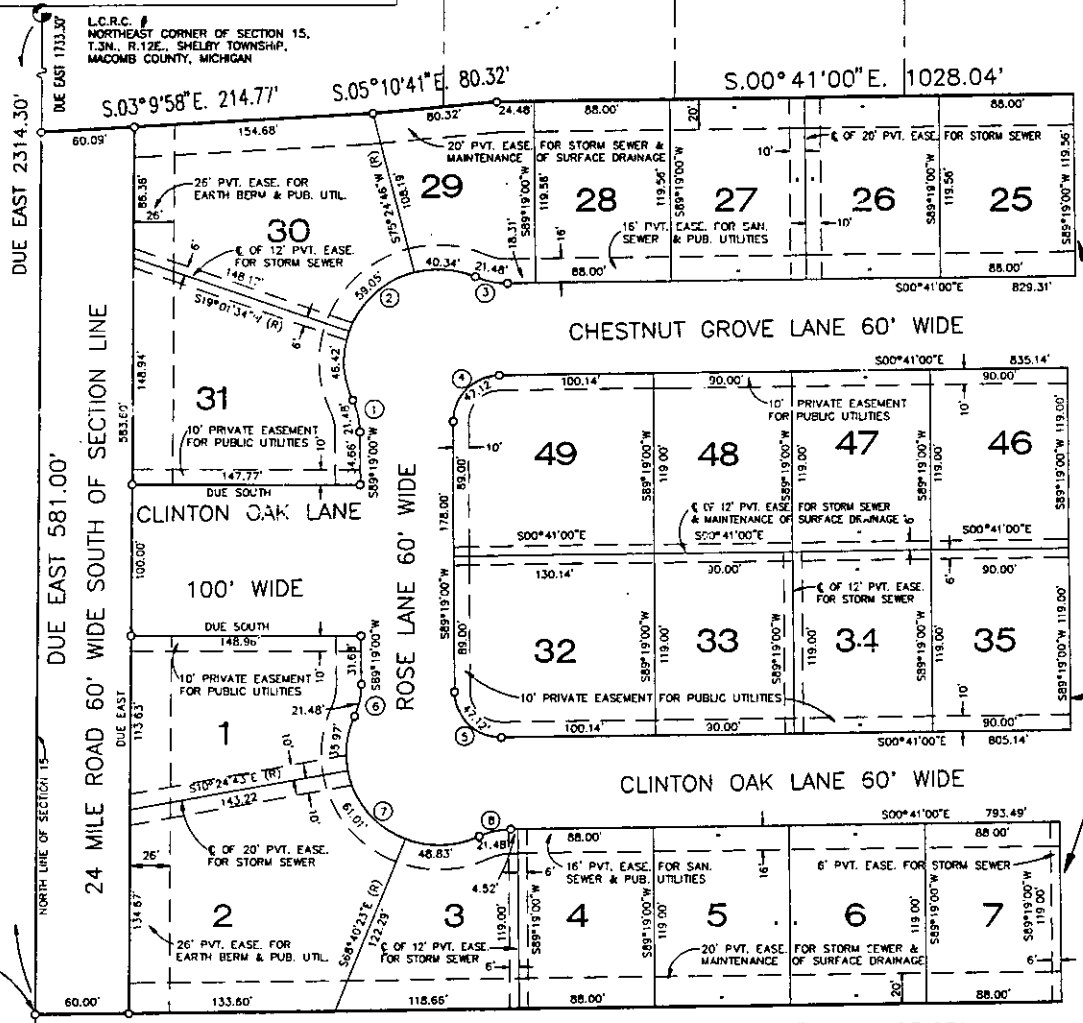


SPALDING, DeDECKER & ASSOCIATES, INC.  
655 WEST THIRTEEN MILE ROAD  
MADISON HEIGHTS, MI 48071  
(313) 585-5545

**PRELIMINARY**

GREGORY B. SMITH  
PROFESSIONAL SURVEYOR  
LICENSE NO. 28422

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9	50.00'	21.48'	10.91'	21.32'	N11°57'36"E	24°37'12"
10	60.00'	145.81'	161.51'	112.49'	S45°41'00"E	139°44'24"
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L.C.R.C. #  
NORTHEAST CORNER OF SECTION 15,  
T.3N., R.12E., SHELBY TOWNSHIP,  
MACOMB COUNTY, MICHIGAN

L.C.R.C. #  
NORTH 1/4 CORNER OF SECTION 15,  
T.3N., R.12E., SHELBY TOWNSHIP,  
MACOMB COUNTY, MICHIGAN

15R 06338P303

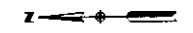
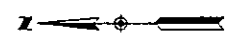
NOTE:  
LOTS 1, 2, 30, & 31 ARE NOT  
TO HAVE DIRECT VEHICULAR  
ACCESS TO 24 MILE ROAD.

UNPLATTED

UNPLATTED

UNPLATTED

MATCH LINE SEE SHEET 2



To (Supervisor, RE & R/W) <b>SUE PUTRYCUS</b>	For RE & R/W Dept. Use	Date Received <b>3-17-94</b>	DE/Box/C.P. No. <b>A-73514</b>
Division <b>MACOMB</b>	Date <b>3-16-94</b>	Application No. <b>R-9305423-01R</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).

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

**Information**

1. Project Name <b>WILLOW VIEW SUB.</b>	County <b>MACOMB</b>
City/Township/Village <b>SHELBY TWP.</b>	Section No. <b>15</b>
Type of Development <input checked="" type="checkbox"/> Proposed Subdivision <input type="checkbox"/> Apartment Complex <input type="checkbox"/> Condominium <input type="checkbox"/> Subdivision <input type="checkbox"/> Mobile Home Park <input type="checkbox"/> Other	
2. Name of Owner <b>NAVES DEVELOPMENT, INC.</b>	Phone No. <b>(313) 228-1515</b>
Address <b>42100 GARFIELD RD., CLINTON TWP., MI. 48038</b>	
Owner's Representative <b>JOHN VESPER</b>	Phone No. <b>(313) 228-1515</b>
Date Service is Wanted	

RECORDED RIGHT OF WAY NO. 45-971

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

5. Joint easements required — Michigan Bell Telephone **DON DAVIS 466-1049** .....  Yes     No  
 — Consumers Power .....  Yes     No

a. Name of Other Utilities if Not Michigan Bell Telephone or Consumers Power  
**COMCAST CABLEVISION**

b. Other Utility Engineer Names  
**HENRY POSTL**      Phone Numbers  
**978-3530**

Addresses

6. Additional Information or Comments

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Note: Trenching letter  attached  will be submitted later

Service Planner  
**RICHARD C. ANDERSON**      Signed (Service Planning Supervisor)

Phone No. **228-4238**      Address



Spalding, ^ Becker

3/22/94 Tom - 585-5545

will mail <sup>pre.</sup> prop sheet + plat.

**LETTER OF TRANSMITTAL**

- Municipal Engineering
- Road & Bridge Design
- Sewer & Water Construction
- Land Development
- GIS/Mapping/Surveying



Engineering & Surveying Excellence  
Since 1954

DETROIT EDISON  
6301 23 MILE RD  
SHELBY TWP MI 48316

ATTN: <sup>DICK ANDERSON</sup> SUE PETRIENKOS

DATE: 6/21/94 JOB NO. D29015  
 RE: WILLOW VIEW SUBDIN  
SHELBY TWP - 29 MI RD  
7/12/94 requested original URO  
from AVA - to re-record.

WE ARE SENDING YOU:  Attached ( ) Hand Delivered ( ) Pick-up by \_\_\_\_\_ the following items:

COPIES	DESCRIPTION
1	8 1/2 x 11 - REVISED FINAL PLAT

THESE ARE TRANSMITTED:

( ) For your use ( ) As requested ( ) For approval ( ) For review and comment ( ) For distribution

PER JOHN VESPER'S REQUEST.

REMARKS THIS REVISED PLAT INDICATES A PUB. UTILITY ESMT. BETWEEN  
 LOTS 29 & 30 THAT WAS NOT SHOWN PREVIOUSLY. ALSO, THE REAR  
 YARD ESMT. ALONG LOT 30 IS NOW ALSO FOR PUBLIC UTILITIES.

Thomas Sevel

Sender's Signature

SIGNED COPY TO: \_\_\_\_\_

RECORDED IN THE OFFICE OF THE CLERK OF MAY 11 1994

45-971  
166-57



Macomb Division  
Shelby Service Center  
6301 - 23 Mile Road  
Shelby Twp., MI 48316  
(313) 228-4104  
(313) 228-4286 (FAX)

June 7, 1994

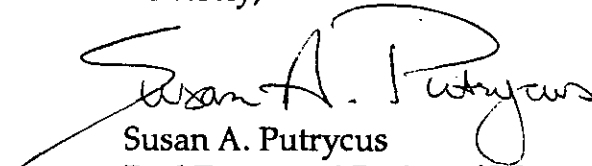
Mr. John Vesper  
Naves Development, Inc.  
42100 Garfield Road  
Clinton Township, Michigan 48038

Re: Willow View Subdivision  
Township of Shelby, Macomb County, Michigan

Dear Mr. Vesper:

Enclosed is a fully executed copy of your Joint Underground Residential Distribution Right of Way Agreement. For exact location of underground equipment, telephone Miss Dig at 1-800-482-7171. The exact location of underground equipment indicates the centerline of said right of way.

Sincerely,

  
Susan A. Putrycus  
Real Estate and Rights of Way  
Shelby Service Center

SP/ms  
Enclosure

RECORDED RIGHT OF WAY NO. 45-971