

Sec: 24

# Detroit Edison

## OVERHEAD AND UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9507616-01

On October 27, 1995, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead and underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

**"Grantor" is:**

Charles Leija, a single man, 57148 Meadow, New Haven, Michigan 48048

Renee V. Whitty, 57148 Meadow, New Haven, Michigan 48048

**"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

Comcast Cablevision, a Delaware Corporation, 6065 Wall Street, Sterling Heights, Michigan 48312

**"Grantor's Land" is in Ray Township, Macomb County, described as:**

A parcel of land located in and being a part of the Northeast 1/4 of Section 24, Town 4 North, Range 13 East, Ray Township, Macomb County, Michigan, being more particularly described as follows: Beginning at the Southeast corner of the East 1/2 of the Northeast 1/4 of said Section 24 (East 1/4 corner of Section 24); thence running North 66 degrees 30 minutes West 197.75 feet along the centerline of New Haven Road to the point of beginning; thence continuing North 66 degrees 30 minutes West 197.75 feet; thence North 02 degrees 34 minutes 51 seconds West 824.79 feet; thence North 87 degrees 16 minutes 17 seconds East 176.32 feet; thence South 02 degrees 39 minutes 44 seconds East 912.18 feet to the point of beginning. Sidwell # 21-05-24-200-021.

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

As shown on the attached R/W drawing No. R-9507616-01, dated 10-16-95.

- Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain overhead and underground utility line facilities consisting of poles, guys, 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 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.
- 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.

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

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

James Caramella  
JIM CARAMELLA

Charles Leija  
Charles Leija, a single man

Donna K. Michael  
DONNA K. MICHAEL

Renee V. Whitty  
Renee V. Whitty

Acknowledged before me in MACOMB County, Michigan, on Oct. 27, 1995 by Charles Leija, a single man and Renee V. Whitty.

DBI  
MACOMB  
COUNTY

BARBARA J. TURNER

Notary Public, St. Clair County, MI

Notary's Stamp My Commission Expires June 29, 1997

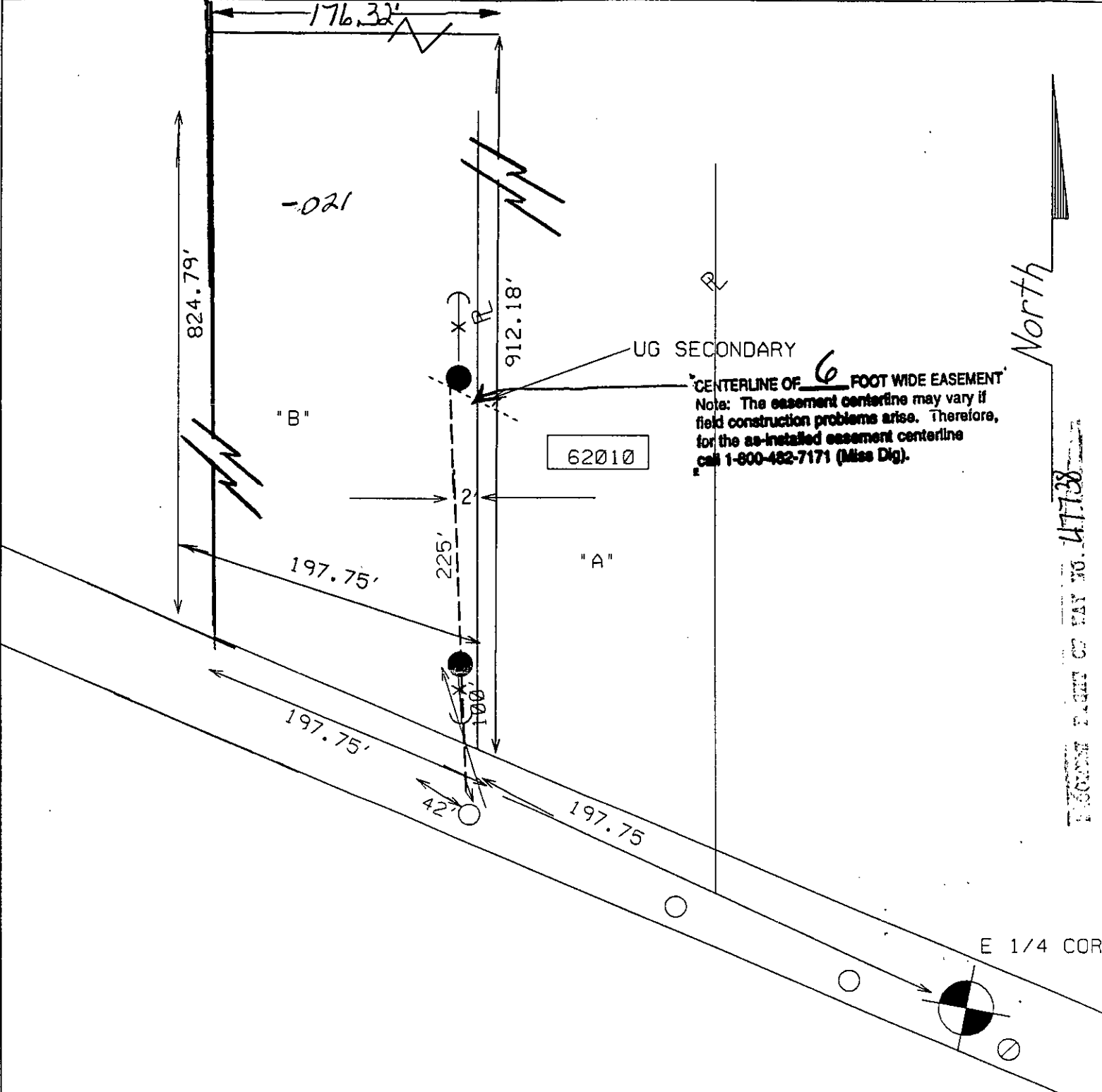
(Notary's name, county and date commission expires)

Notary's Signature

Barbara J. Turner

Prepared by and Return to: Edward J. Jansen, Jr, 43230 Elizabeth Rd., Clinton Twp., MI 48036

MACOMB COUNTY REGISTRY NO. 47738



TOWN OF RAY NO. 41738

E 1/4 COR

JPL 9507616

LEGEND	
○	EXIST. D.E.CO. POLE
●	PROPOSED POLE
○	FOREIGN POLE
Y	EXIST. ANCHOR
Y	PROPOSED ANCHOR
☁	TREE
----	120/240 V LINE
----	4800 V LINE
----	13,200 V LINE
----	40,000 V LINE

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP. RAY	COUNTY MACOMB	TWP SEC QTR 24	DEPT. ORDER NO. -
MAP SECT. -	TOWN RANGE 4N 13E	JOINT R/W REQ'D	R/W NO. R-9507616-01
PROJECT NAME -	TEL. ENGR. & DIST.		MBF MEMO# M-9507616-01
TOWNSHIP SERVICE CENTER	COMP. CODE MTC	MAILING CITY	CATV MEMO# 9507616-02
CIRCUIT -			O.F.W.
REASON N.B. 62010 NEW HAVEN			BUDGET ITEM NO. -
PLANNER B. EMERICK	SCALE 1" = -'		DATE 10-16-95