

LIBER 19289PC472 16 98 361823

SW/4 5.73
Boulder Industrial Park

\$ 11.00 MISCELLANEOUS RECORDING
\$ 2.00 REMONUMENTATION
16 DEC 98 1:59 P.M. RECEIPT# 154A
PAID RECORDED - OAKLAND COUNTY
G. WILLIAM CASSELL
CLERK/REGISTER OF DEEDS

Detroit Edison Underground Easement (Right of Way) No. R-170968-2

On OCT 23, 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:

Varilease Corporation, a Michigan corporation, 28525 Orchard Lake Road, Farmington Hills, Michigan 48334

"Grantee" is:

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

"Grantor's Land" is in The Township of Commerce, Oakland County, Michigan described as:

See attached Appendix "A". Sidwell No. 17-13-300-103.

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

As shown on attached Detroit Edison Company drawing No. R-170968-2, dated September 2, 1998.
Width of Right of Way is fifteen (15) 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.
- 8. Exemption:** Exempt under MCL 207.505 (a) and MCL 207.526 (a).

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

X [Signature]
RONALD S. THOMPSON

X [Signature]
LINDA L. BELLOMO

Grantor: (Type or print name below signature)
Varilease Corporation, a Michigan corporation

O.K. - ML

BY: [Signature]
GARY F. MILLER

ITS: [Signature]
SENIOR VICE PRESIDENT

RECORDED RIGHT OF WAYS 8002

Acknowledged before me in Oakland County, Michigan, on OCT. 23, 1998, by GARY F. MILLER the SENIOR VICE PRESIDENT of Varilease Corporation, a Michigan corporation, for the Corporation.

Notary's Stamp **DENISE C. DONALDSON**
Notary Public, Oakland County, MI
My Commission Expires Oct. 9, 1999
(Notary's name, county, and date commission expires)

Notary's Signature: [Signature]
Denise C. Donaldson

APPENDIX "A"

PROPERTY DESCRIPTION:

- 01 T2N, R8E, SEC 13
- 02 OAKLAND COUNTY
- 03 CONDOMINIUM PLAN NO 782
- 04 BOULDER INDUSTRIAL PARK
- 05 UNIT 7
- 06 L 12912 P 384
- 07 9-22-92 FR 074

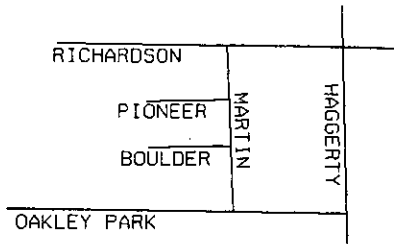
SIDWELL NO: 17 13 300 103

9000782

RECORDED RIGHT OF WAY 58552

LOT 7 OF BOULDER INDUSTRIAL PARK CONDO PLAN NO. 782
AS RECORDED IN MASTER DEED LIBER 1292, PAGES 384-449.

NOTICE
LOCATIONS OF UNDERGROUND FACILITIES ON THIS
DRAWING ARE ONLY APPROXIMATE. EXACT LOCATIONS
MUST BE DETERMINED BY THE UTILITY COMPANIES.
FOR EXACT LOCATIONS, TELEPHONE MISS DIG ON
1-800-482-7171 AS REQUIRED BY PUBLIC ACT 53
OF 1974 BEFORE DOING ANY POWER EXCAVATING



MARTIN

05° 33' 39"
R=200.0'
T=9.71'
L=19.41'

30° 43' 24"
R=270.0'
T=74.18'
L=144.78'

BOULDER DR

S57° 57' 17" E 40.00'

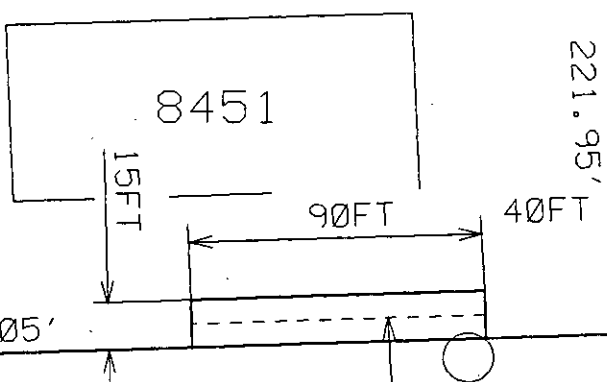
S 88° 40' 42" E 194.67'

N 01° 18' 22" E 289.75'

S 02° 21' 24" W 221.95'

17 13 300 103

VARILEASE CORPORATION
28525 ORCHARD LAKE ROAD
FARMINGTON HILLS, MI 48334



N 88° 44' 23" W 380.05'

CENTERLINE OF 15 FOOT WIDE EASEMENT
NOTE: THE EASEMENT CENTERLINE MAY VARY IF FIELD CONSTRUCTION
PROBLEMS ARISE. THEREFORE, FOR THE AS-INSTALLED EASEMENT CENTERLINE
CALL (MISS DIG) AT 1-800-482-7171

R/W SECURED
CL 15' DETROIT EDISON
UNDERGROUND EASEMENT

RECORDED RIGHT OF WAY 58552

JPL

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT

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

CITY OR TWP. COMMERCE	COUNTY OAKLAND	TWP SEC QTR 13 SW	DEPT. ORDER NO.
MAP SECT.	TOWN RANGE 2N 8E	JOINT R/W REQ'D	R/W NO. 170968
PROJECT NAME VARILEASE	TEL. ENGR. & DIST.		MBT MEMO#
TOWNSHIP COM	SERVICE CENTER NH	COMP. CODE	MAILING CITY
CIRCUIT			CATV MEMO#
REASON 10' RIGHT OF WAY			O.F.W.
PLANNER BRIAN APPEL	SCALE 1" = NONE'		DATE 9-2-98
			BUDGET ITEM NO.