

REG 06435PC525

Detroit Edison

**UNDERGROUND DISTRIBUTION EASEMENT (RIGHT OF WAY) NO. R-9310634-01R
PROJECT NAME Coventry Place Subdivision No. 2**

On 1-20, 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:

Copperfield III Ltd., a Michigan corporation, 6971 30 Mile Road, Washington, Michigan 48095
Huntington Banks of Michigan, a Michigan corporation, 1 North Gratiot, Mt. Clemens, Michigan 48046-0328
George Lini, 46081 Butte, Macomb Township, Michigan 48044
Anna Lini, his wife, 46081 Butte, Macomb Township, Michigan 48044,
Serafina Lini, 2460 Pebble Creek, Oakland Township, MI 48363
Domenica Lini, his wife, 2460 Pebble Creek, Oakland Township, MI 48363

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
Ameritech Corporation, a Michigan corporation, 555 Michigan Avenue, Detroit, Michigan 48226
Comcast Cable Television, 6065 Wall Street, Sterling Heights, Michigan 48077-1860

"Grantor's Land" is in Township of Shelby, Macomb County, described as:

Commencing at the North 1/4 corner of said Section 6 and proceeding thence South 89 degrees 45 minutes 54 seconds West 318.42 feet along the North line of Section 6 to the Point of Beginning; thence South 00 degrees 14 minutes 06 seconds East 430.00 feet; thence North 89 degrees 45 minutes 54 seconds East 471.10 feet to a point on the West line of "Copperfield Subdivision No. 1" (Liber 85, Pages 23 thru 27); thence South 00 degrees 02 minutes 30 seconds East 1024.69 feet along said West line; thence continuing along the boundary of said subdivision 69.33 feet along the arc of a curve to the right, with radius of 307.00 feet, central angle 12 degree 56 minutes 24 seconds, and a chord that bears North 78 degrees 12 minutes 48 seconds West 69.19 feet' thence continuing along the boundary of said subdivision South 00 degrees 57 minutes 46 seconds West 89.14 feet; thence along the boundary of "Copperfield Subdivision No. 2" (Liber 91, Pages 6 thru 9; South 14 degrees 23 minutes 26 seconds West 130.00 feet; thence continuing along the boundary of said subdivision, North 69 degrees 30 minutes 10 seconds West 111.28 feet, and North 57 degrees 26 minutes 33 seconds West 111.31 feet, and North 49 degrees 14 minutes 30 seconds West 222.11 feet to a point on the boundary of "Coventry Place Subdivision No. 1" North 40 degrees 30 minutes 15 seconds West 285.83 feet, and South 82 degrees 53 minutes 46 seconds West 288.31 feet, 00 degrees 12 minutes 02 seconds West 130.66 feet, and North 01 degree 47 minutes 13 seconds West and North 0 86.50 feet, and North 00 degrees 12 minutes 02 seconds 148.95 feet, and North 82 degrees 53 minutes 46 seconds East 97.29 feet, and North 07 degrees 05 minutes 47 seconds West 179.61 feet, and North 00 degrees 12 minutes 02 seconds West 280.00 feet, and South 89 degrees 47 minutes 48 seconds West 31.00 feet, and North 00 degrees 12 minutes 02 seconds West 390.10 feet to the North line of said Section 6; thence North 89 degrees 45 minutes 54 seconds East 431.10 feet along said North section line to the Point of Beginning. Containing 24.316 acres of land and comprising 46 lots, numbered 40 thru 85.

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

Easements as shown on attached plat

1. **Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain underground distribution 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 it 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.

RECORDED RIGHT OF WAY NO. 46066

94 AUG 26 PM 12: 18

CARMELLA SABAUGH
REGISTER OF DEEDS
MACOMB COUNTY, MI

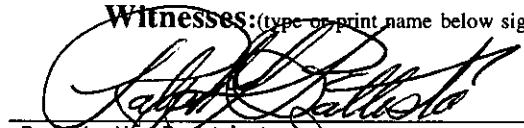

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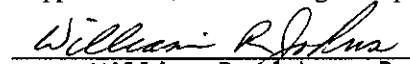
004326254

APPROVED AS TO FORM 8/8/94 DATE
LEGAL DEPARTMENT [Signature]


Witnesses: (type or print name below signature)

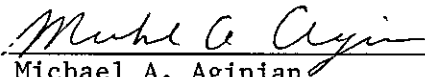
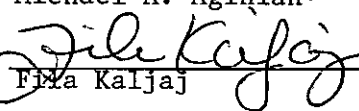

Ralph Y. Battista

Carolyn E. Battista

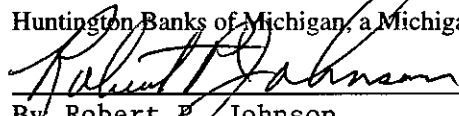
Grantor: (type or print name below signature)

Copperfield III, Ltd. a Michigan corporation

By: William R. Johns, President


Acknowledged before me in Macomb County, Michigan, on July 15, 1994 by
William R. Johns the President of Copperfield III, Ltd., a Michigan corporation

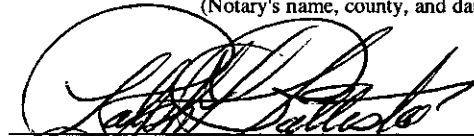

Ralph Y. Battista, Macomb County
Notary's Stamp Comm. Expires: 11/4/95 Notary's Signature 
(Notary's name, county, and date commission expires) Ralph Y. Battista


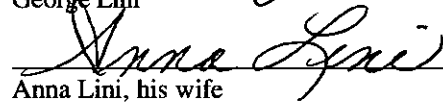

Michael A. Aginian

Fika Kaljaj

Huntington Banks of Michigan, a Michigan corporation

By: Robert P. Johnson
Vice President

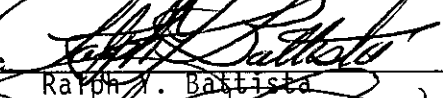
Acknowledged before me in Macomb County, Michigan, on July 20, 1994 by
Robert P. Johnson, the V-Pres. of Huntington Banks of Michigan, a Michigan corporation

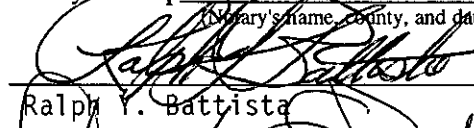

**ELIZABETH A. CASSEL, NOTARY PUBLIC
MACOMB COUNTY, STATE OF MICHIGAN
MY COMMISSION EXPIRES 09-28-94**
Notary's Stamp Notary's Signature 
(Notary's name, county, and date commission expires) Elizabeth A. Cassel

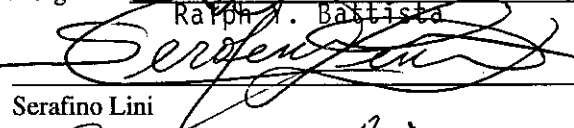
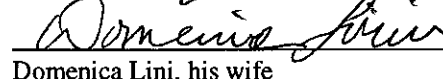

Ralph Y. Battista

Carolyn E. Battista


George Lini

Anna Lini, his wife


Acknowledged before me in Macomb County, Michigan, on July 15, 1994 by
George and Anna Lini, husband and wife

Ralph Y. Battista, Macomb County
Notary's Stamp Comm. Expires: 11/4/95 Notary's Signature 
(Notary's name, county, and date commission expires) Ralph Y. Battista


Ralph Y. Battista

Carolyn E. Battista


Serafino Lini

Domenica Lini, his wife

Acknowledged before me in Macomb County, Michigan, on July 15, 1994 by
Serafino and Domenica Lini, husband and wife

Ralph Y. Battista, Macomb County
Notary's Stamp Comm. Expires: 11/4/95 Notary's Signature 
(Notary's name, county, and date commission expires) Ralph Y. Battista

RECORDED RIGHT OF WAY NO. 46066

To (Supervisor, RE & R/W) SUE PUTRYCUS	For RE & R/W Dept. Use	Date Received 6/29/94	DE/Barr/C.P. No. A-73509
Division MACOMB	Date 6-29-94	Application No. R-9310634-01	

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 COVENTRY PLACE SUB, #2		County MACOMB
City/Township/Village SHELBY TWP.		Section No. 6
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 COPPERFIELD III LTD.		Phone No. 752-6397
Address 6971 30 MILE WASHINGTON, MI. 48095		
Owner's Representative RALPH BATTISTA		Phone No. 752-6397
Date Service is Wanted 7-28-94		

4. Entire Project will be developed at one time Yes No
5. Joint easements required — Michigan Bell Telephone **SUE KUNERT 466-1047** 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 6065 WALL ST. STERLING HEIGHTS, MI. 48077-1860	

6. Additional Information or Comments

Note: Trenching letter attached will be submitted later

Service Planner R.C. ANDERSON	Signed (Service Planning Supervisor)
Phone No.	Address


RECORDED RIGHT OF WAY NO.

46066

Detroit
Edison

Date: September 9, 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 Coventry Place
Sub. No. 2, being part of the Northeast 1/4 of
Section 6, Shelby Township, Macomb County, Michigan

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

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

Detroit Edison Company, Ameritech Corporation, and Comcast Cable Television made this Agreement with Cooperfield III, Ltd. a Michigan corporation; Huntington Banks of Michigan, a Michigan corporation; George Lini and Anna Lini, husband and wife; Serafino Lini and Domenica Lini, husband and wife.

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

SP/ms

Attachments

RECORDED RIGHTS OF WAY NO. 46066



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

September 9, 1994

Copperfield III, Ltd.
6971 30 Mile Road
Washington Township, Michigan 48095

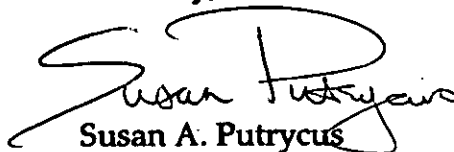
Attn: Ralph Battista

Re: Coventry Place Sub. No. 2
Township of Shelby, Macomb County, Michigan

Dear Mr. Battista:

Enclosed is a fully executed copy of your Underground Distribution Easement 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,

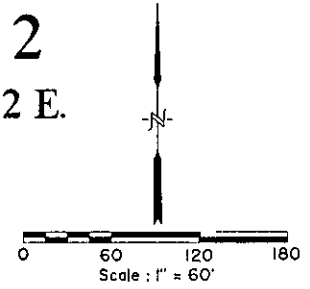

Susan A. Putrycus
Real Estate and Rights of Way
Shelby Service Center

SP/ms
Enclosure

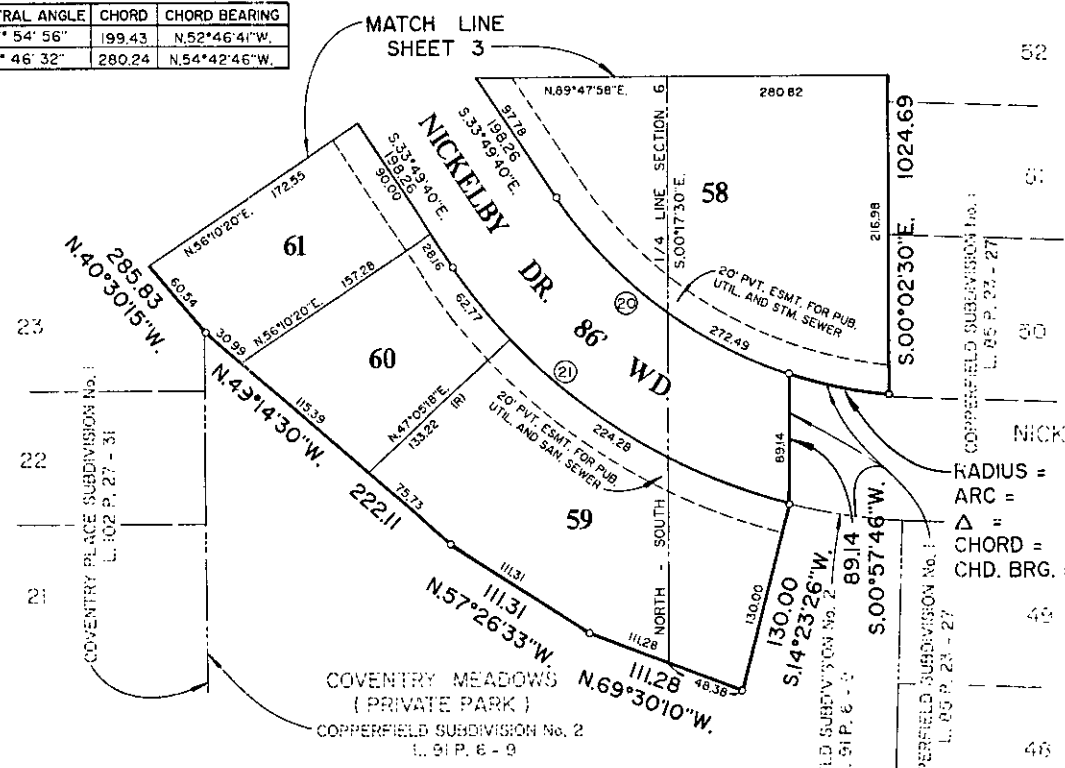
RECORDED RIGHT OF WAY NO. 46068

COVENTRY PLACE SUBDIVISION No. 2

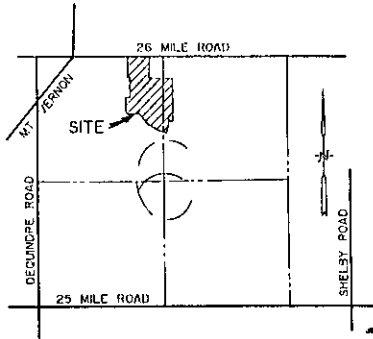
PART OF THE NE 1/4 & NW 1/4 OF SECTION 6, T. 3 N., R. 12 E.
SHELBY TOWNSHIP, MACOMB COUNTY, MICHIGAN



CURVE	ARC	RADIUS	CENTRAL ANGLE	CHORD	CHORD BEARING
20	203.16	307.00	37° 54' 56"	199.43	N.52°46'41"W.
21	286.55	393.00	41° 46' 32"	280.24	N.54°42'46"W.



RADIUS = 307.00
ARC = 69.33
Δ = 12°56'24"
CHORD = 69.19
CHD. BRG. = N.78°12'48\"/>



LOCATION MAP
No Scale

- PLAT LEGEND**
- ALL DIMENSIONS ARE IN FEET.
 - ALL CURVILINEAR DIMENSIONS ARE SHOWN ALONG THE ARC.
 - (R) DENOTES A RADIAL LINE.
 - (NR) DENOTES A NON-RADIAL LINE.
 - THE SYMBOL "o" INDICATES A MONUMENT WHICH IS A 1/2" DIAMETER STEEL BAR 36" LONG, ENCASED IN 4" DIAMETER CONCRETE.
 - ALL OTHER LOT CORNERS HAVE BEEN MARKED WITH AN IRON BAR 1/2" IN DIAMETER AND 18" IN LENGTH.
 - BEARINGS ARE IN ACCORDANCE WITH THOSE RECORDED IN "COPPERFIELD SUBDIVISION No. 2" L. 91 P. 6 - 9.

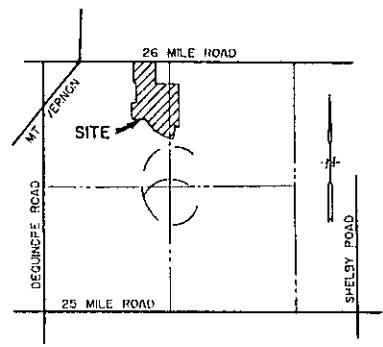
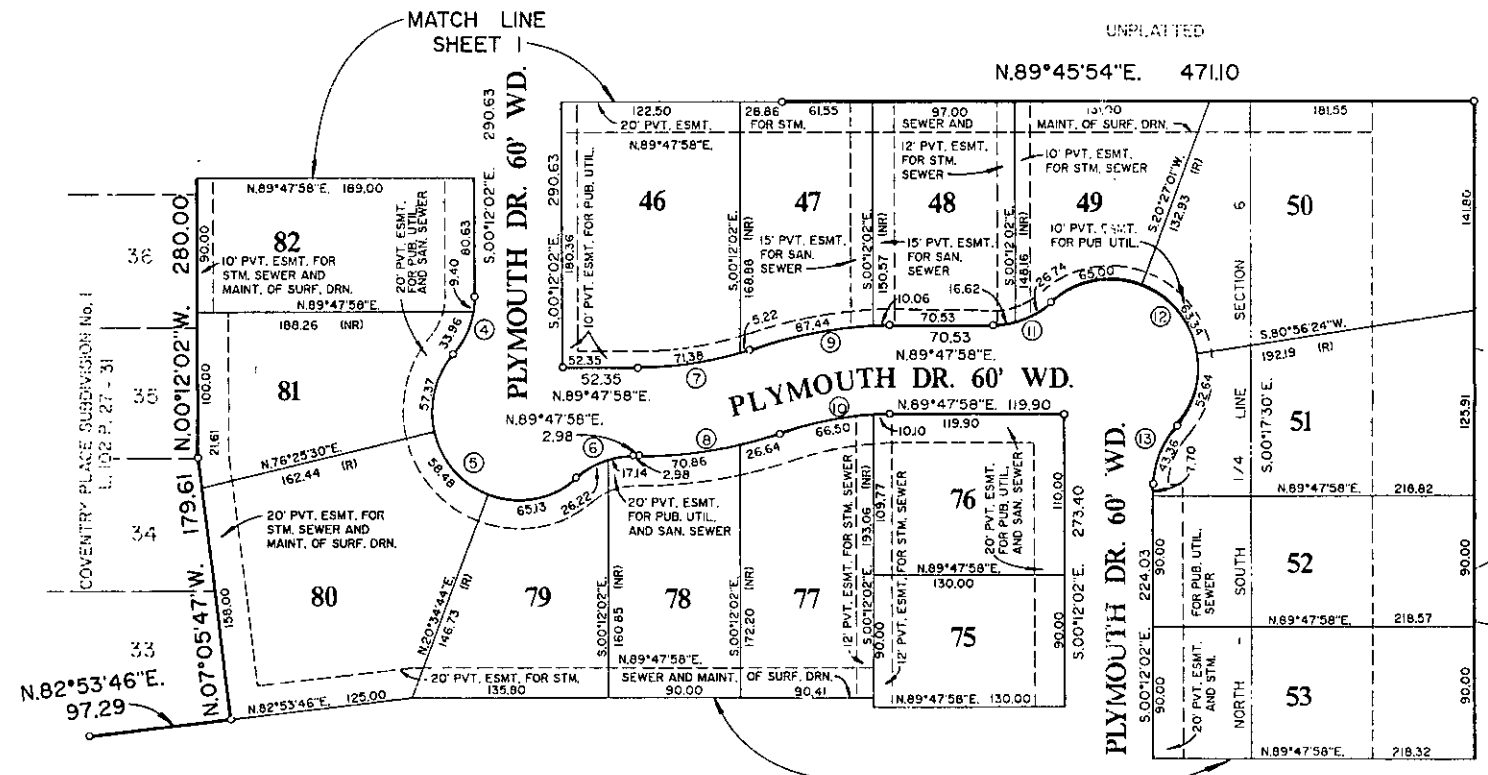
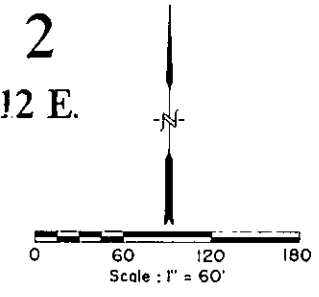
RECORDED WITH ORIGINAL COPY 4/26/97

1818
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COVENTRY PLACE SUBDIVISION No. 2

PART OF THE NE 1/4 & NW 1/4 OF SECTION 6, T. 3 N., R. 12 E.

SHELBY TOWNSHIP, MACOMB COUNTY, MICHIGAN



LOCATION MAP
No Scale

PLAT LEGEND

- ALL DIMENSIONS ARE IN FEET.
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- THE SYMBOL "o" INDICATES A MONUMENT WHICH IS A 1/2" DIAMETER STEEL BAR 36" LONG, ENCASED IN 4" DIAMETER CONCRETE.
- ALL OTHER LOT CORNERS HAVE BEEN MARKED WITH AN IRON BAR 1/2" IN DIAMETER AND 16" IN LENGTH.
- BEARINGS ARE IN ACCORDANCE WITH THOSE RECORDED IN "COPPERFIELD SUBDIVISION No. 2" L. 91 P. 6 - 9.

MATCH LINE
SHEET 3

CURVE	ARC	RADIUS	CENTRAL ANGLE	CHORD	CHORD BEARING
4	43.36	60.00	41° 24' 29"	42.43	S.20°30'23"W.
5	180.98	60.00	172° 48' 58"	119.76	S.45°12'02"E.
6	43.36	60.00	41° 24' 29"	42.43	N.69°05'33"E.
7	76.60	220.00	19° 57' 01"	76.23	N.79°49'32"E.
8	97.50	280.00	19° 57' 01"	97.01	N.79°49'32"E.
9	97.50	280.00	19° 57' 01"	97.01	N.79°49'32"E.
10	76.60	220.00	19° 57' 01"	76.23	N.79°49'32"E.
11	43.36	60.00	41° 24' 29"	42.43	N.69°05'33"E.
12	180.98	60.00	172° 48' 58"	119.76	S.45°12'02"E.
13	43.36	60.00	41° 24' 29"	42.43	S.20°30'23"W.

RECORDED RIGHT OF WAY NO. 4600

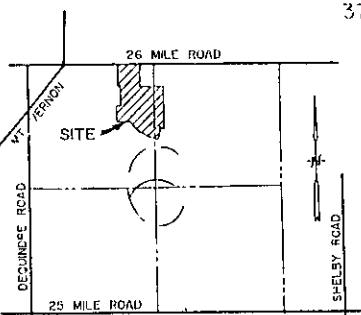
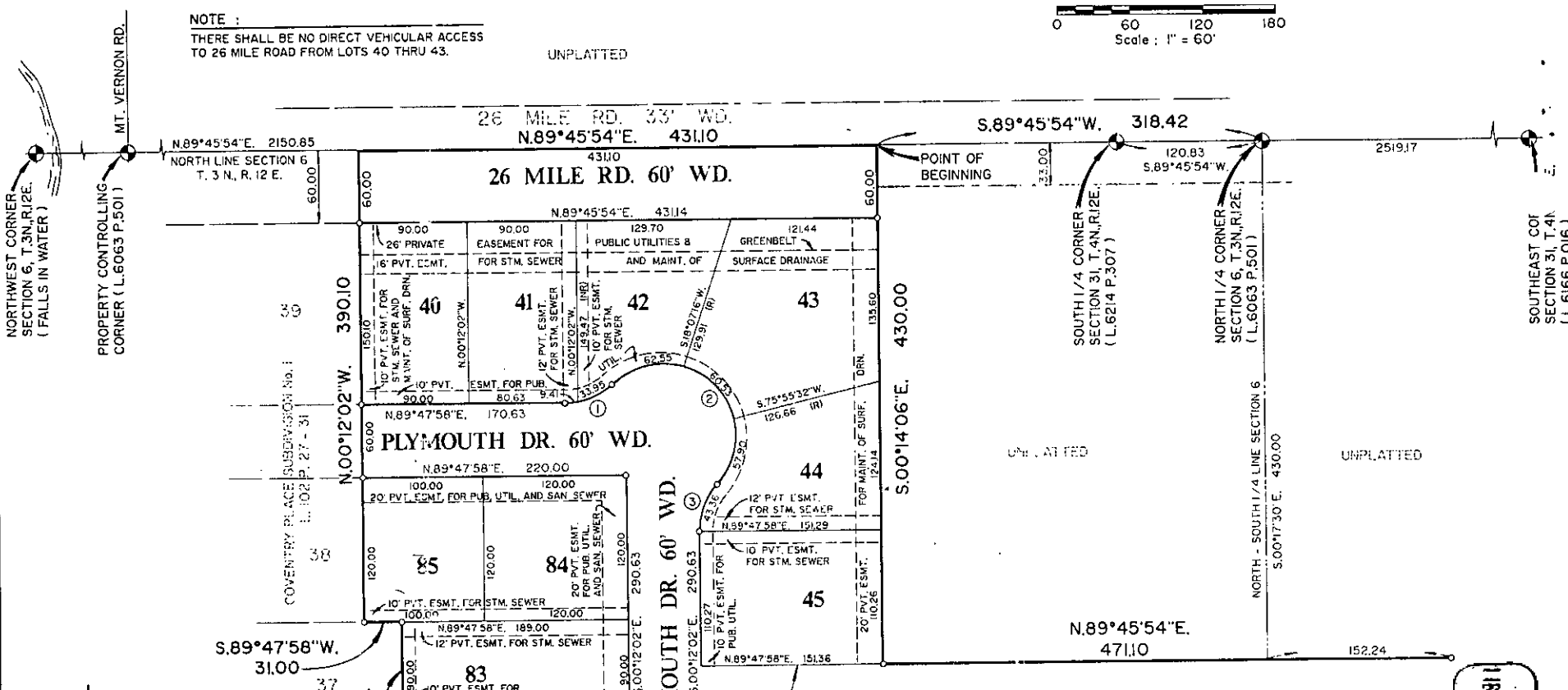
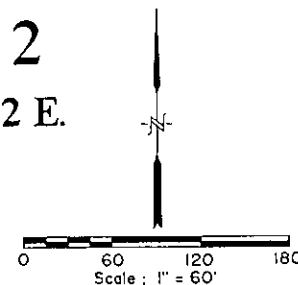
181-064351527

COVENTRY PLACE SUBDIVISION No. 2

PART OF THE NE 1/4 & NW 1/4 OF SECTION 6, T. 3 N., R. 12 E.
SHELBY TOWNSHIP, MACOMB COUNTY, MICHIGAN

NOTE:
THERE SHALL BE NO DIRECT VEHICULAR ACCESS
TO 26 MILE ROAD FROM LOTS 40 THRU 43.

UNPLATTED



PLAT LEGEND

- ALL DIMENSIONS ARE IN FEET.
- ALL CURVILINEAR DIMENSIONS ARE SHOWN ALONG THE ARC.
- (R) DENOTES A RADIAL LINE.
- (NR) DENOTES A NON-RADIAL LINE.
- THE SYMBOL "o" INDICATES A MONUMENT WHICH IS A 1/2" DIAMETER STEEL BAR 36" LONG, ENCASED IN 4" DIAMETER CONCRETE.
- ALL OTHER LOT CORNERS HAVE BEEN MARKED WITH AN IRON BAR 1/2" IN DIAMETER AND 18" IN LENGTH.
- BEARINGS ARE IN ACCORDANCE WITH THOSE RECORDED IN "COPPERFIELD SUBDIVISION No. 2" L. 91 P. 6 - 9.

CURVE	ARC	RADIUS	CENTRAL ANGLE	CHORD	CHORD BEARING
1	43.36	60.00	41° 24' 29"	42.43	S.69°05'33"W.
2	180.98	60.00	172° 48' 58"	119.76	N.45°12'02"W.
3	43.36	60.00	41° 24' 29"	42.43	N.20°30'23"W.

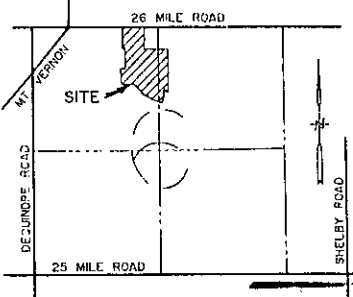
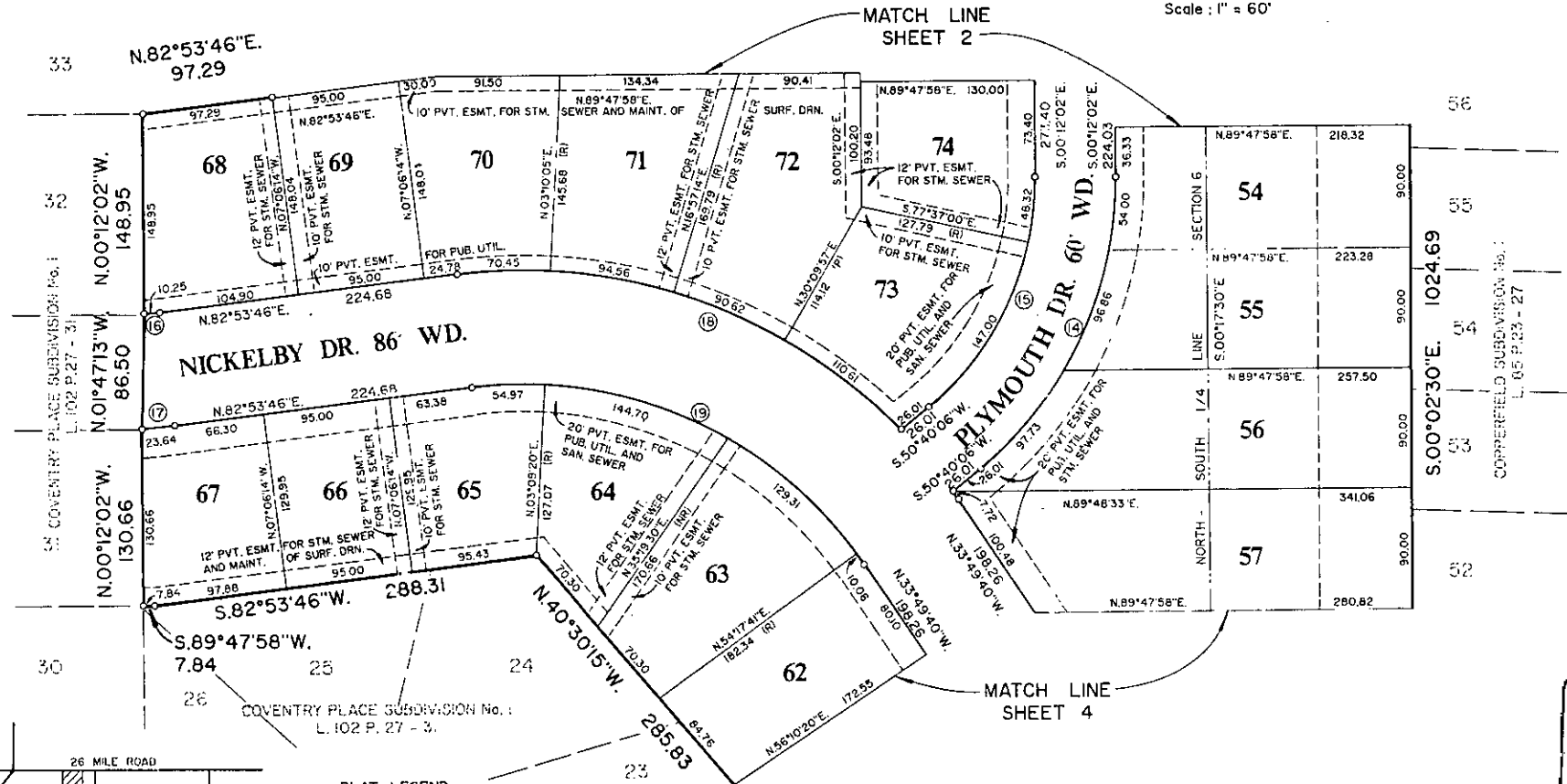
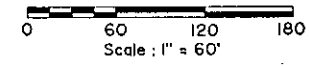
RECORDED RIGHT OF WAY NO. 16063
No. 2007/16063

160635P528

COVENTRY PLACE SUBDIVISION No. 2

PART OF THE NE 1/4 & NW 1/4 OF SECTION 6, T. 3 N., R. 12 E.

SHELBY TOWNSHIP, MACOMB COUNTY, MICHIGAN



PLAT LEGEND

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- (NR) DENOTES A NON-RADIAL LINE.
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- ALL OTHER LOT CORNERS HAVE BEEN MARKED WITH AN IRON BAR 1/2" IN DIAMETER AND 18" IN LENGTH.
- BEARINGS ARE IN ACCORDANCE WITH THOSE RECORDED IN "COPPERFIELD SUBDIVISION No. 2" L. 91 P. 6 - 9.

CURVE	ARC	RADIUS	CENTRAL ANGLE	CHORD	CHORD BEARING
14	248.59	280.00	50° 52' 08"	240.51	N.25°14'02"E.
15	195.32	220.00	50° 52' 08"	188.97	N.25°14'02"E.
16	10.25	307.00	01° 54' 50"	10.25	N.83°50'20"E.
17	23.64	393.00	03° 26' 46"	23.64	N.84°36'46"E.
18	449.04	393.00	63° 16' 34"	412.30	N.65°27'57"W.
19	339.04	307.00	63° 16' 34"	322.08	N.65°27'57"W.

LOCATION MAP
No Scale
RECORDED RIGHT OF WAY NO. 4606

LIBER 06435PG529