

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R 9206784-01

On NOV. 30, 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:

Blair Building Company, Inc., a Michigan corporation, 955 E. Clark Road, Ypsilanti, Michigan 48198

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
Michigan Bell Telephone, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226
Metrovision of Oakland County, Inc., a Michigan corporation, 37635 Enterprise Court, P.O. Box 9051, Farmington Hills, Michigan 48018

"Grantor's Land" is in City of Farmington Hills, Oakland County, described as:

T1N, R9E, Section 10, Park Hill Subdivision, part of Lots 39 & 40 beginning at point distant, S 02°44'06" E. 100.30 ft., from NE corner of said Lot 40, th along curve to right, radius 810.27 ft. chord bears S 04°22'06" W. 100.48 ft., distance of 100.55 ft., th N 89°59'43" W. 445.71 ft., th N 00°05'20" W. 100.19 ft., th S 89°59'43" E. 453.52 ft., to beginning. Sidwell No. 23-10-426-034.

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

The northerly 5 ft. of the easterly 225 ft. The right of way is 5 ft. 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.

44875

REG. REC. DEEDS BLDG. 0001 MAR. 12 '93 01:37PM 0171 NISC 7.00

7.00
2.00
10.00

Witnesses (type or print name below signature)

Paul Veroni
Coleman Corona

Grantor: (type or print name below signature)

BLAIR BUILDING COMPANY, a Michigan corporation

James Blair
James Blair, President
0001 MAR. 12 '93 01:37PM 0171 RNT FEE 2.00

Acknowledged before me in WASHTENAW County, Michigan, on NOV. 30, 1992 by JAMES BLAIR, the PRESIDENT of BLAIR BUILDING COMPANY, INC., a Michigan corporation, for the corporation.

KAREN A. MORLEY
Notary Public, Washtenaw County, MI
My Commission Expires Jan. 31, 1994

Notary's Stamp Notary's Signature

Karen A. Morley O.K. - TS

(Notary's name, county and date commission expires)

Parcel B