

034140 NOV 30 1995

**UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9405932-1A**

On 4-10, 1995, 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:

DAVID JAMBOR AND SUZANNE JAMBOR, 287 NORLYNN, HOWELL, MI 48843

"Grantee" is:

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

"Grantor's Land" is in ~~Howell~~, Livingston County, described as:

OCEOLA

SEC 36 T3N R5E COM SE COR, TH N ALG E LN 1320 FT TO C/L NORLYNN DR TH W ALG C/L 1330.61 FT, TH N ALG SD C/L 1037.7 FT TO PT CURVE, TH ALG CURVE L RAD 230 FT, CHD BRG N44\*W 323.33 FT, TH N89\*W ALG SD C/L 813.21 FT, TH N45\*W ALG SD C/L 347.66 FT, TH ALG C/L SD NORLYNN DR N 96.4 FT, TH ALG C/L 66 FT PRIV RD ESMT FOLLOWING 6 COURSES 1) N88\*W 164.68 FT, 2) TH W ON ARC 43.14 RAD 230 FT CHD BRG S85\*W 43.07 FT, 3) TH S80\*W 91.82 FT, TH W ON ARC R 50.54 FT, RAD 230 FT CHD BRG S86\*W 50.54 FT, 4) TH N87\*W 129.09 FT, TH N2\*E 42 FT TO CEN 75 FT RAD CUL-DE-SAC & POB, TH N89\*W 799.6 FT, 5) TH N 333.88 FT, TH S89\*E 635.41 FT, TH S 135.6 FT, 6) TH S55\*E 224.25 FT, TH S16\*W 75 FT TO POB 5.42 AC M/L PAR 13-B.

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

AS SHOWN ON ATTACHED DECO DRAWING NO. R-9405932-1A DATED 2-14-95. WIDTH OF RIGHT OF WAY IS TWELVE (12) FEET.

- 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, ~~transformers~~, conduits, pipes, cables, ~~transformers and accessories~~.
- 2. **Access:** ~~Grantor 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 ~~operation and maintenance~~ 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.

Witnesses:(type or print name below signature)

Edward F. Camps  
EDWARD F. CAMPS

Lisa A. Cook  
LISA A. COOK

Grantor:(type or print name below signature)

David Jambor  
DAVID JAMBOR

Suzanne Jambor  
SUZANNE JAMBOR

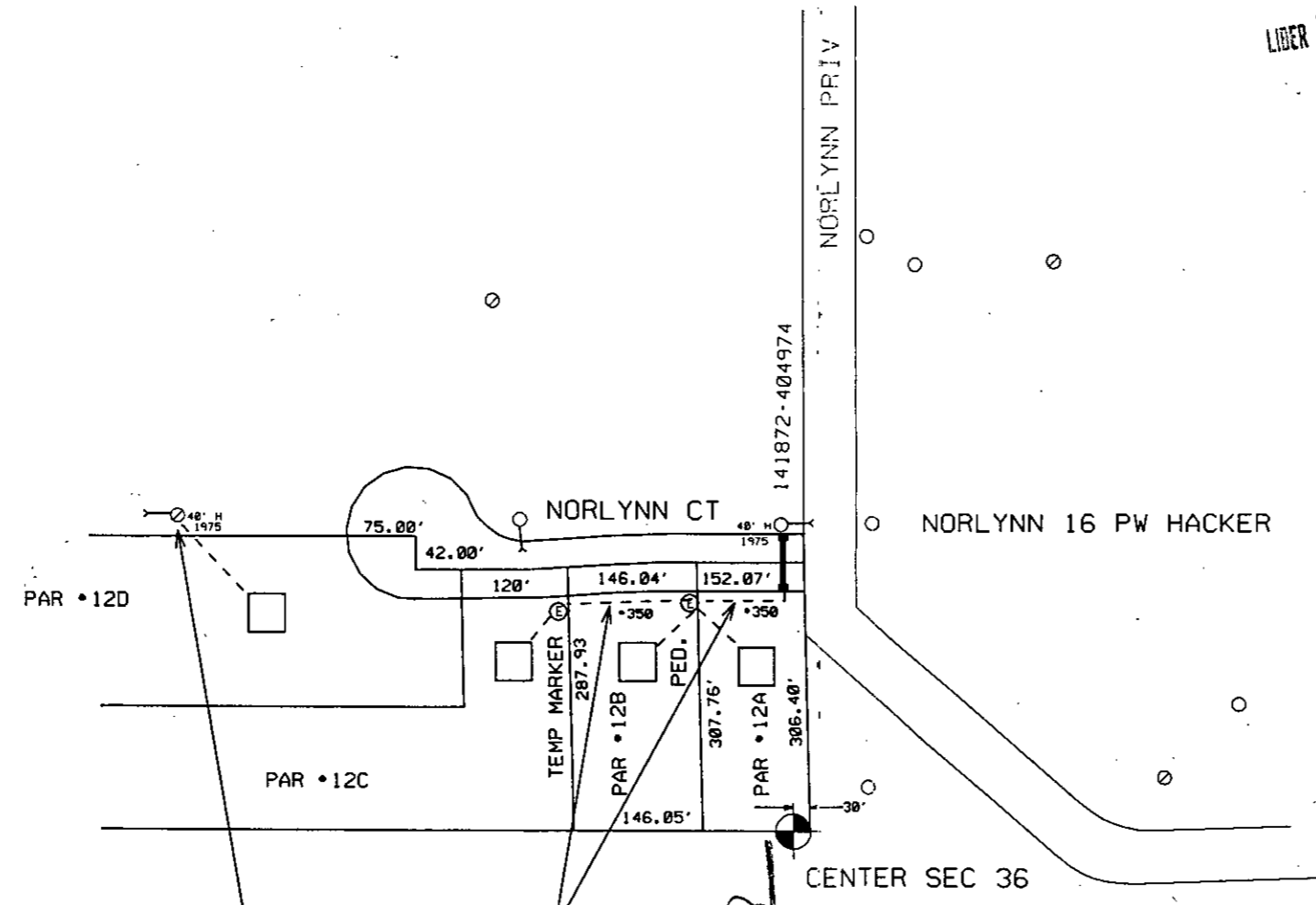
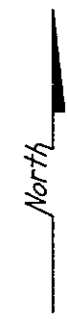
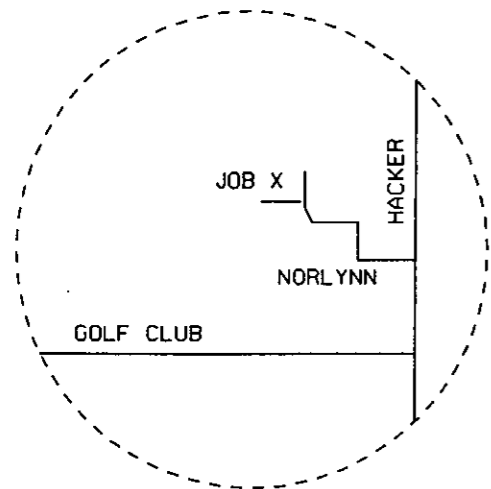
RECORDED  
NOV 30 12 08 PM '95  
LIVINGSTON COUNTY, MI  
NOTARY PUBLIC  
MARGARET HAVILANE  
48843

Acknowledged before me in LIVINGSTON County, Michigan, on 4-10, 1995 by David Jambor and Suzanne Jambor.

**EDWARD FRANK CAMPS**  
Notary Public, Livingston County, MI  
My Commission Expires July 24, 1999

Notary's Stamp \_\_\_\_\_ Notary's Signature Edward F. Camps

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



OWNER PAR • 12A, B, C & D  
 NICK ONDUSKY  
 227-0192  
 5000 BISHOP LK • A2  
 BRIGHTON, MI 48116

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).

RECORDED RIGHT OF WAY NO. 48178

**NOTICE**

LOCATIONS OF UNDERGROUND FACILITIES ON THIS  
 DRAWING ARE ONLY APPROXIMATE. EXACT LOCATIONS  
 MUST BE DETERMINED BY THE UTILITY COMPANIES.  
 FOR EXACT LOCATIONS, TELEPHONE MISS DIG ON  
 1-800-482-7171 AS REQUIRED BY PUBLIC ACT 53  
 OF 1974 BEFORE DOING ANY POWER EXCAVATING

**LEGEND**

- EXIST. D.E.CO. POLE
- PROPOSED POLE
- ◇ FOREIGN POLE
- EXIST. ANCHOR
- PROPOSED ANCHOR
- TREE
- 120/240 V LINE
- 4800 V LINE
- - - 13,200 V LINE
- · · · 40,000 V LINE

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH	PERMITS TO:
BY _____	RECORD CENTER _____
DATE _____	R/W FILES _____
DATE WANTED <u>03-05-95</u>	MBT _____
DISTRICT FIELDMAN _____	ORIGINATOR _____
	TOTAL _____

JPL 9405932

THE DETROIT EDISON COMPANY—SERVICE PLANNING DEPARTMENT			
CITY OR TWP. <b>HARTLAND</b>	COUNTY <b>LIVINGSTON</b>	TWP SEC QTR <b>36 -</b>	DEPT. ORDER NO. <b>A47249</b>
MAP SECT. <b>2-136-404</b>	TOWN RANGE <b>T3N R5E</b>	JOINT R/W REQ'D <b>NO</b>	R/W NO. <b>R-9405932-1A</b>
PROJECT NAME <b>NICK ONDUSKY</b>	TEL. ENGR. & DIST.		MBT MEMO# <b>-</b>
TOWNSHIP <b>HRT</b>	SERVICE CENTER <b>HWL</b>	COMP. CODE <b>UC</b>	MAILING CITY <b>HRT</b>
CIRCUIT <b>9853 HURST</b>			O.F.W. <b>9M101</b>
REASON <b>4 NEW HOMES</b>			BUDGET ITEM NO. <b>5MHOA-MAM</b>
PLANNER <b>AL CRUTHERS</b>			DATE <b>2-14-95</b>

SCALE 1" = 200'