

Underground Easement (Right of Way) No. 28947-2

On June 18, 1996, 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:

Janice K. Augliaro-Terrebrood, a/k/a Janice K. Augliaro, 22809 13 Mile Road, St. Clair Shores, Michigan 48082

"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

"Grantor's Land" is in Clay Township, St. Clair County, described as:

Lot 1188, Supervisor Roy T. Gilbert's Plat No. 14, according to the Plat thereof, as recorded in Liber 50 of Plats, Pages 2,3,4,&5, St. Clair County records. Parcel Number: 74-14-514-0050-000.

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

As shown on the attached Right of Way Drawing # 28947-2, dated 4-25-96. The easement is six (6) feet wide.

- 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 are allowed in the Right of Way Area without Grantee's prior written consent.
- Excavation:** Under 1974 Public Act 53, you must call MISS DIG (1-800-482-7171) before excavating 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 can 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 will 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 will 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 and assigns.

Witnesses: (Type or print name below signature)

Grantor: (Type or print name below signature)

James G. Terrebras SR.  
JAMES G TERREBRAS SR.

Janice K. Augliaro-Terrebrood  
Janice K. Augliaro-Terrebrood, CLERK REGISTER  
a/k/a Janice K. Augliaro ST. CLAIR COUNTY  
RECEIVED FOR RECORD

Lisa T. Shuck  
LISA T. SHUCK

JUL 11 1996  
LIBER 1525 PAGE 369 TIME 12:28  
Marilyn Dunn  
MARILYN DUNN

RECORDED RIGHT OF WAY NO. 49738

Acknowledged before me in Macomb County, Michigan, on June 18, 1996  
by Janice K. Augliaro-Terrebrood, a/k/a Janice K. Augliaro.

**KAY FRANCES WALSH**  
Notary Public, Macomb County, MI  
My Commission Expires Apr. 22, 1997

Notary's Stamp \_\_\_\_\_ Notary's Signature Kay Frances Walsh  
(Notary's name, county, and date commission expires)

HARSE ISL.

BEAUREGARD

X

SOUTH CHANNEL

North

CENTERLINE OF 6 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).

6' EASEMENT REQUIRED FOR U G CABLE AND TRANSFORMERS

NEW CABLE POLE SET IN LEAD

PART OF SUPERVISOR ROY T. GILBERT,S SUB.  
 HARSENS ISLAND, TOWNSHIP OF CLAY  
 ST. CLAIR COUNTY, MICH.  
 LIBER-50 PAGES 2-5

RECORDED RIGHT OF WAY NO. 49738

JPL RFW 28947-2

THE DETROIT EDISON COMPANY--SERVICE PLANNING DEPARTMENT			
CITY OR TWP. HARSENS ISL	COUNTY ST CLAIR	TWP SEC QTR	DEPT. ORDER NO.
MAP SECT. 1-478-400	TOWN RANGE 326	JOINT R/W REQ'D	R/W NO. 28947-2
PROJECT NAME AUGLIARO	TEL. ENGR. & DIST.		MBT MEMO#
TOWNSHIP CLY	SERVICE CENTER MTC	COMP. CODE	MAILING CITY CATV MEMO#
CIRCUIT 8073 ALGONAC			O.F.W.
REASON NEW BUS AT LOT 1188 BEAUREGARD			BUDGET ITEM NO.
PLANNER RJ MROZ	SCALE 1" = N/A'		DATE 4-25-96

- 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

MI