

55326
LIBER 9452 PAGE 150
03/27/2000 02:07:56 P.M.
MACOMB COUNTY, MI
CARMELLA SABAUGH, REG/DEEDS

71645

RECORDED R/W FILE NO.

Detroit Edison Underground Easement (Right of Way) No. 270962-56

On MARCH 20TH, 2000, 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:

Gratiot Development Group, L.L.C., a Michigan Limited Liability Company, 21611 East 11-Mile Road, St. Clair Shores, Michigan 48081

"Grantee" is:

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

"Grantor's Land" is in the City of Roseville, Macomb County, Michigan described as:

A parcel of land located in and being a part of the Southwest 1/4 of Section 17, Town 1 North, Range 13 East, City of Roseville, Macomb County, Michigan, and being more particularly described as follows: Lots 4, 5, the Northerly 28.20 feet of Lot 6, and the Northerly 123.65 feet of Lots 8 and 9 of Roseville Farms Subdivision No. 3, according to the Plat thereof as recorded in Liber 2 of Plats, Page 245, Macomb County Records. Sidwell Number: 08-14-17-382-012.

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 No. 270962-56, dated 3/15/2000. The easement is ten feet (10') wide.

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)

Gratiot Development Group, L.L.C., a Michigan Limited Liability Company

Beverly Komlenovich
Beverly Komlenovich

By: [Signature]
Anthony J. Ferlito

BEVERLY KOMLENOVICH
Sheila Kirby
Sheila Kirby

Its: Member

Acknowledged before me in MACOMB County, Michigan, on MARCH 20TH, 2000, by Anthony J. Ferlito, Member, Gratiot Development Group, L.L.C., a Michigan Limited Liability Company, for the Limited Liability Company.

Notary's Stamp: BEVERLY ANN KOMLENOVICH, Notary Public, Macomb County, MI, My Commission Expires Dec. 31, 2003

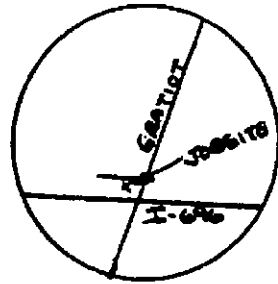
Notary's Signature: [Signature]

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

Prepared by and Return to: Edward J. Jansen, Jr., Mt. Clemens S.C., 43230 Elizabeth Road, Clinton Twp., MI 48036

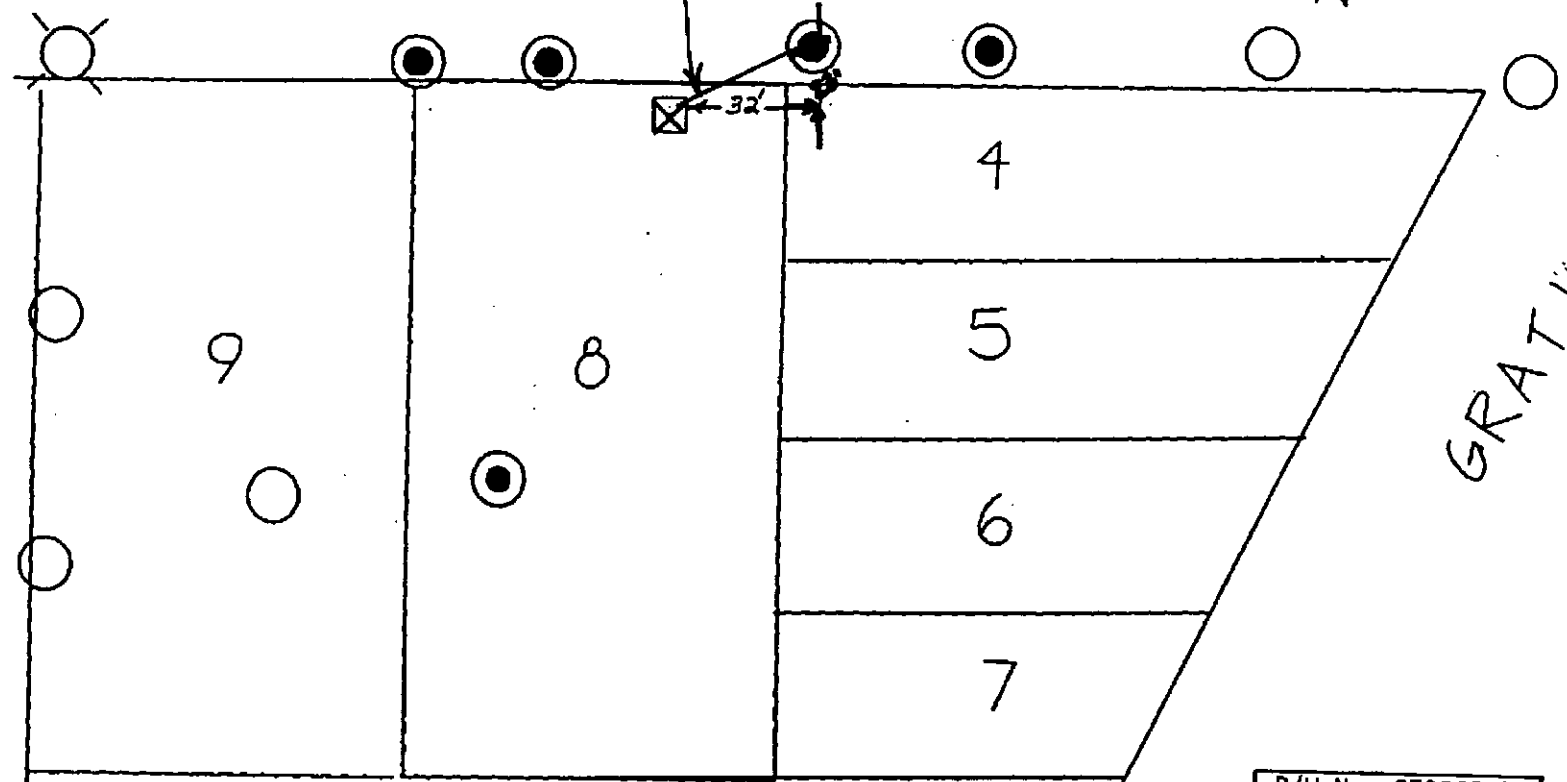
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ROSEVILLE FARMS NO. 3 SUB
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CENTERLINE OF 10 FOOT WIDE EASEMENT
 Note: The easement centerline may vary if field construction problems arise. Therefore, for the as-installed easement centerline call 1-800-482-7171 (Miss Dig).

North



ALLEN

GRATIOT

R/W No. 270962-56

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RFW Description									
27085 GRATIOT-BUILDING RENOVATION- ROSEVILLE									
PD	SRW	PH	PLC	Conf. Group	RFW Number				
55	56	0	0		270962				
Circuit #1	Circuit #2	Service Center #1	Service Center #2	COH	COS	CIB	CIR	CU1	CYS
UC 2423 ROSVL	UC 2416 ROSVL	Mt Clemens	Macomb	0	0	69	66	0	0
Worksite City									
ROSEVILLE									
Worksite Twp.									
ERIN TWP									
Worksite County									
Macomb									
Town	Range	Sect	Qtr	Planner Name	Commit Date	Scale	Plot Date		
1N	13E	17	SW	Howard, Michael F	3/15/2000	1" = 50'	3/15/2000		

RECORDED R/W FILE NO. 7164550