

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9302145-10R

On April 7, 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".

"Grantor" is:

James E. Kelly and Virginia M. Kelly, HUSBAND & WIFE
53932 Oakview, Utica, Michigan 48087

#36 REG/DEEDS PAID
0001 MAY 13 '93 11:22AM
7172 MISC 7.00

"Grantee" is:

The Detroit Edison Company, a Michigan Corporation, 2000 Second Avenue, Detroit, Michigan 48226
Michigan Bell Telephone Company, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226

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

Section 17, T1N, R8E, part of Northwest 1/4 beginning at point distance South 00°29'23" West 831.35 feet and North 70°44'31" West 702.32 feet from North 1/4 corner, thence South 00°29'23" West 838.81 feet, thence North 89°30'37" West 247.40 feet, thence North 00°23'40" East 923.40 feet to Southerly line Grand River Avenue, thence South 70°44'31" East 262.92 feet to beginning. 5.02 Acres - Sidwell No: 22-17-101-016

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

The Northerly 10 feet of the Southerly 316.15 feet of the Westerly 140 feet and also the Northerly 50 feet of the Southerly 336.15 feet of the Westerly 6 feet. The right of way is ten (10) 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.
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. 44613

Witnesses:(type or print name below signature)

Brenda Whitson (signature)
BRENDA WHITSON

Pamela Bobaren (signature)
Pamela Bobaren

Grantor:(type or print name below signature)
#36 REG/DEEDS PAID
0001 MAY 13 '93 11:22AM
7172 MISC FEE 2.00

James E. Kelly (signature)
James E. Kelly

Virginia M. Kelly (signature)
Virginia M. Kelly

7.00
2.00 AMT

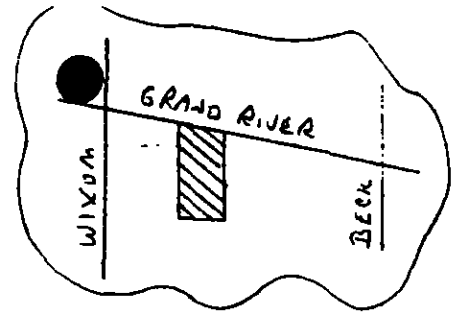
Acknowledged before me in OAKLAND County, Michigan, on APRIL 7, 1993 by James E. Kelly and Virginia M. Kelly, Husband and Wife.

Notary's Stamp: Notary Public, Macomb County, MI (My Commission Expires 12/31/95)
Acting in Oakland

Notary's Signature: (signature)

Prepared by and Return to: Annie P. Grimmett, 30400 Telegraph Road, Suite 277, Birmingham, Michigan 48025/avm.

ATLAS NO. 9302145

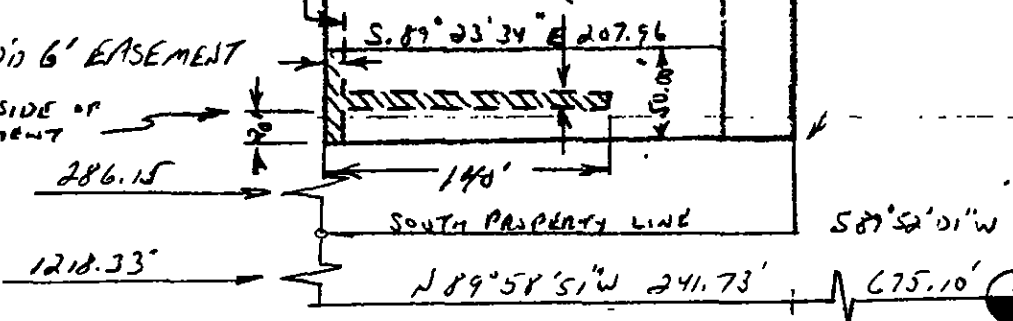


To WIXOM RD  
GRAND RIVER

RECORDED RIGHT OF WAY NO. 44613

EXISTING 6' PUBLIC UTILITIES EASEMENT  
PROPERTY OWNER:  
KELLY COMPANY  
48595 GRAND RIVER  
NOVI, MICH 48050  
S. DWELL 50-82-017-101-016  
OF TIM KELLY  
N 00°29'23" E 566.87'  
EASEMENT FOR INGRESS/EGRESS  
500°29'23" W 557.26'

REQ'D 6' EASEMENT  
SOUTH SIDE OF EASEMENT



CENTER OF SEC 17 T.1N R.9E.

LEGEND	
	FOREIGN POLE
	EXIST D.E. CO. POLE
	PROPOSED POLE
	EXIST ANCHOR
	PROPOSED ANCHOR
	TREE
	120/240 VOLT LINE
	4800 VOLT LINE
	13,200 VOLT LINE
	40,000 VOLT LINE

THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
CITY OR TOWNSHIP <b>NOVI</b>	COUNTY <b>OAKLAND</b>	QTR. & TWP. SECT. NO. <b>NW 1/4 17</b>	DEPT. ORDER NO.
MAP SECT. <b>1-214-362</b>	TOWN <b>1N.</b>	RANGE <b>8E</b>	JOINT R/W REQUIRED YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
PROJECT NAME <b>CELLULAR ONE</b>	TEL ENGR & DIST. <b>MBT JOE PILOTTI 523-7579</b>	R/W NO. <b>R-9302145-10R</b>	
CIRCUIT <b>D.C. 8828 WIXOM</b>	PROJ. OR PART NO.		OFW SO OR PE NO.
REASON <b>REQ'D 10' EASEMENT TO FEED CELLULAR ONE SITE</b>	BUDGET ITEM NO.		DATE <b>3-2-93</b>
PLANNER <b>G.A. WITALIC</b>	SCALE N. 7'		