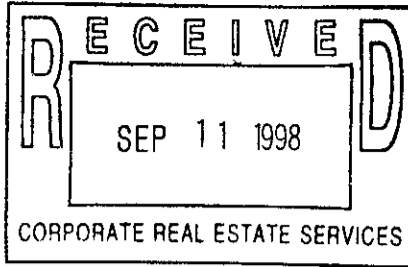


RECORDED  
\*ASHTENAW COUNTY, MI

MAY 12 2 57 PM '98

PEGGY K. HAINES  
COUNTY CLERK/REGISTER



acc 5  
SW 1/4

**Detroit Edison Underground Easement (Right of Way) No. 158885**

On APRIL 13, 1998, 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:**

CANDLEWOOD DETROIT, MI-ANN ARBOR LLC, A DELAWARE LIMITED COMPANY  
8080 E. CENTRAL, SUITE 200, WICHITA, KANSAS 57206

**"Grantee" is:**

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226  
Ameritech Telephone Company, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226  
Media One Associates, Limited Partnership/DBA/Continental Cable of Michigan, a Michigan Limited Partnership, 2505 South Industrial Hwy., P.O. Box 998, Ann Arbor, Michigan 48106

**"Grantor's Land" is in PITTSFIELD Township, WASHTENAW County, Michigan described as:**  
"SEE ATTACHED LEGAL DESCRIPTION - TAX ID. 81-12-05-300-27"

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

A TWELVE (12) FOOT WIDE EASEMENT AS SHOWN ON DRAWING 158885.

- 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.

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

Grantor: (Type or print name below signature)

X Chris Darnell  
CHRIS DARNELL

BY: Jeffrey Hitz  
JEFFREY HITZ  
ITS: Vice President

FOR: CANDLEWOOD DETROIT,  
MI-ANN ARBOR LLC,  
A DELAWARE LIMITED COMPANY

X Jandelyn G. Gallagher  
Jandelyn G. Gallagher KANSAS

Acknowledged before me in Sedgwick County, Michigan, on 4-13, 1998, by JEFFREY HITZ its VICE PRESIDENT for CANDLEWOOD DETROIT, MI-ANN ARBOR LLC, A DELAWARE LIMITED COMPANY.

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

Notary's Signature Sally Rogers

RECORDED R/W FILE NO. 57612  
RECORDED RIGHT OF WAY

RFW 158885

CANDLEWOOD DETROIT, MI-ANN ARBOR LLC, A DELAWARE LIMITED COMPANY

TAX ID. NO. 81-12-05-300-27

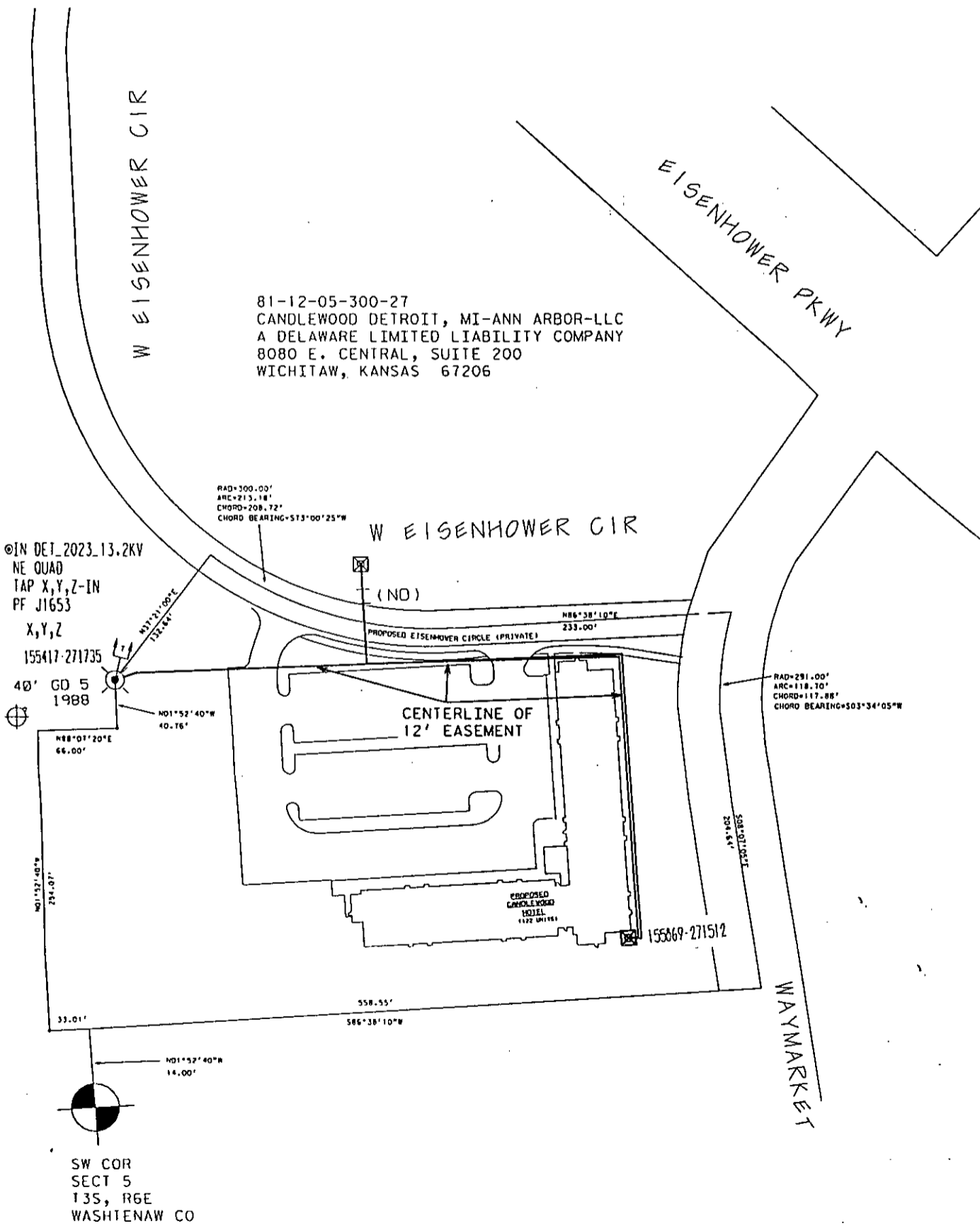
COMMENCING AT THE SW CORNER OF SECTION 5, T3S, R6E, WASHTENAW COUNTY, MICHIGAN;  
THENCE N 01°52'40" W 14 FEET TO THE PLACE OF BEGINNING; THENCE S 86°30'10" W 33.01 FEET;  
THENCE N 01°52'40" W 254.07 FEET; THENCE N 00°07'20" E 66.0 FEET; THENCE N 01°52'40" W 40.76 FEET;  
THENCE N 37°21'00" E 132.64 FEET; THENCE 213.74 FEET ALONG THE ARC OF A 300.00 FOOT  
RADIUS CIRCULAR CURVE TO THE LEFT WITH CHORD BEARING S 73°00'25" E 208.72 FEET; THENCE N  
86°38'10" E 233.00 FEET; THENCE ALONG THE CENTERLINE OF PROPOSED WAYMARKET WAY (70.0  
FEET WIDE) IN THE FOLLOWING TWO COURSES: SOUTHERLY 118.70 FEET ALONG THE ARC OF 291.00  
FOOT RADIUS CURVE TO THE LEFT WITH CHORD BEARING S 03°34'05" W 117.88 FEET AND S 08°07'05" E  
204.64 FEET; THENCE S 86°38'10" W 550.55 FEET TO THE PLACE OF BEGINNING, BEING A PART OF THE  
SE 1/4 OF SAID SECTION 6 AND A PART OF THE SW 1/4 OF SECTION 5, T1S, R6E, IN SAID CITY OF ANN  
ARBOR

RECORDED RIGHT OF WAY 57612

03-25-1998  
 RFW#158885  
 BY PATRICK LAWRIE  
 UNDERGROUND EASEMENT  
 FOR 701 WAYMARKET DR  
 ANN ARBOR, MI 48103  
 CITY OF ANN ARBOR  
 WASHTENAW CO



LIBER 3656 PAGE 0435



RECORDED RIGHT OF WAY 57612

RECORDED RIGHT OF WAY

SSRF 2:00  
8333 0333003 8780 2:55PM 5/12/98

DEED 11.00  
8333 0333003 8780 2:55PM 5/12/98

AS NOTED

*[Handwritten signature]*

*[Handwritten initials]*