

DATE 11-2-95

*Ecorse TWP*

**OVERHEAD TRANSMISSION LINE EASEMENT (RIGHT OF WAY)**

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

"Grantor" is: formerly Union Carbide Industrial Gases Inc.  
~~Union Carbide Industrial Gases, Inc., aka Praxair Inc.~~, a Delaware Corporation  
39 Old Ridgebury Road, Danbury, Connecticut 06810-311

"Grantee" is:  
The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226

"Grantor's Land" is in the City of River Rouge, Wayne County, Michigan described as:  
See Attached Exhibit A

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

See Attached Exhibit B. "Exhibit B describes Grantor's land and the land of another land owner. However, rights granted in this document only relate to land Grantor owns."

1. **Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain overhead electric transmission line facilities consisting of towers, wood or steel poles, H-frames, wires, cables, and fixtures. These facilities may include telecommunication medium for the use of Grantee or Grantee's assignees.
2. **Access:** Grantee has the right of access to and from the Right of Way Area.
3. **Buildings or other Structures:** No buildings or other structures shall be placed in the Right of Way Area without Grantee's prior written consent. No activities that could physically threaten the safe operation of the facility or clearances required by electric safety codes, should occur in the Right of Way area, such as grade changes without Grantee's prior written permission.
4. **Trees, Bushes, Branches or Roots:** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches or roots in the Right of Way Area that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities. Grantee shall have the right to keep the land thirty-five feet on each side of the Right of Way Area clear of those trees which Grantee believes are or may become hazardous to Grantee's facilities.
5. **Restoration:** If Grantee's employees, contractors, vehicles or equipment damage Grantor's Land, buildings, fences or crops 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, or at Grantee's option reimburse Grantor for any damage sustained by Grantor.
6. **Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licensees and assigns.

*47903*

Witnesses:

~~Union Carbide Industrial Gases, Inc., aka Praxair, Inc.~~

Michael W. Carlo  
Michael W. Carlo

BY: Edward R. Durkin  
Edward R. Durkin

Claudia E. Lefurgy  
Claudia E. Lefurgy

ITS: Manager, General Services

Connecticut

Acknowledged before me in FAIRFIELD County, ~~Michigan~~, on SEPT 27, 1995.

by EDWARD R. DURKIN the MANAGER, GENERAL SERVICES

of ~~Union Carbide Industrial Gases, Inc., aka Praxair, Inc.~~, a Delaware Corporation, for the corporation.

Notary's Stamp: **DOROTHY M. BAUER**  
**NOTARY PUBLIC**

Notary's Signature: Dorothy M. Bauer

**COMMISSION EXPIRES JANUARY 31, 1999**

**OVERHEAD TRANSMISSION LINE EASEMENT (RIGHT OF WAY)**

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~~Union Carbide Industrial Gases, Inc., aka Praxair Inc., a Delaware Corporation~~  
39 Old Ridgebury Road, Danbury, Connecticut 06810-511

**LIBER 28453 PAGE 119**  
\$ 4.00 REMONUMENTATION

"Grantee" is:  
The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226

"Grantor's Land" is in the City of River Rouge and Ecorse, Wayne County, Michigan described as:  
See Attached Exhibit A

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ITS: Manager, General Services

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of ~~Union Carbide Industrial Gases, Inc., aka Praxair, Inc., a Delaware Corporation~~

Notary's Stamp

**DOROTHY M. BAUER**  
**NOTARY PUBLIC**  
**COMMISSION EXPIRES JANUARY 31, 1999**

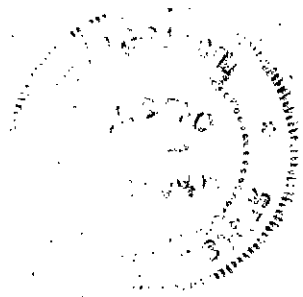
Notary's Signature Dorothy M. Bauer

When executed return to: Tom Wilson, Real Estate Associate II, Room 2310 WCB, 2000 Second Avenue, Detroit, Michigan 48226  
When recorded return to: George H. Hathaway, Room 688 WCB, 200 Second Avenue, Detroit, Michigan 48226

95263326  
RECORDED RIGHT OF WAY NO. 47903

4P  
21D  
RO

REPRODUCED FROM THE ORIGINAL



APPROVED AS TO FORM 8-1-95 DATE  
LEGAL DEPARTMENT 64 H. H. T. V.

Exhibit A  
[REDACTED] page 1 of 2

A parcel of land being part of Private claim 42 located in the City of Ecorse, County of Wayne, State of Michigan and being more particularly described as follows:

Commencing at the Northwest corner of P.C. 42;

Thence S.32°00'13"W 3.23 feet along the west line of P.C. 42 to a point in the south line of Great Lakes Avenue (60 feet wide);

Thence S.59°09'40"E 634.66 feet along the said south line of Great Lakes Avenue to a point;

Thence S.76°48'20"W 175.30 feet to a point of curve to the left having a radius of 669.45 feet;

Thence along the arc of the curve to the left 1.66 feet to a point on the curve (said curve having a radius of 669.45 feet, a central angle of 00°08'30" and a long chord bearing S.76°44'05"W 1.66 feet), said point being the True Point of Beginning;

From said Point of Beginning;

Thence S.59°09'40"E. a distance of 285.58 feet;

Thence S.30°50'20"W. a distance of 40.00 feet;

Thence N.59°09'40"W. a distance of 19.50 feet;

Thence S.30°50'20"W. a distance of 50.00 feet;

Thence S.59°09'40"E. a distance of 45.00 feet;

Thence S.30°50'20"W. a distance of 250.00 feet;

Thence N.59°09'40"W. a distance of 435.00 feet;

Thence N.30°50'20"E. a distance of 110.00 feet;

Thence N.59°09'40"W. a distance of 31.484 feet to a point on a curve to the right;

Thence running in a Northeasterly direction on a curve to the right an arc distance of 279.783 feet to a point on the curve, to the True Point of Beginning (the curve having a radius of 669.45 feet, central angle of 23°56'44" a long chord bearing N.64°53'05"E. for a long chord distance of 277.58 feet) said area contains 3.1383 acres of land, more or less.

RECORDED RIGHT OF WAY NO 49903

A parcel of land being part of Private Claims 42 and 45 and located in the City of River Rouge, and the City of Ecorse, County of Wayne, State of Michigan and being more particularly described as follows:

Commencing at the Northwest corner of P.C. 42; thence S.32°00'13"W. a distance of 3.23 feet along the westerly line of P.C. 42 to the southerly line of Great Lakes Avenue; thence S.59°09'40"E. a distance of 1007.02 feet along the southerly line of Great Lakes Avenue (60 feet wide) to the easterly line of Great Lakes Steel Corp. Private Roadway (50 feet wide) and the point of beginning of the parcel herein described:

Thence continuing along the southerly line of Great Lakes Avenue (60 feet wide) as extended S.59°09'40"E. a distance of 521.10 feet to a point;

Thence S.31°07'30"W. a distance of 86.50 feet to a point;

Thence N.59°09'40"W. a distance of 18.50 feet to a point;

Thence S.31°07'30"W. a distance of 16.00 feet to a point;

Thence S.59°09'40"E. a distance of 18.50 feet to a point;

Thence S.31°07'30"W. a distance of 141.00 feet to a point;

Thence S.57°26'47"E. a distance of 31.73 feet to a point;

Thence S.31°07'30"W. a distance of 232.00 feet to a point;

Thence N.57°00'34"W. a distance of 305.89 feet to a point;

Thence N.32°04'20"E. a distance of 12.00 feet to a point;

Thence N.55°12'43"W. a distance of 255.00 feet to a point on the easterly line of Great Lakes Steel Corp. Private Roadway (50 feet wide);

Thence N.32°04'20"E. a distance of 435.50 feet along the said easterly line of Great Lakes Steel Corp. Private Roadway (50 feet wide) to the point of beginning of the parcel herein described.

Containing 5.6763 acres of land, more or less.

RECORDED RIGHT OF WAY NO. 47903

Exhibit B

Page 1 of 2

TOWER LINE EASEMENT

Part of Privet Claim 42, Privet Claim 45 and Privet Claim 226, City of River Rouge and City of Ecorse, Wayne County, Michigan.

A tower line easement on, over, under and across land described as: Commencing at the Southwesterly corner of Privet Claim 45; Thence South 31°34'01" West, 3.20 feet, along the Westerly line of Privet Claim 42 and also being the Easterly line of Privet Claim 226; Thence South 59°09'40" East, 1661.07 feet, along the Southerly line of Great Lakes Avenue [60 feet wide]; Thence North 36°10'43" East, 103.71 feet, to the POINT OF BEGINNING;

Thence North 48°06'40" West, 236.42 feet; Thence North 78°43'51" West, 698.93 feet; Thence North 79°42'29" West, 463.51 feet; Thence North 74°15'33" West, 437.57 feet; Thence South 36°29'10" West, 576.80 feet; Thence North 58°02'15" West, 25.26 feet; Thence North 31°57'45" East, 929.71 feet; Thence South 18°51'21" West, 270.75 feet; Thence South 74°15'33" East, 416.85 feet; Thence South 79°42'29" East, 460.00 feet; Thence South 78°43'51" East, 719.63 feet; Thence South 59°31'56" East, 256.35 feet; Thence South 36°10'43" West, 139.05 feet, to the point of beginning.

Containing 4.905 acres of land.

~~Said easement is to construct, reconstruct, operate and maintain overhead and underground electric lines including poles, wires, manholes, conduits, cables, and equipment. Edison may trim or cut down any trees, bushes, or branches in the easement that Edison believes could interfere with the operation and maintenance of its facilities. No Buildings, structures or flammable materials of any kind shall be placed or stored in the easement without Grantor's prior written consent.~~

~~Also two 35 foot wide tree trimming easement, lying Northerly and Southerly of and adjacent to and parallel with the tower line easement, for the right to trim or cut down any, trees, bushes, or branches that Edison believes could interfere with or grow to the point of interfering with operation and maintenance of existing or future Edison facilities in the tower line easement.~~

RECORDED RIGHT OF WAY NO. 17903

*[Handwritten Signature]*

**Detroit Edison**

SYSTEM PROJECTS & ENGINEERING

LOCATION **EASEMENT SURVEY**  
PART OF P.C. 42, P.C. 45, P.C. 226 BEING IN  
IN THE CITY RIVER ROUGE AND CITY OF ECORSE,  
WAYNE COUNTY, MICHIGAN.

**PRAXAIR SUBSTATION**

SHEET 3 OF 3

JOB NUMBER **9506294**

SCALE  
1 INCH = 300 FEET

DRAWN BY  
GDS

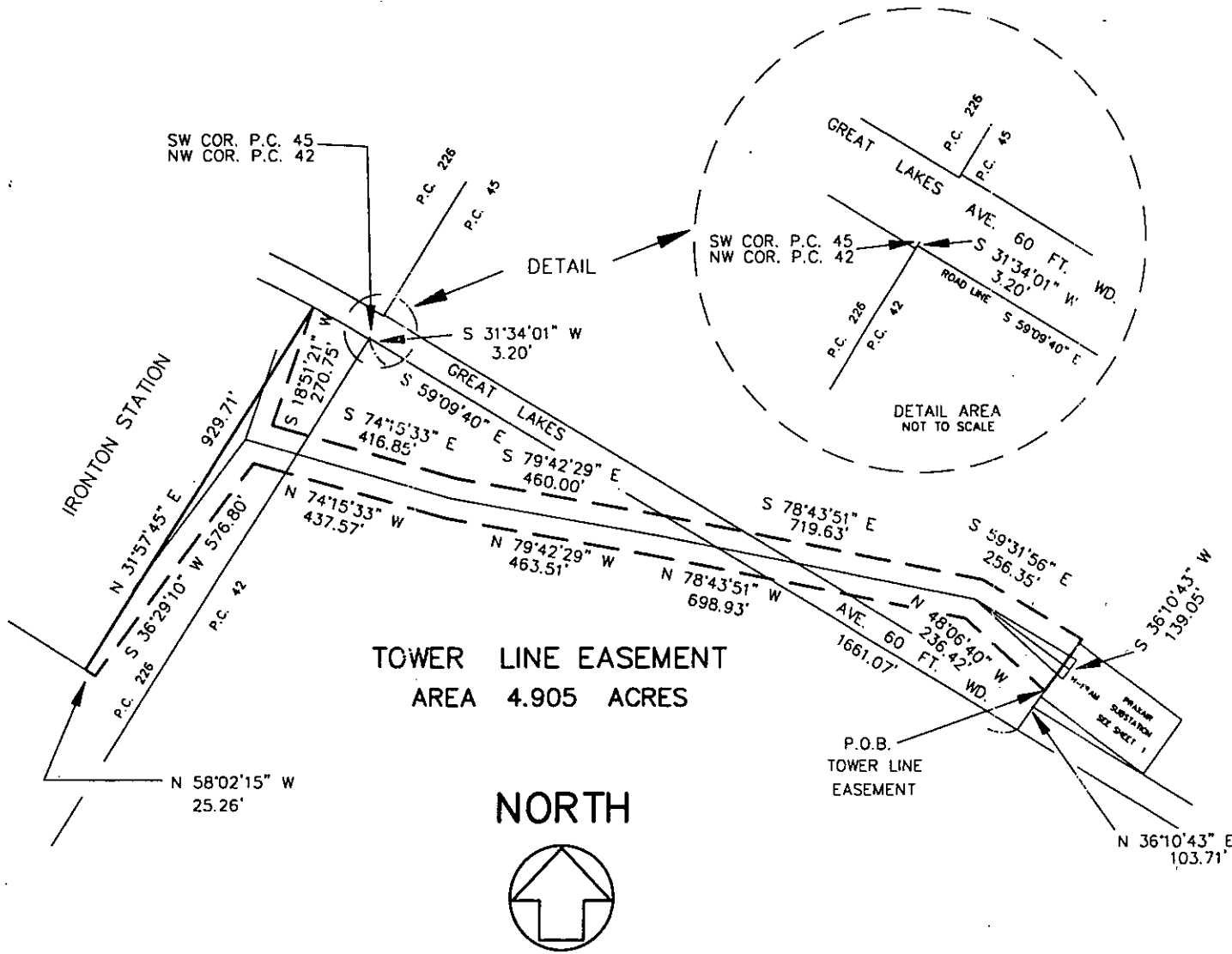
SURVEY ENGINEER  
*[Signature]*

DATE OF SURVEY

DRAWING NO. **SE 6136-01**

Page 2 of 2

CERTIFICATE OF SURVEY



BASED ON MY KNOWLEDGE, INFORMATION AND BELIEF, I CERTIFY THAT AS A RESULT OF A SURVEY MADE ON THE GROUND TO THE NORMAL STANDARDS OF CARE OF PROFESSIONAL (LAND) SURVEYORS IN THE STATE OF MICHIGAN, THAT THE MAP DELINEATED HEREON CORRECTLY REPRESENTS SUCH SURVEY AND THAT RATIO OF CLOSURE OF THE UNADJUSTED FIELD OBSERVATIONS OF SUCH SURVEY WAS 1: AND THAT ALL APPLICABLE REQUIREMENTS OF P.A. 132 OF 1970, AS AMENDED BY P.A. 24 OF 1988, HAVE BEEN COMPLIED WITH.

SURVEYOR: GREGORY D. STEPHENS  
DATE: 7-4-95

LOCATION: EASEMENT SURVEY  
PART OF P.C. 42, P.C. 45, P.C. 226 BEING IN THE CITY OF RIVER ROUGE AND CITY OF ECORSE, WAYNE COUNTY, MICHIGAN.

SYSTEM PROJECTS & ENGINEERING  
DRAWN BY: GDS  
SURVEY ENGINEER: GDS  
DATE OF SURVEY: 7-4-95

LEGEND:  
R. = RECORDED  
M. = MEASURED  
C. = CALCULATED  
I.P. = IRON PIPE  
RR = RE-ROD  
MON. = MONUMENT

JOB NUMBER: 9506294  
DRAWING NO.: SE 6136-01

SHEET 2 OF 3

SCALE: 1 INCH = 300 FEET