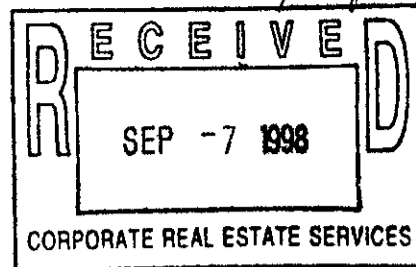


lec 29  
NE 1/4 of

RECORDED  
WASHTENAW COUNTY, MI

MAY 4 2 26 PM '98

PEGGY A. THAMES  
COUNTY CLERK REGISTER



**Detroit Edison Overhead and Underground Easement (Right of Way) No. 143182**

On JANUARY 26, 1998, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead and underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area."

**"Grantor" is:**

ARMORY DEVELOPMENT COMPANY, L.L.C.  
209 S. FOURTH AVENUE., IC, ANN ARBOR, MI 48104

**"Grantee" is:**

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

**"Grantor's Land" is in ANN ARBOR Township, WASHTENAW County, Michigan described as:**

TAX NO. 09-29-125-009

THE EAST 124 FEET OF LOT 7 AND 8, B2N, R5E, OF THE ORIGINAL PLAT OF THE VILLAGE (NOW CITY) OF ANN ARBOR, WASHTENAW COUNTY, MICHIGAN, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN TRANSCRIPTS, PAGE 152, WASHTENAW COUNTY RECORDS.

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

AS INDICATED ON THE DRAWING RFW 143182, DATED 10/30/97, WHICH IS ATTACHED HERETO AND MADE A PART OF HEREOF. THE WIDTH OF RIGHT OF WAY IS AS INDICATED ON THE ATTACHED DRAWING.

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

(2) **Witnesses:** (Type or print name below signature)

**Grantor:** (Type or print name below signature)  
ARMORY DEVELOPMENT COMPANY, L.L.C.

X   
Amanda M. HART

BY: EDWARD A. SHAFFRAN

ITS: MEMBER

X   
Dawn Mireles

Acknowledged before me in WASHTENAW County, Michigan, on 1-26, 1998, by Edward A. Shaffran member for ARMORY DEVELOPMENT COMPANY, L.L.C..

Notary's Stamp  
**AMANDA M. HART**  
Notary Public, Washtenaw County, MI  
My Commission Expires Nov. 3, 1999  
(Notary's name, county, and date commission expires)

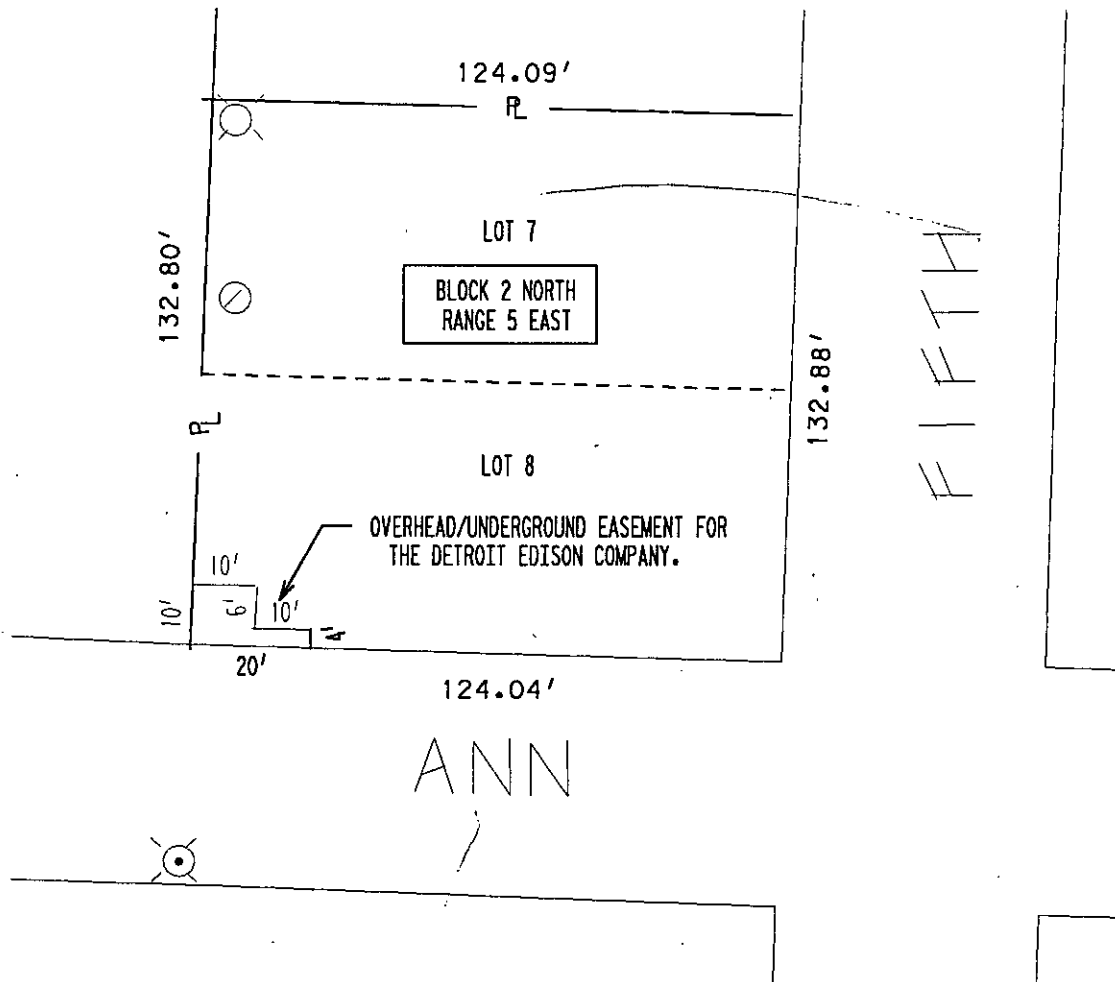
Notary's Signature

RECORDED RIGHT OF WAY # 57447

LEGAL DESCRIPTION

LAND SITUATED IN THE CITY OF ANN ARBOR  
WASHTENAW COUNTY, MICHIGAN.

THE EAST 124 FEET OF LOTS 7 AND 8, B2N,  
R5E, OF THE ORIGINAL PLOT OF THE VILLAGE  
(NOW CITY) OF ANN ARBOR, WASHTENAW COUNTY,  
MICHIGAN, ACCORDING TO THE PLAT THERE OF,  
AS RECORDED IN TRANSCRIPTS, PAGE 152,  
WASHTENAW COUNTY RECORDS.



RECORDED RIGHT OF WAY 57447

RFW Description 223 ANN ST E (ARMORY DEVELOPMENT)			Conj. Group A		RFW Number 143182				
Worksite City ANN ARBOR		Worksite Twp. ANN ARBOR				PO 1	SRW 2	PH 13	PLC 0
Service Center #1 ANN ARBOR	Circuit #1 DC 388 BURTN	Circuit #2		COH 18	CUG 23	CUL 19	CUT 20		
Service Center #2 COVENTRY	Planner Name TERRY SMART	Date Last Update 10/30/97	Scale 1" = 100'	Plot Date 10/30/1997					

As Noted

Node Plat

SSRF 2.00  
8333 0333003 8281 2:24PM 5/04/98

NUMB 307  
DEED 9.00  
8333 0333003 8281 2:24PM 5/04/98

900  
200