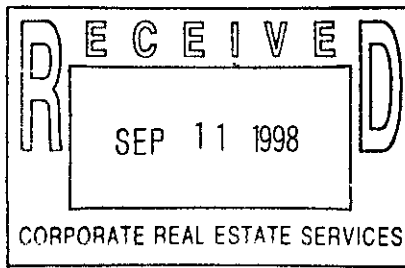


RECORDED
WASHTENAW COUNTY, MI

MAY 12 2 56 PM '98

PEGGY A. HAINES
COUNTY CLERK REGISTER



Detroit Edison Underground Easement (Right of Way) No. 121101

On AUGUST 25, 1997, 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:

JERRY L. HELMER AND RUTHANN HELMER, HUSBAND AND WIFE
7171 E. MICHIGAN, SALINE, MI 48176

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
TAX ID: 81-08-22-300-002

"Grantor's Land" is in SCIO Township, WASHTENAW County, Michigan described as:

BEGINNING AT THE SOUTHWEST CORNER OF SECTION 22, T2S, R5E, SCIO TOWNSHIP, WASHTENAW COUNTY, MICHIGAN; THENCE N00°59'50" W 235.00 FEET ALONG THE WEST LINE OF SAID SECTION AND THE CENTERLINE OF ZEEB ROAD; THENCE N86°49'00" E 250.18 FEET; THENCE S00°59'50"E 235.00 FEET TO A POINT ON SOUTH LINE OF SAID SECTION; THENCE ALONG SAID SOUTH LINE S86°49'00"W 250.18 FEET TO THE POINT OF BEGINNING. BEING A PART OF THE SOUTHWEST ¼ OF SECTION 22, T2S, R5E, SCIO TOWNSHIP, WASHTENAW COUNTY, MICHIGAN AND CONTAINING 1.35 ACRES OF LAND, MORE OR LESS. BEING SUBJECT TO THE RIGHTS OF THE PUBLIC OVER THE EASTERLY 33 FEET OF ZEEB ROAD. ALSO BEING SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

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

AS SHOWN ON THE DRAWING RFW 121101, DATED 08/06/97, WHICH IS ATTACHED HERETO AND MADE A PART HEREOF. THE WIDTH OF RIGHT OF WAY IS SIX (6) 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, 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)

X Dan Spischer
DANIEL SPISCHER
X Deborah J. Thornber
DEBORAH J. THORNBUR

Grantor: (Type or print name below signature)

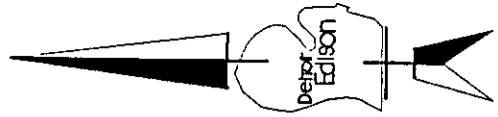
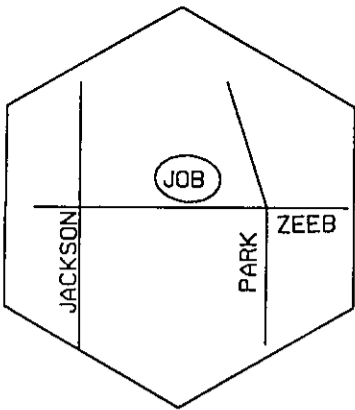
Jerry L. Helmer
JERRY L. HELMER
Ruthann Helmer
RUTHANN HELMER

Acknowledged before me in WASHTENAW County, Michigan, on AUGUST 25, 1997, by JERRY L. HELMER AND RUTHANN HELMER, HUSBAND AND WIFE.

Notary's Stamp: DEBORAH J. THORNBUR
Notary Public, Washtenaw County, MI
My Commission Expires Nov. 25, 1997
Notary's Signature: Deborah J. Thornber

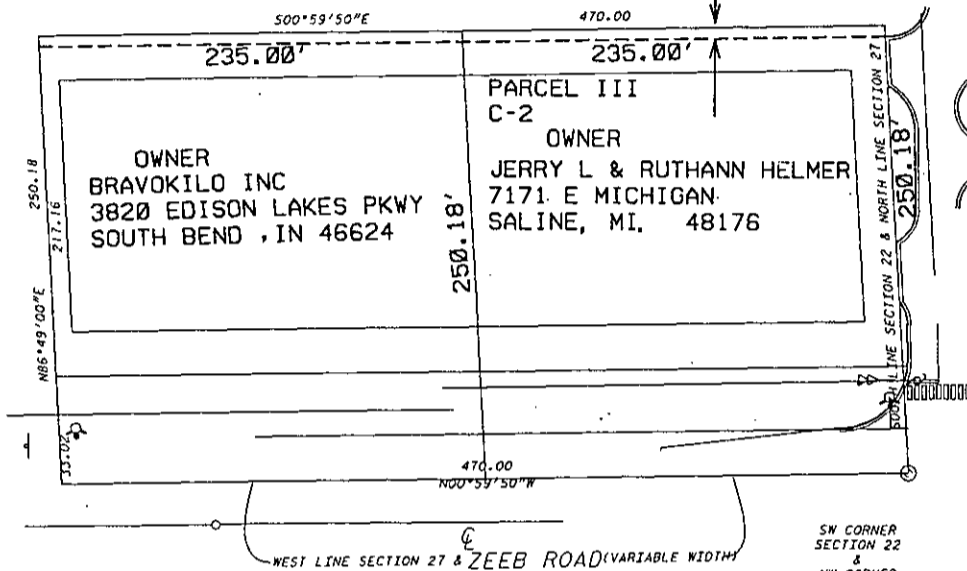
Prepared by and Return to: Annie P. Grimmett, AASC, The Detroit Edison Company, 982 Broadway, Ann Arbor, MI 48105/kjg

RECORDED RIGHT OF WAY 57691



MALLORY
LITHOGRAPHING

6' UG RECORDED
DTE EASEMENT
ADJ TO PROPERTY LINE



SW CORNER
SECTION 22
&
NW CORNER
SECTION 27
125, R5E

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT						
CITY OR TWP. SCIO TWP		COUNTY WASHTENAW	TWP SEC QTR	RFW 121101	JOB 5	
MAP SECT. 1-133-284		TOWN RANGE	JOINT R/W REQ'D	DEPT. ORDER NO. A39792		
PROJECT NAME BURGER KING		TEL. ENGR. & DIST.		R/W NO. 23076		
TOWNSHIP SCI	SERVICE CENTER ANN	COMP. CODE 424	MAILING CITY ANN	TELEPHONE MEMO NO.		
CIRCUIT DC 9843 SPRUCE (13.2KV)		REASON PROVIDE POWER FOR NEW BURGER KINK		CATV MEMO NO.		
PLANNER DENNIS DANIELS		SCALE 1" - 100'		GL PROJ NO.		
				DATE 8-6-97		

- LEGEND**
- EXIST. D.E.CO. POLE
 - PROPOSED POLE
 - FOREIGN POLE
 - Y EXIST. ANCHOR
 - Y PROPOSED ANCHOR
 - ☁ TREE
 - 120/240 V LINE
 - 4800 V LINE
 - 13,200 V LINE
 - 40,000 V LINE

RECORDED RIGHT OF WAY 57631

901

AS NOTED

8333 0333003 8780	2:53PM	5/12/98	9.00
			DEED
			NUMB 311
8333 0333003 8780	2:54PM	5/12/98	2.00
			SSRF

RECORDED HIGH OL YAW TO HIGH 0333003

11, 12