

UNDERGROUND EASEMENT (RIGHT OF WAY) 17575-36

On December 28, 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:

BRETT BARNES AND CHRISTINE BARNES, HUSBAND/WIFE  
8742 MANNINGTON AKA BRETT C. BARNES.  
CANTON, MI 48187

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226  
General Telephone Company, a Michigan corporation, 455 E. Ellis Road, P.O. Box 149, Muskegon, Michigan 49443

"Grantor's Land" is in LODI TOWNSHIP, WASHTENAW County, MI, described as:

SEE APPENDIX 'A'

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

AS INDICATED ON DETROIT EDISON DRAWING 17575-36. WIDTH OF THE RIGHT OF WAY: TWELVE FEET (12')

- 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.
- 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.

RECORDED RIGHT OF WAY NO. 48875

Witnesses: (type or print name below signature)

Grantor: (type or print name below signature)

Linda L. Chase  
LINDA L. CHASE

Brett C. Barnes  
BRETT BARNES AKA BRETT C. BARNES.

Marie Murrell  
MARIE MURRELL

Christine Barnes  
CHRISTINE BARNES

Acknowledged before me in Washtenaw County, Michigan, on December 28, 1995  
by BRETT BARNES AND CHRISTINE BARNES, HUSBAND/WIFE.

AKA BRETT C. BARNES

Notary's Stamp Marie Murrell WASHTENAW COUNTY, MI  
 (Notary's name, county and date commission expires)  
 My Commission Expires 05/23/04

Prepared by and Return ; Doreen Gay, The Detroit Edison Company, 982 Broadway, Ann Arbor, MI 481055-3

MAY 6 2 21 PM '96

PEGGY M. HAIRES  
COUNTY CLERK/REGISTER

A P P E N D I X 'A'

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 28, T3S, R5E, LODI TOWNSHIP, WASHTENAW COUNTY, MICHIGAN; THENCE ALONG THE WEST LINE OF SAID SECTION 28, N 00 DEG 03'32" E 1327.82 FEET; THENCE ALONG AN EXISTING FENCE LINE, S 89 DEG 13'33" E 334.42 FEET FOR A POINT OF BEGINNING; THENCE N 16 DEG 07'06" E 488.13 FEET; THENCE N 89 DEG 50'00" E 14.00 FT.; THENCE N 00 DEG 10'00" W 358.75 FT; THENCE N02 DEG 04'06" E 512.84 FEET TO A POINT ON THE EAST AND WEST 1/4 LINE OF SAID SECTION 28 AND ON THE CENTERLINE OF WEBER ROAD, SAID POINT BEARING N 89 DEG 50'00" E 500.00 FEET FROM THE WEST 1/4 CORNER OF SAID SECTION 28; THENCE ALONG SAID EAST AND WEST 1/4 LINE AND ALONG SAID CENTERLINE N 89 DEG 50'00" E 798.27 FEET; THENCE ALONG THE WEST LINE OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SAID SECTION 28, S 00 DEG 09'58" W 1347.73 FEET; THENCE ALONG AN EXISTING FENCE LINE, N 89 DEG 41'33" W 961.35 FT. TO THE POINT OF BEGINNING, BEING A PART OF THE SOUTHWEST 1/4 OF SAID SECTION 28.

**THE DETROIT EDISON COMPANY**  
Ann Arbor Service Center  
982 Broadway St.  
Ann Arbor, MI 48105-1804  
ATTN: D. GAY



*12/20/96*

RECORDED  
WASHTENAW COUNTY, MI

MAY 6 2 21 PM '96

PEGGY M. HAINES  
COUNTY CLERK/REGISTER

DEED 13.00  
R333 0333003 9693 2:05PM 5/06/96

SRF 2.00  
R333 0333003 9693 2:05PM 5/06/96

RECORDED RIGHT OF WAY NO. 48825

*277*  
*Return*

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