

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9409606-01R

On March 6, 1995, 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:

K-Tool Corporation, a Michigan Corporation, 31111 Wixom Road, Wixom, Michigan 48393-2425

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48204  
Ameritech, 54 Mill Street, Pontiac, Michigan 48342

Consumers Power, 4600 Coolidge Highway, P.O. Box 369, Royal Oak, Michigan 48068

4930 BELLANEOUS RECORDING  
\$ 2.00 REINUMENTATION  
5 APR 95 1:42 P.M. RECEIPT# 133B  
RECORDED - OAKLAND COUNTY  
FILED  
MICHIGAN DEPT. OF TREASURY  
REGISTER OF DEEDS

#

"Grantor's Land" is in The City of Wixom, Oakland County, described as:

Part of NE 1/4 Sec. 6, T1N, R8E, Beg AT PT DIST S. 752.69 Ft. & N. 88-36-00 W. 817.08 Ft. ALLEN, NEAR REGISTER OF DEEDS 541-26 Ft., TH S. 89-35-28 W. 427.44 Ft., TH N. 554.76 Ft., TH S. 88-36-00 E. 427.50 Ft. to Beg. 5.35 Acres. Sidwell No. 22-06-200-023

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

The N. ten (10) feet of the Grantors Property, as shown on the attached Detroit Edison Co. drawing # R-9409606-01R, dated February 22, 1995. Width of Right of Way is ten (10) feet.

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 ~~manholes, conduits, pipes, cables, transformers and accessories.~~ 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. 46859

Witnesses: (type or print name below signature)

*Ruddy DeRuiter*

RAUDY DERUITER

*Keith A. Thompson*

KEITH A THOMPSON

Grantor: (type or print name below signature)

K-Tool Corporation, a Michigan Corporation

BY: *Edward Kay*  
EDWARD KAY

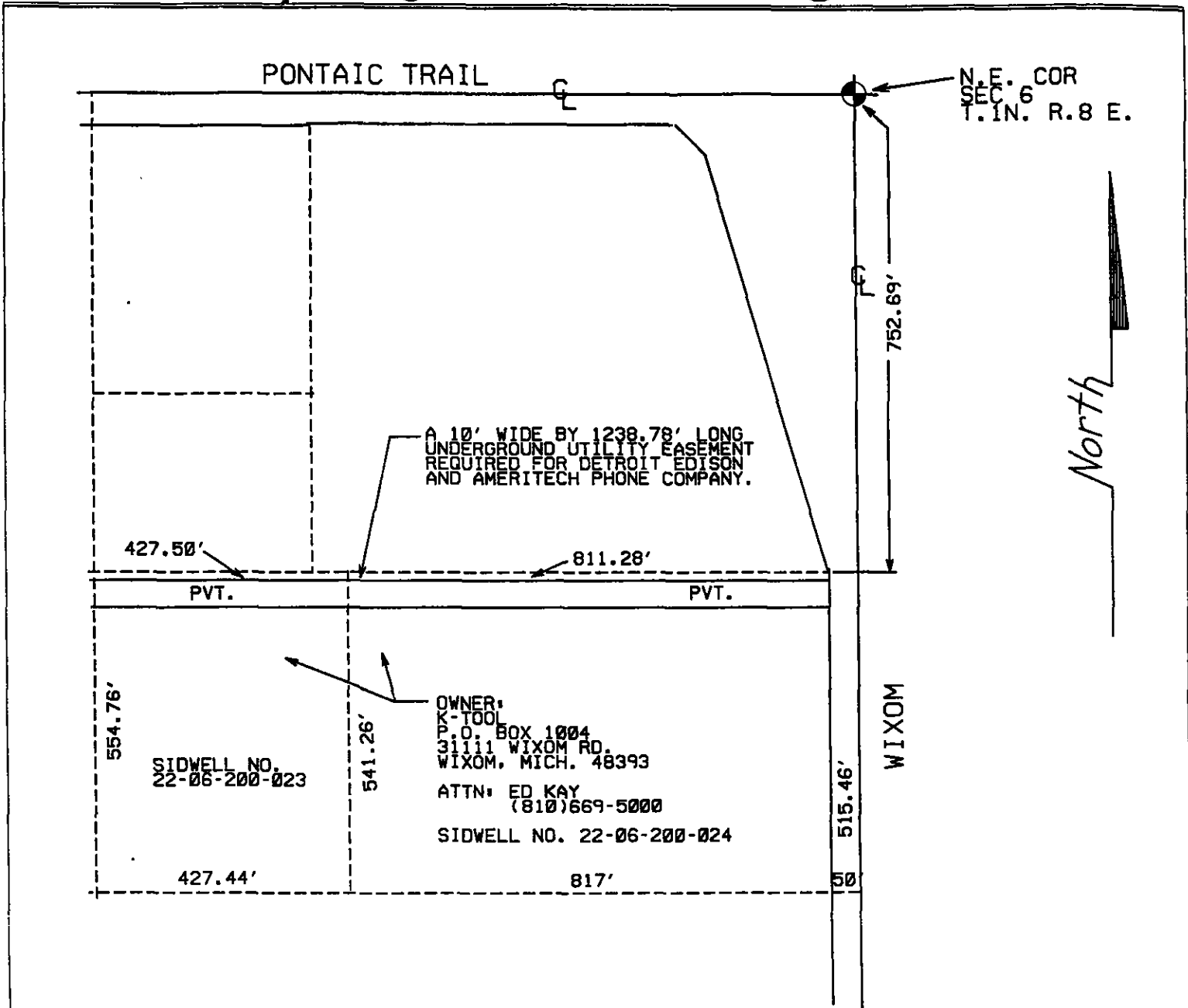
9:00  
12:00

ITS: *President*

Acknowledged before me in Oakland County, Michigan, on March 6, 1995 by EDWARD KAY the PRESIDENT of K-Tool Corporation, a Michigan Corporation, for the Corporation.

SHEILA L. SPANGLER  
OAKLAND COUNTY

Notary's Stamp March 31, 1999 Notary's Signature *Sheila L Spangler*  
(Notary's name, county and date commission expires)



RECORDED RIGHT OF WAY NO. 46859

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	JERRY WITALEC	RECORD CENTER	_____
DATE	02-22-95	R/W FILES	_____
DATE WANTED	03-01-95	MBT	_____
DISTRICT FIELDMAN	_____	ORIGINATOR	_____
		TOTAL	_____

JPL 9409606

<p><b>LEGEND</b></p> <ul style="list-style-type: none"> <li>○ EXIST. D.E.CO. POLE</li> <li>● PROPOSED POLE</li> <li>○ FOREIGN POLE</li> <li>— EXIST. ANCHOR</li> <li>— PROPOSED ANCHOR</li> <li>○ TREE</li> <li>--- 120/240 V LINE</li> <li>--- 4800 V LINE</li> <li>--- 13,200 V LINE</li> <li>--- 40,000 V LINE</li> </ul>	THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT			
	CITY OR TWP.	COUNTY	TWP SEC QTR	DEPT. ORDER NO.
	WIXOM	OAKLAND	NE 6	
	MAP SECT.	TOWN RANGE	JOINT R/W REQ'D	R/W NO.
	1-214-372	1N. 8E.	YES	R-9409606-01R
	PROJECT NAME	TEL. ENGR. & DIST.		MBT MEMO#
	DURR INDUSTRIES	AL WATKINS - PONT		0-9409606-01
	TOWNSHIP	SERVICE CENTER	COMP. CODE	MAILING CITY
	NOV	NHS		NOV
	CIRCUIT			O.F.W.
D.C. 8991 WIXOM				
REASON			BUDGET ITEM NO.	
UG EASEMENT REQ'D FOR DECO & MBT				
PLANNER	SCALE		DATE	
JERRY WITALEC (810)437-9562	1" = NTS'		02-22-95	