

MAY 28 2003 9:28 AM
LIBER 2757 PAGE 18-19 TIME
Marilyn Dunn
MARILYN DUNN

RECORDED R/W FILE NO. 73392

On 04-22, 2003, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead and underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area."

"Grantor" is:

Robert S. Nolan, a single man, 7840 Smiths Creek Road, Wales, Michigan 48226

"Grantee" is:

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

"Grantor's Land" is in Clyde Township, St. Clair County, Michigan described as:

Section 30 T7N R16E SE ¼
BEG W 994.13' FROM SE SEC COR, TH W 332', TH N 0D 3M E 656.6', TH N 89D 59M E 332', TH S 0D 3M W 656.7' TO BEG. 5 A

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

A 12 foot wide easement beginning in the southwest corner of property running in a northerly direction for approximately 250 feet as shown on Right of Way drawing #469329/24 attached hereto and made a part hereof

- 1. Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain overhead and 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.

Grantor: (Type or print name below signature)

Robert S. Nolan
Robert S. Nolan, a single man

Acknowledged before me in St. Clair County, Michigan, on April 22, 2003,
By Robert S. Nolan

BETTY MARIE EMERICK
NOTARY PUBLIC ST. CLAIR CO., MI
MY COMMISSION EXPIRES Aug 7, 2006

Notary's Signature Betty Marie Emerick

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

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY		RECORD CENTER	<u>1</u>
DATE	<u>04-22-03</u>	R/W FILES	<u>1</u>
DATE WANTED		MBT	
DISTRICT FIELDMAN	<u>Patty Emerick</u>	ORIGINATOR	
		TOTAL	<u>1</u>

EXHIBIT C

REVISED 4-22-03
PER CUSTOMER REQUEST

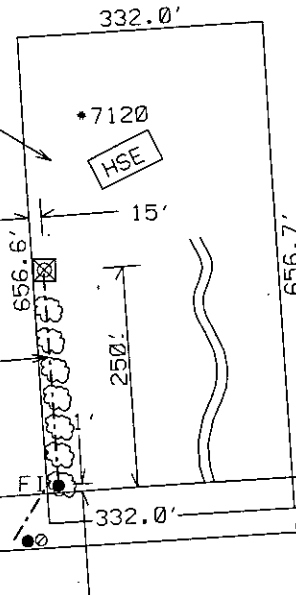
RECORDED R/W FILE NO.

7 3392

Easement Secured

ROBERT S. NOLAN
7840 SMITHS CREEK RD.
WALES, MI 48027

CENTERLINE OF A 12 FOOT WIDE UNDERGROUND 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).



NOTE:

ALL DIMENSIONS ARE APPROXIMATE.
CUSTOMER TO DO TREE CLEARANCE AND PROVIDE A 12' WIDE PATH FOR CABLE.

JPL 469329

LEGEND	
● SET NEW POLE	— SINGLE DUCT-TO BLIND END FOR FUTURE USE
⊙ CABLE POLE	⊠ PAD-MOUNTED TRANSFORMER
⊕ POSITION OF SWEEP UP CABLE POLE	◀ DIRECTION OF TRANSFORMER DOOR OPENING
— BURIED PRIMARY CABLE (ALL VOLTAGES)	● GUARD POST
⋯ BURIED SECONDARY CABLE	P.S.C. □ PRIMARY SWITCH CABINET
— SINGLE DUCT OCCUPIED	S.C.C. □ SEPARABLE CONNECTION CABINET
— DOUBLE DUCT 1 - OCCUPIED	⊙ TEMPORARY CABLE MARKER
	○ PEDESTAL

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TWP. CLYDE TWP	COUNTY ST CLAIR	TWP SEC DTR 30 SE	DEPT. ORDER NO.
MAP SECT.	TOWN RANGE 7N 16E	JOINT R/W REQ'D NO	R/W NO. 469329/24
PROJECT NAME NOLAN	TEL. ENGR. & DIST. NONE		MBT MEMO#
TOWNSHIP SERVICE CENTER	COMP. CODE	MAILING CITY	CATV MEMO#
CIRCUIT			D.F.W.
REASON NEW RES AT 7120 RYNN RD.			BUDGET ITEM NO.
PLANNER HOLLY CHRESTON	SCALE 1" = NONE'	DATE 4-22-03	