

LI-37785 Pa-148
203149563 2/10/2003
Bernard J. Younsblood
Wayne Co. Register of Deeds

73741

Detroit Edison Underground Easement (Right of Way) No. Right of Way #RFW435659Red

On October 14, 2002, 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:

7 Evergreen Shopping Plaza, LLC, a Michigan limited liability company, 20250 West Seven Mile Road, Detroit, Michigan 48219.

"Grantee" is:

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

"Grantor's Land" is in the SE 1/4 of Section 3, City of Detroit, Redford Township, Wayne County, Michigan described as:

Beginning at a point on the northerly line of Seven Mile Road (120 feet wide), which is N 01°34'00" W, 60.00 feet and S 88°16'48" W, 355.00 feet from the southeast corner of said section 3; thence continuing along said line of Seven Mile Road, S 88°16'48" W, 583.00 feet; thence N 01°34'00" W, 100.00 feet; thence S 88°16'48" W, 14.00 feet; thence along the easterly line, and its extension southerly, of lots 3 and 12, of Votrobeck Estates Subdivision, as recorded in Liber 70 of Plats, page 98, Wayne County Records, N 01°34'00" W, 440.00 feet; thence along the southerly line of lots 9, 10, 11 and 12, of said subdivision, N 88°16'48" E, 900.00 feet; thence along the westerly line of Evergreen Road (112 feet wide), S 01°34'00" E, 70.39 feet; thence S 88°19'30" W, 303.00 feet; thence S 01°34'00" E, 469.85 feet to the point of beginning.

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

Being 4 different right of way areas;

The first area being the north 12 feet of the above described Grantors land,

The second area being the west 12 feet of said Grantors land,

The third area being a 12 foot wide, being approximately the east 12 feet of the west 583 feet of said Grantors land, and

The fourth area being a 10 foot wide area, 5 feet on each side of the centerline of the installed facilities, the centerline of which begins at a point on the west line of said Grantors land, said point being approximately 83 feet south of the northwest corner of said Grantors land; thence northeasterly approximately 57 feet to the center of a transformer location, approximately as shown on attached Exhibit A.

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.

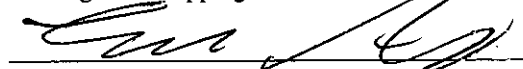
5. Trees, Bushes, Branches, Roots, Structures and Fences: Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches and roots in the Right of Way Area (or that could grow into the Right of Way Area) and remove structures and fences in The Right of Way Area that Grantee believes 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.

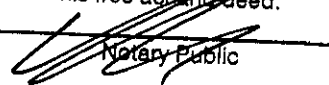
7. Successors: This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors and assigns.

State of MICHIGAN
County of OAKLAND
On this 14th day of OCTOBER 2002
before me personally appeared
ESAM ASKER
to me known to be the person who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

Grantor: (Type or print name below signature)
7 Evergreen Shopping Plaza, LLC


By: _____

Its: MEMBER

SEAL (signed) 
Notary Public

EAS 3P 

RECORDED R/W FILE NO.

Detroit Edison Underground Easement (Right of Way) No. Right of Way #RFW435659Red

Page 2

Acknowledged before me in _____ County, Michigan, on _____, 2002, by _____
the _____ of 7 Evergreen Shopping Plaza, LLC, a Michigan limited liability company, for the company.

Notary's
Stamp _____

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

Notary's
Signature _____

Prepared by and Return to: Tom Wilson, SR/WA, 12000 Dixie Road, Redford, MI 48239-2453, for DECO Redford S.C.

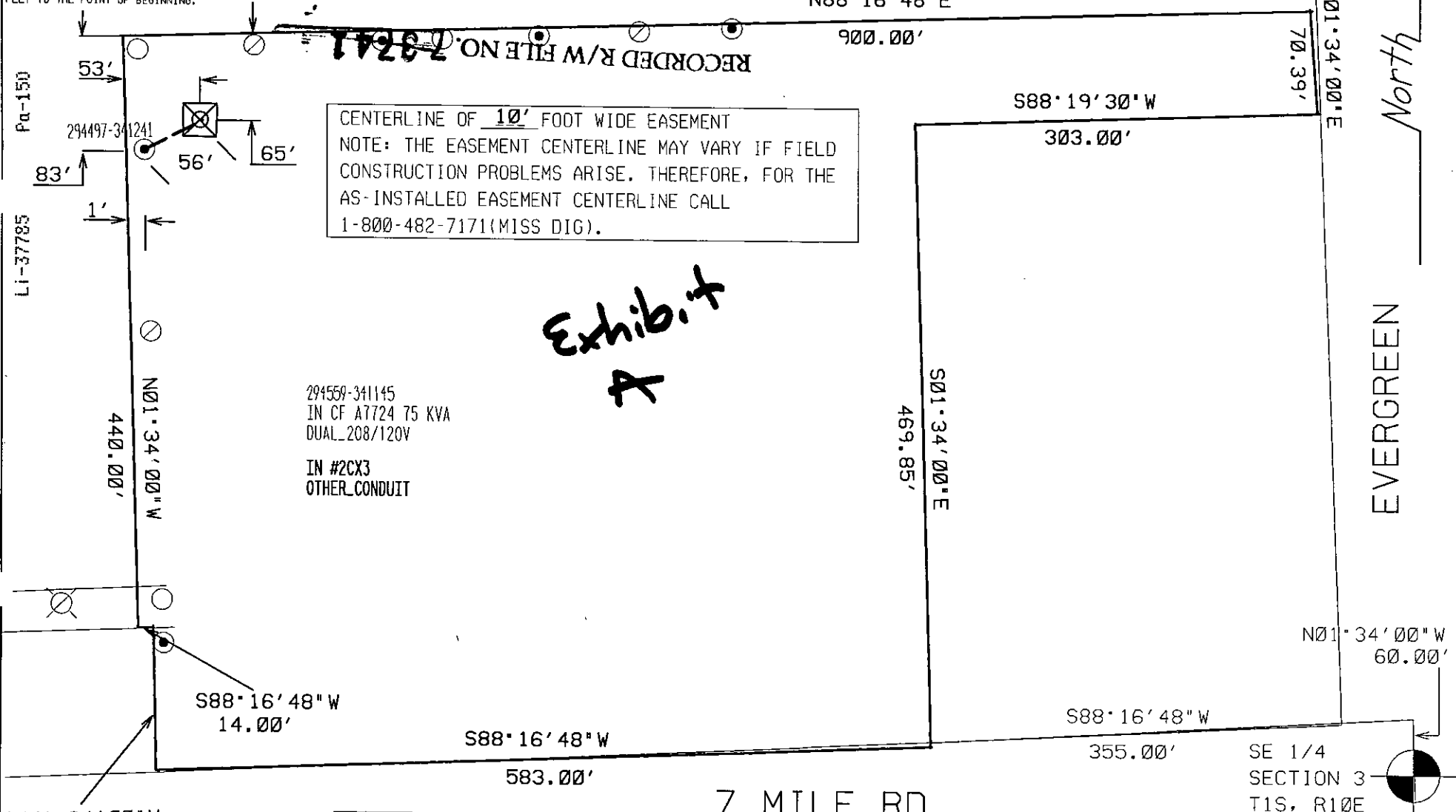
73741

RECORDED R/W FILE NO.

LEGAL DESCRIPTION

ALL THAT PART OF THE SOUTHEAST 1/4 OF SECTION 3, TOWN 1 SOUTH, RANGE 10 EAST, CITY OF DETROIT, WAYNE COUNTY, MICHIGAN, DESCRIBED AS: BEGINNING AT A POINT ON THE NORTHERLY LINE OF SEVEN MILE ROAD, 120 FEET WIDE, WHICH IS DISTANT, NORTH 01 DEGREE 34 MINUTES 00 SECONDS WEST 60.00 FEET AND SOUTH 88 DEGREES 16 MINUTES 48 SECONDS WEST 355.00 FEET FROM THE SOUTHEAST CORNER OF SAID SECTION 3; THENCE CONTINUING ALONG SAID LINE OF SEVEN MILE ROAD, SOUTH 88 DEGREES 16 MINUTE 48 SECONDS WEST 583.00 FEET; THENCE NORTH 01 DEGREE 34 MINUTES 00 SECONDS WEST 100.00 FEET; THENCE SOUTH 88 DEGREES 16 MINUTES 48 SECONDS WEST 14.00 FEET; THENCE ALONG THE EASTERLY LINE, AND ITS EXTENSION SOUTHERLY, OF LOTS 3 AND 12, OF VOTROBECK ESTATES SUBDIVISION, AS RECORDED IN LIBER 70 OF PLATS, PAGE 98, WAYNE COUNTY RECORDS, NORTH 01 DEGREE 34 MINUTES 00 SECONDS WEST 440.00 FEET; THENCE ALONG THE SOUTHERLY LINE OF LOTS 9, 10, 11, AND 12, OF SAID SUBDIVISION, NORTH 08 DEGREES 16 MINUTES 48 SECONDS EAST 900.00 FEET; THENCE ALONG THE WESTERLY LINE OF EVERGREEN ROAD, 112 FEET WIDE, SOUTH 01 DEGREE 34 MINUTES 00 SECONDS EAST 70.39 FEET; THENCE SOUTH 88 DEGREES 19 MINUTES 30 SECONDS WEST 303.00 FEET; THENCE SOUTH 01 DEGREE 34 MINUTES 00 SECONDS EAST 469.85 FEET TO THE POINT OF BEGINNING.

FAMILY DOLLAR
20266 W 7 MILE RD
DETROIT, MI. 48219



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).

Exhibit A

294559-341145
IN CF A7724 75 KVA
DUAL_208/120V
IN #2CX3
OTHER CONDUIT

N01°24'00"W
100.00'

RFW Description				PD	SRW	PH	PLC	Conj. Group	RFW Number	
20266 W 7 MILE DETROIT (NEW INSTALLATION)				23	24	0	0	C	435659	
Circuit #1	Circuit #2	Service Center#1	Service Center#2	CDH	COS	CUG	CUL	CUT	CUS	
DC 1361 ANNCH		Redford		0	0	37	34	0	0	
Worksite City		Worksite Twp.		Worksite County						
DETROIT		DETROIT - WEST OF LIVERNOIS								
Town	Range	Sect	Qtr	Planner Name	Commit Date	Scale	Plot Date			
294331-340554				Joyner, Monica A	9/25/2002	1" = 100'	9/25/2002			