

Detroit Edison

LIBER 14668 PG 631

HAZEL PARK, MICHIGAN
Nine Mile & I-75
L/C: 21-1069 #11035

94 132980

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. 94-132980-01

On November 8, 1993, 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" OAKLAND COUNTY

RECORDING
\$ 2.00 RENOVATION
RECEIPT# 25A
RECORDED
LYNN D. ALLEN, CLERK/REGISTER OF DEEDS

"Grantor" is:

McDonald's Corporation, d/b/a Delaware McDonald's Corporation, a Delaware Corporation,
One McDonald's Plaza, Real Estate Legal Department, Oakbrook, IL 60521

"Grantee" is:

The Detroit Edison Company, a Michigan Corporation, 2000 Second Avenue, Detroit, Michigan 48226
Ameritech, a Michigan corporation, 444 Michigan Ave., Detroit, Michigan 48226

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

Part of Lot 2, Town 1 North, Range 11 East, Section 26, Urban Renewal Plat of New Center Sub, beginning at point distant South 89°36'00" West 215.97 feet from Southeast Lot corner, thence South 89°36'00" West 110.86 feet, thence North 52°34'45" West 21.32 feet, thence North 14°29'15" East 27.88 feet, thence North 75°30'45" West 12 feet, thence South 14°29'15" West 22.26 feet, thence North 52°34'45" West 21.49 feet, thence North 14°52'55" West 95.50 feet, thence North 75°10'20" East 187.10 feet, thence South 00°25'10" West 173.86 feet to the beginning. Sidwell No. 25-26-479-083.

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

As shown on Detroit Edison Company drawing R-9304900-01 dated 10/04/93, which is attached hereto and made a part hereto. The Right-of-Way is Six (6) feet in width.

- 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 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. 94-132980-01

Witnesses:(type or print name below signature)

Sue Iwanski
Sue Iwanski
Anne Cleveland
Anne Cleveland

Grantor:(type or print name below signature)

McDonald's Corporation d/b/a
Delaware McDonald's Corporation
a Delaware Corporation

Michael J. Sise
By: Michael J. Sise
Its: Assistant Vice President



Acknowledged before me in DuPage County, Illinois, on November 8, 1993
by Michael J. Sise, the Assistant Vice President
of McDonald's Corporation d/b/a Delaware McDonald's Corporation, a Delaware Corporation, for the Delaware Corporation.

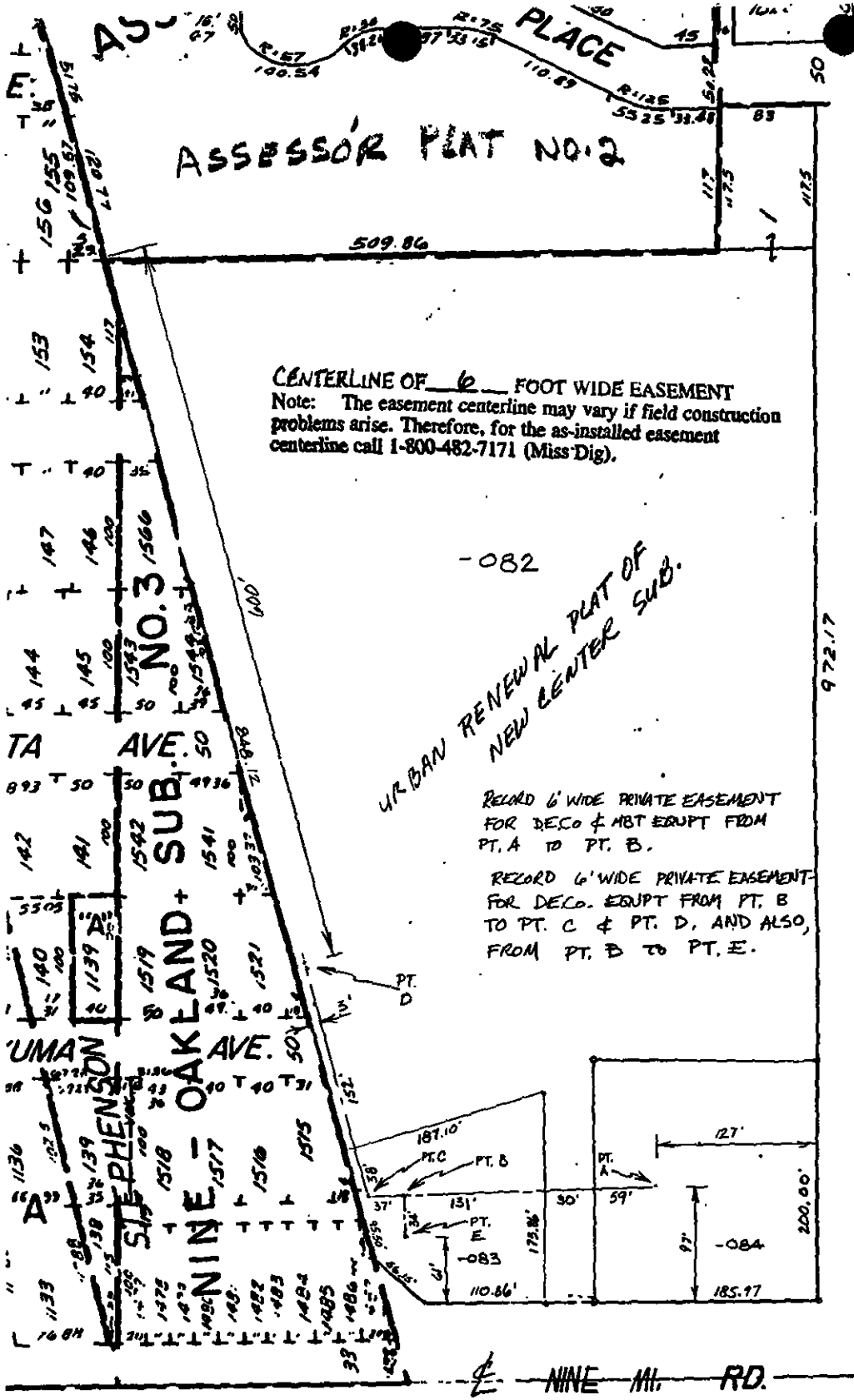
OFFICIAL SEAL
MARTHA C VENTIMILLA
NOTARY PUBLIC STATE OF ILLINOIS
NOTARY COMMISSION EXPIRES JUL 10 1995

Notary's Signature Martha C. Ventimilla

Prepared by and Return to: Annie P. Grimmett, 30400 Telegraph Road, Suite 210, Birmingham, Michigan 48025/kad

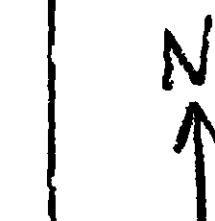
COMM EXP: JULY 1, 1996

OK TS



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 1-800-482-7171 (Miss Dig).

-082
 URBAN RENEWAL PLAT OF
 NEW CENTER SUB.
 RECORD 6' WIDE PRIVATE EASEMENT
 FOR DECO & MBT EQIPT FROM
 PT. A TO PT. B.
 RECORD 6' WIDE PRIVATE EASEMENT
 FOR DECO. EQIPT FROM PT. B
 TO PT. C & PT. D, AND ALSO,
 FROM PT. D TO PT. E.



RECORDED RIGHT OF WAY NO. 46163

ROYAL OAK TWP.
 SEC. 26 T.1N. R.11E.
 ROW - R9304900 - 01 FOR MCDONALD'S / CAMBRIDGE PLAZA PHASE III / HAZEL PK MI.
 SIDWELL No. 25-26-479-075
 S.P. - R.S. JONES

COPIES AVAILABLE FROM:
 CAMBRIDGE PLAZA PHASE III
 MCDONALD'S / HAZEL PK MI.
 SIDWELL No. 25-26-479-075
 S.P. - R.S. JONES

SCALE: 1" = 100'

25-26H