

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. 0-1649

On July 16, 1992, 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:

United States Postal Service, an independent establishment of the Executive Branch of the Government of the United States of America, c/o Office of Regional Counsel, United States Postal Service, Central Regional Office, Chicago, Illinois 60606-6617

"Grantee" is:

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

"Grantor's Land" is in the City of Oak Park, Oakland County, described as:

Part of the Southeast one-quarter (1/4), Section 31, Town 1 North, Range 11 East, beginning at a point distance North 00°00'40" East 151.04 feet and South 88°41'00" East 712.00 feet and South 88°44'47" East 214.96 feet from the South one-quarter (1/4) corner, thence North 00°32'27" West 500.00 feet, thence North 88°44'47" West 389.22 feet, thence North 41°36'00" West 118.29 feet and thence North 41°36'00" West 81.64 feet, thence North 17°39'00" West 139.41 feet, thence North 00°00'40" East 332.25 feet, thence South 88°40'39" East 918.52 feet, to the West line of Parklawn Avenue, thence South 00°31'03" East 496.47 feet, thence South 89°27'33" West 299.67 feet, thence South 00°32'27" East 603.96 feet to the North line of Eight-Mile Road, thence North 88°44'47" West 60.03 feet to the beginning, containing 12.41 acres. Sidwell No. 25-31-451-018.

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. 0-1649, dated 01-14-92 and made a part hereof. The right-of-way is Five (5) and Ten (10) feet in width as indicated on said drawing No. 0-1649.

R.O.

- 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. No trees, plant life, structures and fences shall 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 shall 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 shall restore Grantor's Land as nearly as possible to its original condition.
- 7 Successors:** This Right of Way runs with the land and binds and benefits Grantor and Grantee's successors, licensees, licensees and assigns.

RECORDED RIGHT OF WAY NO. 44000

Witnesses:(type or print name below signature)

[Signature]
Blair J. Rothman
[Signature]
Debbie Bunkle

Grantor:(type or print name below signature)

United States Postal Service
By: *[Signature]*
Its: Manager, Realty Acquisition Branch, Real Estate Division Facilities Service Center

9.00
2.00 RMT

Acknowledged before me in Cook County, Illinois, on July 16, 1992 by HENRY O. KLEIN, Manager, UNITED STATES POSTAL SERVICE, an independent establishment of the Executive Branch of the Government of the United States of America, c/o Office of Regional Counsel, United States Postal Service, Central Regional Office, Realty Acquisition Branch, Real Estate Division, Facilities Service Center, for the independent establishment.

Notary's Stamp
DONNE MARIE ARTIS
Notary Public, State of Illinois
My Commission Expires 6-15-95

Notary's Signature *[Signature]*

Prepared by and Return to: James D. McDonald, 30400 Telegraph Road, Suite 277, Birmingham, Michigan 48025/PJP