

UNDERGROUND DISTRIBUTION EASEMENT (RIGHT OF WAY) NO. R-9306457-1WR
PROJECT NAME FOREST OAKS SUBDIVISION

On November 22, 1993, 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:

Phoenix Land Development Corporation, a Michigan corporation, 32000 Northwestern Highway, Suite 145, Farmington Hills, Michigan 48334.

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226, Ameritech, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226, Metrovision, a Michigan corporation, 2500 Capitol, Livonia, Michigan 48239.

"Grantor's Land" is in The City of Livonia, Wayne County, described as:

shown on Appendix "B", which is on the reverse side of this document.

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

shown on Appendix "A", which is attached to and made a part hereof. The width of the right-of-way is: 10 feet (10').

- 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.
6. Ground Elevation: Grantor must grade the Right of Way Area to within four inches of final grade before 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)

Phoenix Land Development Corporation, a Michigan corporation

Linda Battisti (sign) Linda Battisti (print)
Holly Balaban (sign) HOLLY BALABAN (print)

(sign) STEVEN J. SCHAEFER (print)

Acknowledged before me in Oakland County, Michigan on 11/22, 1993 by Phoenix Land Dev Corp. (Grantor) the Sec/Treas (Title) of STEVEN SCHAEFER, a Michigan corporation, for the corporation.

Notary's Stamp ANGELA K. JONES Notary Public - Oakland County, MI My Commission Expires 04-29-97 Notary's Signature Angela K. Jones

94 JAN -4 AM 9:26
FOREST OAKS SUBDIVISION
REGISTERED RIGHTS
RECORDS & CLERK
MICHIGAN
94000028
UNDERGROUND RIGHT OF WAY NO. 46029

26
2007

APPENDIX "B"

"Grantor's Land" is described as **27075 PA 217**

the West 683.40 feet of that part of the Southeast 1/4 of Section 31, described as: Beginning at a point on the East Line of said Section distant North 2 degrees 12 minutes West 1132.47 feet from the Southeast corner of Section 31 and proceeding thence due West 1372.33 feet; thence North 0 degree 12 minutes 30 seconds West 318.70 feet; thence due East 1361.25 feet to the East Line of Section 31; thence South 2 degrees 12 minutes East along said East Line 318.93 feet to the point of beginning.

That part of the Southeast 1/4 of the Southeast 1/4 of Section 31 described as beginning at a point on the East Line of said Section distant North 2 degrees 12 minutes West, 870.20 feet from the Southeast corner of Section 31 and proceeding thence due West 412.50 feet; thence South 2 degrees 12 minutes East, 208.0 feet; thence due West 976.18 feet; thence North 0 degree 12 minutes 30 seconds West, 469.92 feet; thence due East 1372.33 feet to the East Line of Section 31; thence South 2 degrees 12 minutes East along said East line 262.27 feet to the point of beginning.

That part of the Southeast 1/4 of Section 31 described as beginning at a point on the East Line of Section 31 distant South 2 degrees 12 minutes East, 1028.70 feet from the East 1/4 corner of Section 31 and proceeding thence South 2 degrees 12 minutes East along said line, 175.60 feet thence West 1360.04 feet; thence North 4 degrees 10 minutes 29 seconds West 175.27 feet; thence East 1353.65 feet to the point of beginning except the East 300.0 feet thereof.

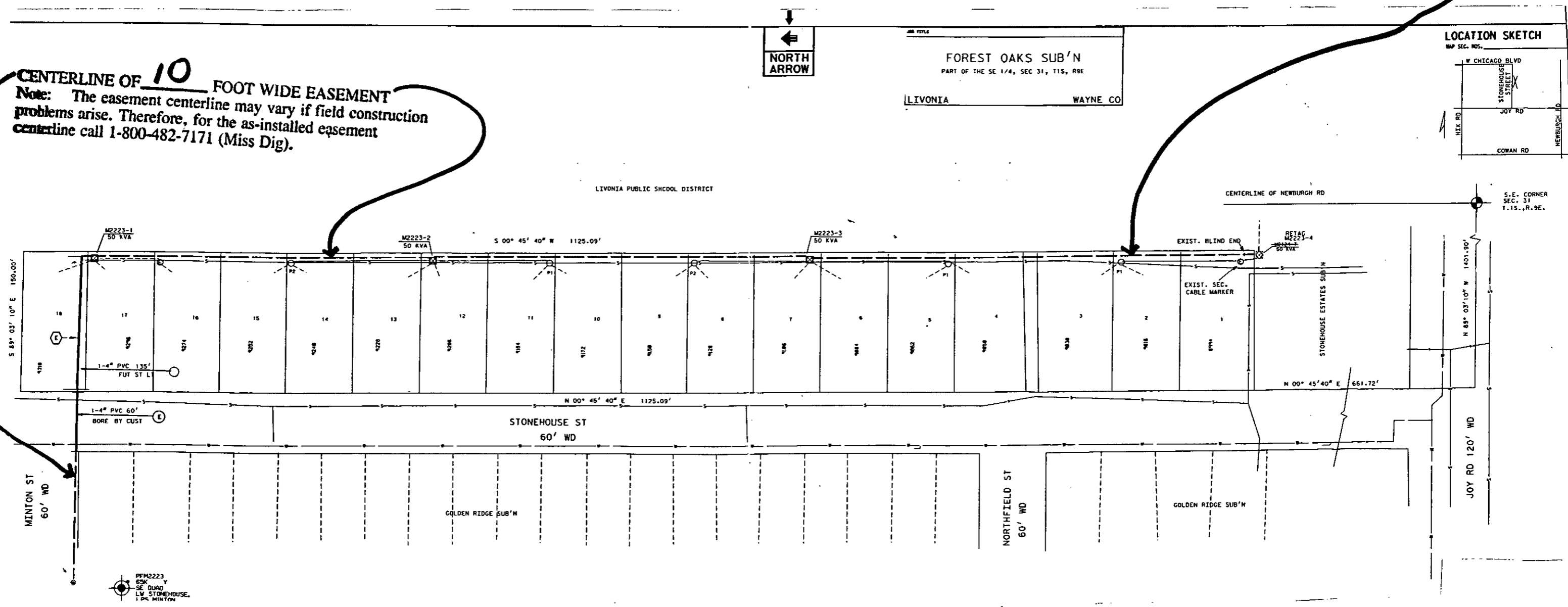
APPENDIX 'A'

LI 27075 PA 218

APPENDIX 'A'

CENTERLINE OF 10 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).

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01/04/94 19787 REMO FEE 2.00
01/04/94 19787 DEED 20.00