



UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9402800-01

On 6-27-94, 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:

Dean Rony and Maureen Rony, husband and wife, 5511 Blood Rd., Metamora, Michigan 48455

"Grantee" is:

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

"Grantor's Land" is in Metamora Township, Lapeer County, described as:

PARCEL D: That part of the West 1/2 of the Northwest 1/4 of Section 34, T6N-R10E, described as: Beginning at a point on the West section line, as occupied, that is South 00°10'32" West 966.96 feet from the Northwest corner of Section 34; thence continuing along said West section line South 00°10'32" West 324.69 feet to the Northeast corner of "Metamora Hills", as recorded in Liber 002 of Plats, page 53, Lapeer County Records; thence South 00°19'30" East 12.31 feet along said West section line; thence North 89°52'38" East 1308.00 feet along the North line of the South 1/2 of the Northwest 1/4; thence North 00°26'50" West 337.00 feet along the East line of the West 1/2 of the Northwest 1/4; thence South 89°52'39" West 1304.44 feet to the point of beginning.

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

A 12 ft. wide easement as shown on Detroit Edison drawing # R-9402800-01 attached hereto.

- 1. 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, 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, licensees and assigns.

RECORDED RIGHT OF WAY NO. 46140

Witnesses: (type or print name below signature)

Grantor: (type or print name below signature)

RECEIVED FOR RECORD  
 94 SEP -9 PM 1:18  
 LIBER NO. 893 PAGE NO. 11-12  
 REGISTER OF DEEDS  
 LAPEER COUNTY, MICHIGAN

MARK CHELKEROSKI  
 DONNA SZLIMAK  
 MAUREEN RONDY, HIS WIFE

DEAN E. RONDY

Acknowledged before me in Lapeer County, Michigan, on June 27, 1994 by Dean Rony and Maureen Rony, husband and wife.

Notary's Stamp: BETTY J. DEAN, Notary Public, Lapeer County, MI, My Commission Expires Jan. 9, 1999. Notary's Signature: Betty J. Dean

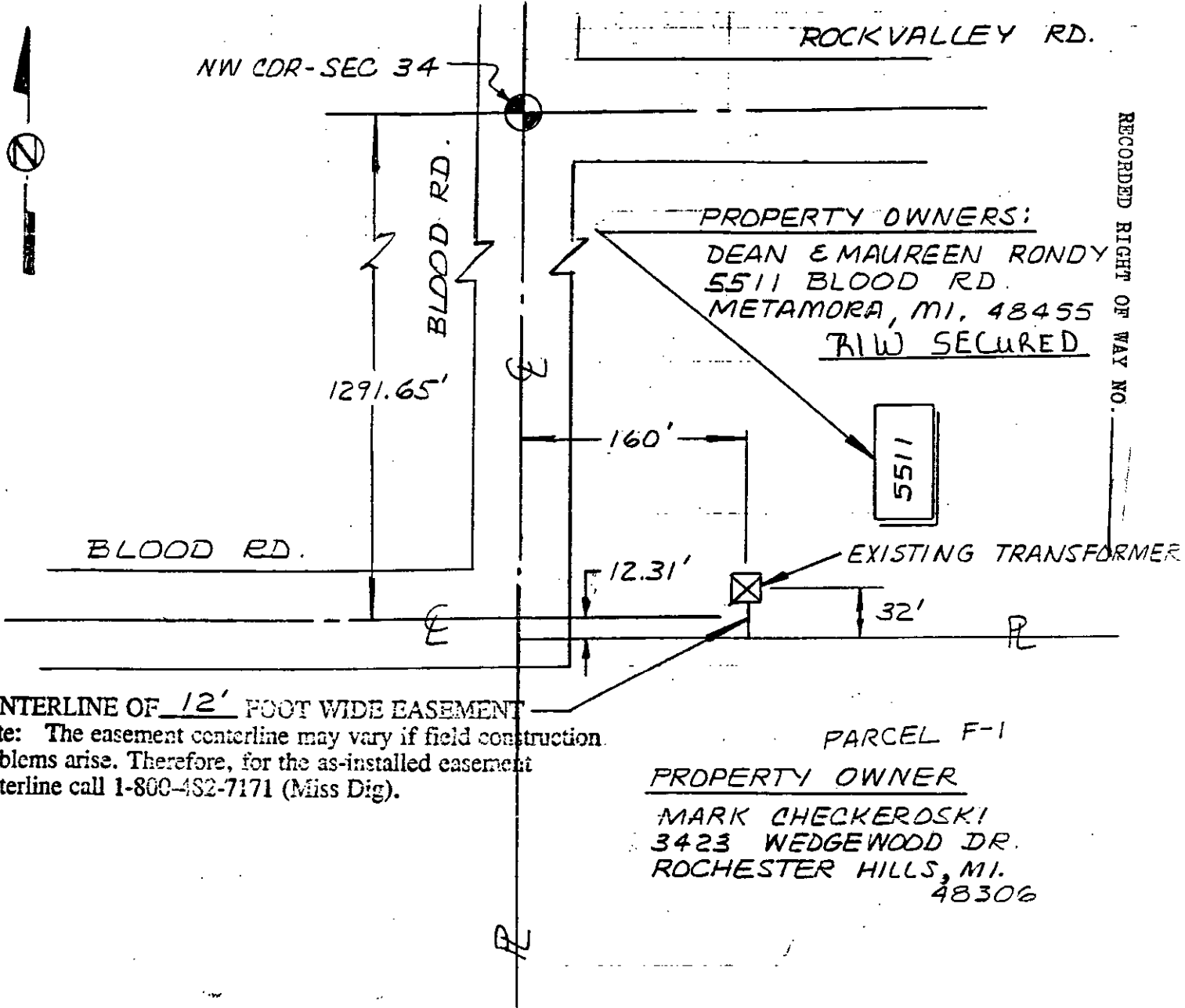
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APPROVED AS TO FORM 8/4/94 DATE  
LEGAL DEPARTMENT WPA

DRAWING # R-9402800-01 BY MARK F. GLASBY

R/W FROM : DEAN & MAUREEN RONDY  
 5511 BLOOD RD  
 METAMORA, MI, 48455

DATE : JUNE 16, 1994



CENTERLINE OF 12' 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).

PARCEL F-1  
PROPERTY OWNER  
 MARK CHECKERSKI  
 3423 WEDGEWOOD DR.  
 ROCHESTER HILLS, MI.  
 48306

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY <u>M. Glasby</u>		RECORD CENTER	<u>1</u>
DATE <u>8-2-94</u>		R/W FILES	<u>1</u>
DATE WANTED <u>06-30-94</u>		MBT	<u>0</u>
DISTRICT FIELDMAN <u>Bryana</u>		ORIGINATOR	<u>1</u>
		TOTAL	<u>1</u>

KNOW ALL MEN BY THESE PRESENTS: That MET-ROCK ASSOCIATES, a Michigan Limited Partnership Formerly known as MET-ROCK ASSOCIATES, a Michigan Joint Venture whose address is 30600 Telegraph Road, Suite 3250, Birmingham, Michigan 48010

Convey(s) and Warrant(s) to Dean E. Rony and Maureen Rony, his wife

whose address is 1411 Chapin, Birmingham, Michigan 48009

the following described premises situated in the Township of Metamora

County of Lapeer and State of Michigan, to-wit:

SEE DESCRIPTION ON REVERSE SIDE

RECEIVED FOR RECORD

1989 SEP 28 PM 4:14

LIBER NO. 670 PAGE NO. 664  
Melissa Miles 645  
REGISTERED SEEDS

ABSTRACT...TITLE INSURANCE...ESCROWS

for the full consideration of Thirty Five Thousand and 00/100 (\$35,000.00) Dollars

subject to zoning ordinances, easements, building and use restrictions, and reservations of record.

Dated this 23 day of September 1989

Witnesses:

Roy J. Holden  
Roy J. Holden  
Diane S. Kurtz  
DIANE S. KURTZ

Signed and Sealed:

John J. Morad (L.S.)  
MET-ROCK ASSOCIATES By John J. Morad,  
General Partner

STATE OF MICHIGAN  
COUNTY OF LAPEER

The foregoing instrument was acknowledged before me this 23 day of September 1989 by John J. Morad

My commission expires  
January 2, 1991

Roy J. Holden  
Notary Public Lapeer County, Michigan

Instrument  
Drafted by Roy J. Holden

Business Address 16 E. High Street, Metamora, MI 48455

County Treasurer's Certificate

LAPEER COUNTY  
055903

City Treasurer's Office REAL ESTATE  
MICHIGAN TRANSFER TAX  
Dept. of Taxation SEP 28 1989  
P.R. 10570 38.50

Recording Fee \$8.00

State Transfer Tax \$38.50 ✓

Tax Parcel # 44-15-034-007-20

When recorded return to Dean E. Rony  
1411 Chapin, Birmingham, MI 48009

Send subsequent tax bills  
to SAME AS ABOVE

RECORDED RIGHT OF WAY NO.

46140

PARCEL "D":

Part of the West 1/2 of the Northwest 1/4 of Section 34, T6N-R10E, Metamora Township, Lapeer County, Michigan, described as beginning at a point on the West section line, as occupied, that is South 00°10'32" West 966.96 feet from the Northwest corner of Section 34; thence continuing along said West section line South 00°10'32" West 324.69 feet to the Northeast corner of "METAMORA HILLS", as recorded in Liber 002 of Plats, Page 53, Lapeer County Records; thence South 00°19'30" East 12.31 feet along said West section line; thence North 89°52'38" East 1308.00 feet along the North line of the South 1/2 of the Northwest 1/4; thence North 00°26'50" West 337.00 feet along the East line of the West 1/2 of the Northwest 1/4; thence South 89°52'39" West 1304.44 feet to the point of beginning. CONTAINS 10.105 ACRES, including that part reserved for Blood Road so-called. Being together with and subject to an ingress and egress easement over and across the South 66 feet of the West 223 feet thereof. Being subject to any restrictions, easements and/or right of ways of record

Office of the Treasurer of the State of Michigan  
Sept 28 19 79  
I hereby certify that there are no tax liens or titles held by the State of any individual against the within description, and all taxes on same are paid for 100 years previous to the date of this instrument. Approved by the records in a [Signature]  
Chester T. [Signature]

RECORDED RIGHT OF WAY NO. 46140