

130281
LIBER 25180 PAGE 839
\$9.00 MISC RECORDING
\$2.00 REMONUMENTATION
03/22/2002 02:43:56 P.M. RECEIPT# 24608
PAID RECORDED - OAKLAND COUNTY
G.WILLIAM CADDELL, CLERK/REGISTER OF DEEDS

72028
RECORDED R/W FILE NO.

Detroit Edison Underground Easement (Right of Way) No. 331801-56

On April 30, 2001, 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:

Adam J. Maida, Roman Catholic Archbishop of the Archdiocese of Detroit, 1234 Washington, Detroit, Michigan 48226

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
AT&T Cable Services, a Michigan corporation, 4500 Delemere Boulevard, Royal Oak, Michigan 48073
Ameritech Corporation, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226

"Grantor's Land" is in the NE 1/4 of Section 34, City of Rochester Hills, Oakland County, Michigan described as:

Lots 33 to 36 inclusive of Supervisor's Plat No. 5 lying northerly of M-59 except the North 20 feet taken for Auburn Road, also all of Lot 37 lying Northerly of M-59 as recorded in Liber 6 of plats, page 55, Oakland County Records. Sidwell Number 15-34-127-006

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

A ten (10) foot easement as shown on attached sketch #331801-56. The easement is ten (10) foot 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.
8. **Exemption:** Exempt under MCL 207.505 (a) and MCL 207.526 (a).

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

Grantor: (Type or print name below signature)

X Jeffrey Montforton
Jeffrey Montforton (Rev)

Adam J. Maida
Adam J. Maida, Roman Catholic Archbishop of the Archdiocese of Detroit

X Chris Cavanaugh
CHRIS CAVANAGH

O.K. - LG

Acknowledged before me in Wayne County, Michigan, on April 30, 2001, by Adam J. Maida, Roman Catholic Archbishop of the Archdiocese of Detroit.

Notary's Stamp: **DEBBI L BROWN**
Notary Public, Oakland County, MI
My Commission Expires Jul 31, 2004

Notary's Signature: Debbi L. Brown - Acting in Wayne County

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

29

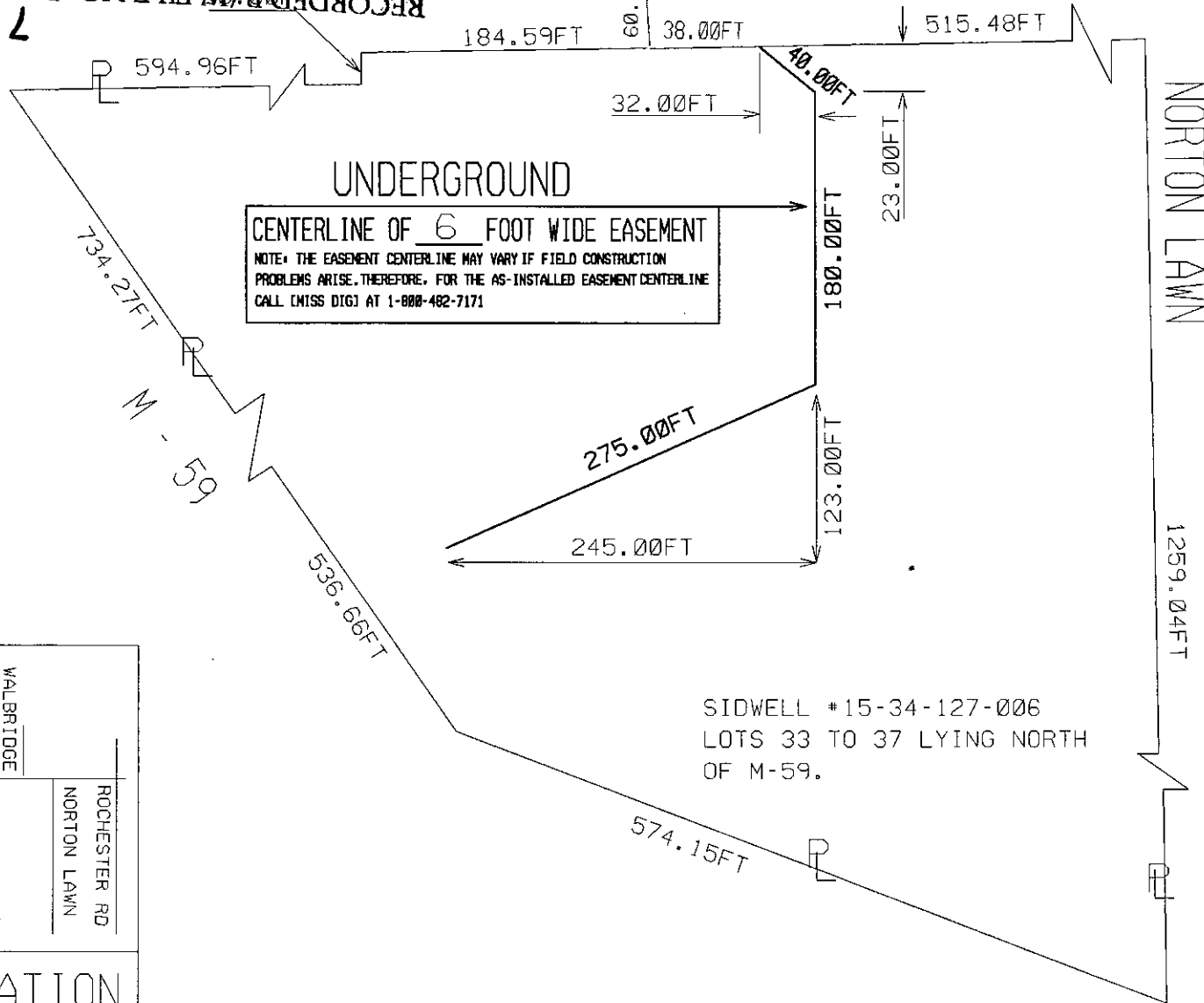
LIBER 25180 PG 840

RECORDED IN FILE NO. 72028

T3N, R11E
SECTION 34
NORTH 1/4 CORNER



W AUBURN ROAD

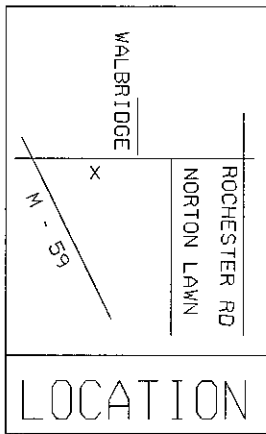


UNDERGROUND
CENTERLINE OF 6 FOOT WIDE EASEMENT
NOTE: THE EASEMENT CENTERLINE MAY VARY IF FIELD CONSTRUCTION PROBLEMS ARISE, THEREFORE, FOR THE AS-INSTALLED EASEMENT CENTERLINE CALL (MISS DIG) AT 1-800-482-7171

SIDWELL #15-34-127-006
LOTS 33 TO 37 LYING NORTH
OF M-59.

C. Eagan
8/15/01

REVISED 7-16-2001



RFW Description				ST PAUL ALBANIAN CHURCH 525 W. AUBURN RD	PD	55	SRW	56	PH	45	PLC	0	Conj. Group	RFW Number	331801					
Circuit #1	DC 8940	SENCA	Circuit #2		Service Center #1	SHELBY	Service Center #2	JEWELL	COH	48	COS	0	CUG	69	CUL	66	CUT	0	CUS	68
Worksite City				ROCHESTER HILLS	Worksite Twp.				AVON	Worksite County				OAKLAND						
Town	T3N	Range	R11E	Sect	34	Of	NE	Planner Name				TERHEGGEN, CONSTANCE J	Comm. Date	02-02-2001	Scale	NOT TO SCALE	Plot Date	02-02-2001		