

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9402698-01

On 6-23, 1994, 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:

Beverly Hills United Methodist Church, a Michigan Ecclesiastical Corporation, 1500 Kales Building, Detroit, Michigan 48226,

"Grantee" is:

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

"Grantor's Land" is in the Village of Beverly Hills, Oakland County, described as:

Part of Southwest one-quarter (1/4), Section 2, Town 1 North, Range 10 East, beginning at Southwest section corner, thence North 401.43 feet, thence South 89°53'56" East 582.61 feet, thence South 00°14'23" West 405.74 feet, thence North 89°28'27" West 580.94 feet to beginning except South 60 feet in Highway, containing approximately 4.59 acres, more or less, Oakland County Records. Sidwell No. 24-02-353-020.

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

The Northerly Fourteen (14) feet of the Westerly Three Hundred Seventy (370) feet of Grantor's land.

- 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 shall be placed in the Right of Way Area without Grantee's prior written consent.
4. Excavation: As required by Public Act 53 of 1974, MISS DIG must be called on 1-800-482-7171 before anyone excavates 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.
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 shall 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, lessees, licensees and assigns.

RECORDED RIGHT OF WAY NO.

Handwritten signature and date 4/6/84

Witnesses: (type or print name below signature)

Grantor: (type or print name below signature)

Beverly Hills United Methodist Church, a Michigan Ecclesiastical Corporation

James D. McDonald
JAMES D. McDONALD

Richard K. Rohde
By: RICHARD K. ROHDE, CHAIRMAN
BOARD OF TRUSTEES

Carol O. Singleton
CAROL O SINGLETON

Its:

Acknowledged before me in OAKLAND County, Michigan, on JUNE 23, 1994 by RICHARD K. ROHDE the CHAIRMAN, BOARD OF TRUSTEES of Beverly Hills United Methodist Church, a Michigan Ecclesiastical Corporation, for the Michigan Ecclesiastical Corporation. JAMES D. McDONALD

Notary's Stamp Notary Public, Oakland County, MI My Commission Expires April 24, 1995

Notary's Signature James D. McDonald

Prepared-by and Return to: James D. McDonald, 30400 Telegraph Road, Suite 210, Birmingham, Michigan 48025/kad

APPLICATION FOR RIGHT OF WAY

JK 963-0811 5-7455 (MS 80)

Hickory Sub
Job: 94-056

PLEASE SECURE RIGHT OF WAY AS FOLLOWS.

DATE April 5, 1994

LOCATION East of Evergreen and north of 13 Mile Rd.

APPLICATION NO. _____

DEPT ORDER NO _____

XXXXXX CITY OR VILLAGE Beverly Hills

O F W NO 4KB7B/H01

TOWNSHIP Southfield COUNTY Oakland

BUDGET ITEM NO _____

DATE BY WHICH RIGHT OF WAY IS WANTED May, 1994

INQUIRY NO. _____

THIS R/W IS _____ % OF TOTAL PROJECT NO. _____ ACCUM. _____ %.

JOINT RIGHT OF WAY REQUIRED YES NO

NOTE: Identify on print or sketch the subdivisions as to section location and liber and page.

KIND AND DESCRIPTION OF RIGHT OF WAY REQUESTED A 14' x 370' Detroit Edison Co. easement

with rights of ingress and egress.

DRWG U1-1.3598

PURPOSE OF RIGHT OF WAY To install 2-5" PVC ducts to a cable pole to establish new DC 8174 Hickory - improved reliability to area.

SIGNED John Witherell
520 S.B. Underground Design
OFFICE DEPARTMENT

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT.

RECORDED RIGHT OF WAY NO. 46184

PERMITS IN RECORD CENTER _____ R.E. & R/W DEPT. FILE _____ GRANTOR _____

NO. OF PERMITS _____ NO. OF STRUCTURES _____ NO OF MILES _____ PERMITS TO MBT _____

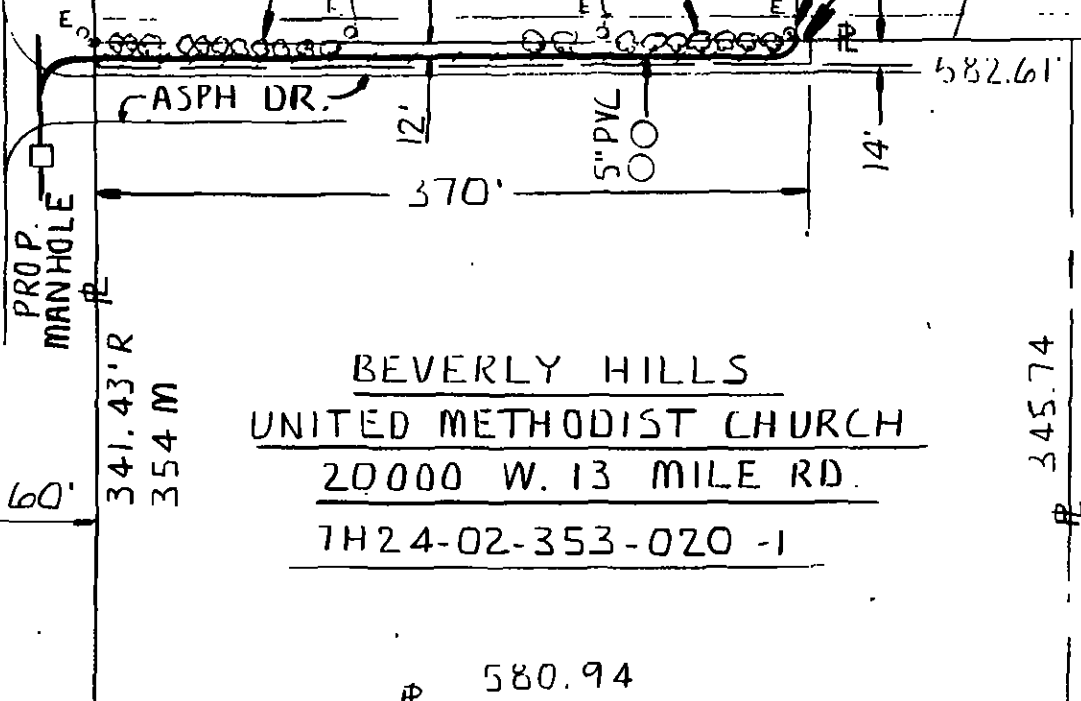
DATE _____ SIGNED Jim McDonald 10-26-94

EVERGREEN RD 120' WD.

NOTE:
A LINE OF PINE AND SHADE
TREES PREVENTS CONSTRUCTION
8' FROM PROPERTY LINE

PROP. C.P.

PROPOSED 14' X 370'
DETROIT EDISON LO
UNDERGROUND EASEMENT



BEVERLY HILLS
UNITED METHODIST CHURCH
2000 W. 13 MILE RD.
7H24-02-353-020 -1

ESTABLISH FEED POINT
FOR NEW D.C. 8174 HICKORY
(METHODIST CHURCH WILL
BE FED FROM FIRST POLE
EAST OF CABLE POLE -
IMPROVING RELIABILITY)

SW COR SEC 2
T1N, R10E
SOUTHFIELD

13 MILE RD. 120' WD.

OFW 4KB78/H01
JOB 94 056
HICKORY SUB.
R/W USE ONLY

7/8/94 RECORDED RIGHT OF WAY NO.

Reference	Drawn	RHC	4-5-94	Title PROPOSED 14' X 370' DETROIT EDISON EASEMENT	The Detroit Edison Company	
U3-5-9815 E	OK	RAQ	4/5/94		1" = 10'	No. U1-1-3598
	Approved	JMW	4/5/94	VILL. OF BEVERLY HILLS OAKLAND CO		