

034452 NOV 30 1994

**UNDERGROUND DISTRIBUTION EASEMENT (RIGHT OF WAY) NO. R-9403590-1AR
PROJECT NAME Renfrew Ct. Parcels**

On 9/21/94, 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:

DAVID POWELL INC., a Michigan corporation, 4563 Ravinwood Dr., Milford, Michigan 48382

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
Ameritech, a Michigan corporation, 550 S. Maple, Ann Arbor, Michigan 48013 LIVINGSTON

"Grantor's Land" is in the Township of Hartland, Oakland County, described as:

Sec 27, T3N, R6E, beginning on E-W 1/4 line, thence N 89 W 220 feet from E 1/4 corner, thence S 200 feet, thence N 89 W 335.85 feet, thence N 200 feet along E line Handy Maxfield Sub, thence S 89 E 339.2 feet to POB 1.55 acres, Parcel 1, Sub to easement row of record. Sidwell No. 8-27-100-053.

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

all in accordance with Detroit Edsion Co. drawing R9403590-1AR, attached hereto and made a part hereof. The right of way is twelve (12) feet in width.

- 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 buldings 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 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, lesses, licensees and assigns.

Witnesses:(type or print name below signature)

JOHN R. PANEK
EDWARD F. CAMPS

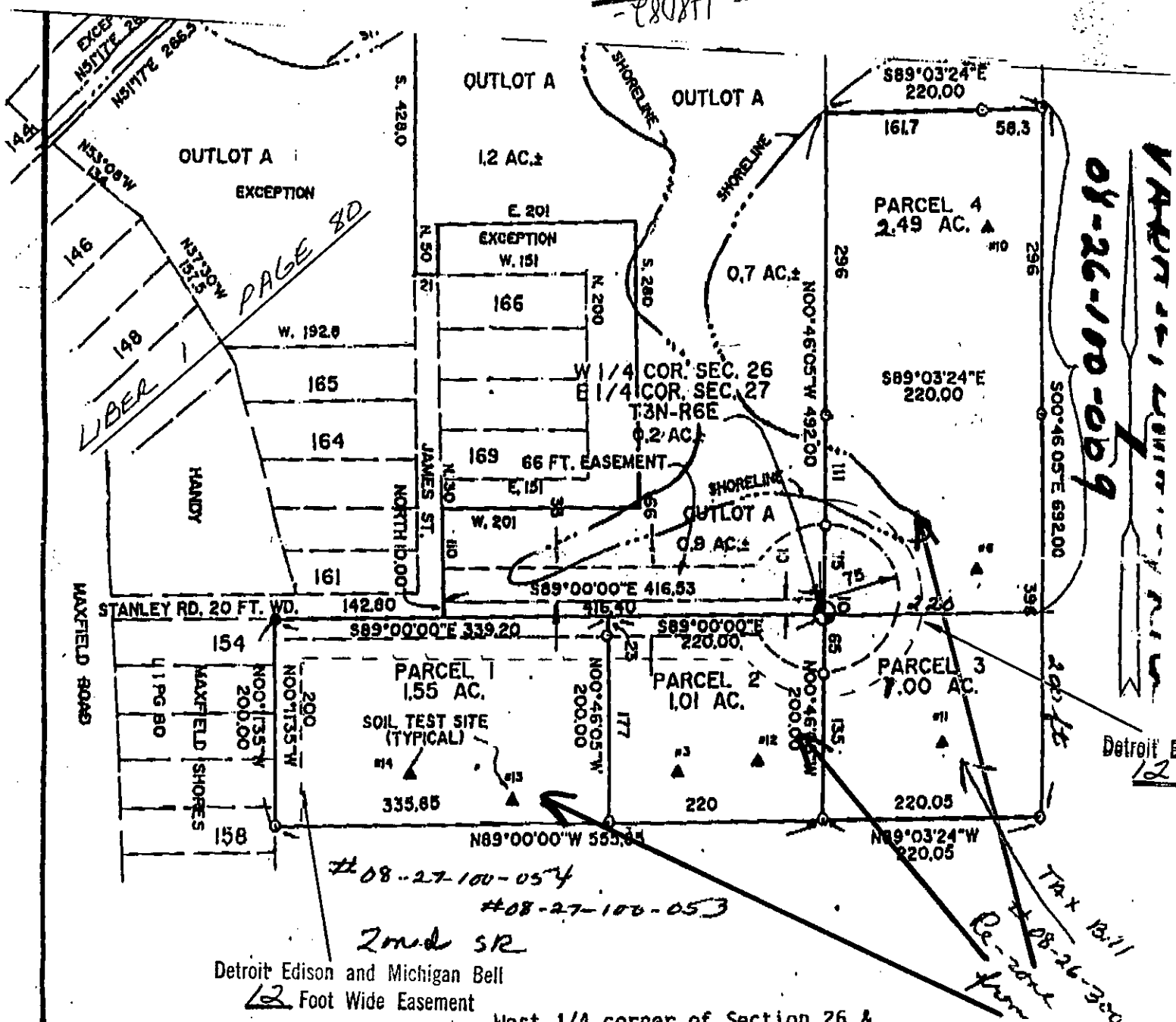
Grantor:(type or print name below signature)

DAVID POWELL INC.
BY: [Signature]
IT'S: PRESIDENT

RECORDED
NOV 30 12 09 PM '94
LIVINGSTON COUNTY REGISTER

Acknowledged before me in Livingston County, Michigan, on Sept. 21, 1994 by JEFFREY J. POWELL it's PRESIDENT of DAVID POWELL INC., a Michigan corporation.

Notary's Stamp: [Stamp] Notary's Signature: [Signature]
(Notary's name, county, and date commission expires)



VADASZ & CELLARELI
 08-26-100-059

Detroit Edison and Michigan Bell
12 Foot Wide Easement

#08-27-100-054
 #08-27-100-053
 2nd SR
 Detroit Edison and Michigan Bell
 12 Foot Wide Easement

West 1/4 corner of Section 26 &
 East 1/4 corner of Section 27
 T3N-R6E, Fd. 1" I. Pipe and
 w/ square shaft inside.
 South side of wood post.
 South-38.25'-ctr. 48" Oak
 East-114.4'-ctr. 24" Oak
 N40E-64.8'-ctr. 15" Oak
 N20W-75.7'-ctr. 18" Oak

R/W SECURED

R-9403590-1AR

RECOMMENDED UTILITY EASEMENTS
 FOR ELECTRIC AND COMMUNICATION DISTRIBUTION FACILITIES ONLY

PERMITS FOR EASEMENTS IN TOWER LINE CORRIDORS MUST BE OBTAINED THROUGH PROPERTIES AND RIGHTS OF WAY DEPARTMENT OF THE DETROIT EDISON COMPANY.

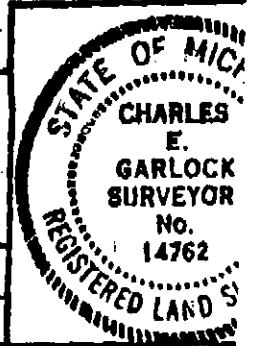
Detroit Edison Co. By *[Signature]* Date 8-24-94
 Michigan Bell Tel. Co. By _____ Date _____

I HEREBY CERTIFY THAT I HAVE SURVEYED AND MAPPED THE LAND ABOVE PLATTED AND/OR DESCRIBED AND THAT THE SURVEY COMPILES WITH THE REQUIREMENTS OF PUBLIC ACT NUMBER 132 - 1970

[Signature]
 CHARLES E. GARLOCK
 RLS NO. 14762

LEGEND:
 O-IRON SET, ●-IRON FOUND, ■-CORNER POST, -X-FENCE, R-RECORD, M-MEASURED

| | | |
|--|--------------------------------------|---|
| CLIENT: VADASZ & CELLARELI | CLOSURE: 1:5000+ | CHARLES E. GARLOCK REGISTERED LAND SURVEYOR 840 EAST DAVIS ROAD HOWELL, MICHIGAN 48843 (517) 546-3340 |
| SECTION 26 & 27 T. N-R E. HARTLAND TOWNSHIP | BEARINGS: HANDY - MAXFIELD SHORES | |
| LIVINGSTON COUNTY MICHIGAN | SCALE: 1" = 150' BOOK: 166-79 | <input checked="" type="checkbox"/> CEG <input type="checkbox"/> DRN. CEG <input type="checkbox"/> CKD. DATE: JULY 3, 1992 |



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