

344504

LIBER 20557 PAGE 805  
\$9.00 MISC RECORDING  
\$2.00 REMONUMENTATION  
09/17/1999 01:55:04 P.M. RECEIPT# 79534  
PAID RECORDED - OAKLAND COUNTY  
G. WILLIAM CADDELL, CLERK/REGISTER OF DEEDS

RECORDED N/W FILE NO. R-238764-5

**Detroit Edison Overhead and Underground Easement (Right of Way) No. R-238764-5**

On July 20, 1999, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead and underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area."

**"Grantor" is:**

J.R. James Development Corporation, a Michigan corporation, 26150 Pleasant Valley, Farmington Hills, Michigan 48331

**"Grantee" is:**

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226  
Ameritech, 54 N. Mill, Pontiac, Michigan 48342

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

T1N, R9E, SEC 8, W 1/2 OF E 1/4 OF SW 1/4 OF SW 1/4 EXC THAT PART TAKEN FOR WIDENING OF TWELVE MILE ROAD DESC AS BEG AT PT DIST W 163.37 FT FROM SE COR OF SW 1/4 OF SW 1/4, TH N 86-28-00 W 163.37 FT, TH N 03-10-13 E 88.04 FT, TH SELY 163.52 FT, TH S 03-10-13 W 81.03 FT TO BEG. 4.68 ACRES. SIDWELL No. 23-08-351-013

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

As shown on attached Detroit Edison Company drawing No. R-238764-5, dated July 7, 1999.  
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 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 are allowed in the Right of Way Area without Grantee's prior written consent.
4. **Excavation:** Under 1974 Public Act 53, you must call MISS DIG (1-800-482-7171) before excavating 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 can 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 will 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 will 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 and assigns.
8. **Exemption:** Exempt under MCL 207.505 (a) and MCL 207.526 (a).

(2) **Witnesses:** (Type or print name below signature)

X Elizabeth A. Polega  
Elizabeth A. Polega

X Cari A. Gibson  
Cari A. Gibson

**Grantor:** (Type or print name below signature)

J.R. James Development Corporation, a Michigan corporation

BY: [Signature]  
JEFF JAMES

ITS: PRESIDENT O.K. - ML

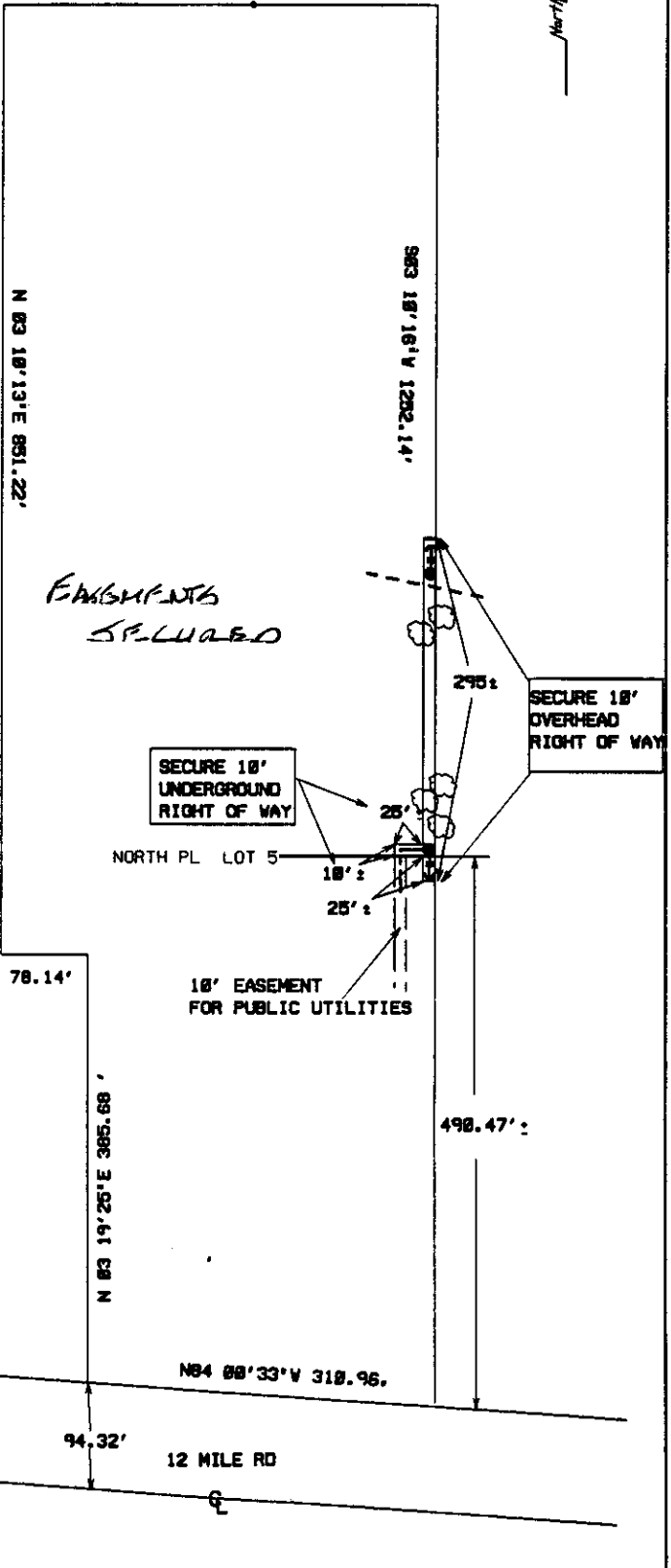
Acknowledged before me in OAKLAND County, Michigan, on July 20<sup>th</sup>, 1999, by JEFF JAMES the PRESIDENT of J.R. James Development Corporation, a Michigan corporation, for the Corporation.

Notary's Stamp: **ELIZABETH A. POLEGA**  
Notary Public, Huron County, MI  
My Commission Expires Nov. 5, 2000  
(Notary's name, county, and date commission expires)

Notary's Signature: Elizabeth A. Polega  
ACTING IN OAKLAND

NOTE:  
 CUSTOMER TO PROVIDE  
 DETROIT EDISON WITH  
 NECESSARY CLEARANCE  
 FOR CONSTRUCTION  
 IN TREE AREAS

S86 45'26"E 224.48'      S 86 45'E 163.37'



CENTERLINE OF TEN FOOT WIDE EASEMENT  
 Note: The easement centerline may vary if field  
 construction problems arise. Therefore, for  
 the re-installed easement centerline call  
 1-800-482-7171 (After Dlg).

SIOWELL \*'S  
 23-88-351-812  
 23-88-351-813

SV CORNER  
 SECTION 8  
 T. 1N. R. 9E.



|                                     |            |                                   |                   |                                    |                         |                    |                        |
|-------------------------------------|------------|-----------------------------------|-------------------|------------------------------------|-------------------------|--------------------|------------------------|
| R/W Description<br>OAK HILL ESTATES |            | PO<br>4                           | SRW<br>5          | PL<br>16                           | PLC<br>0                | COJ.<br>Group B    | R/W Number<br>238764   |
| Circuit #1                          | Circuit #2 | Service Center #1                 | Service Center #2 | COJ<br>21                          | CO5<br>0                | CUG<br>28          | CUL<br>24              |
| Farmington City<br>FARMINGTON HLS   |            | Farmington Twp.<br>FARMINGTON TWP |                   | Farmington County                  |                         |                    |                        |
| Town                                | Range      | Sec                               | Qtr               | Planner Name<br>Salens, Meredith L | Comm. Date<br>7/ 7/1999 | Scale<br>1" = 100' | Plot Date<br>7/ 7/1999 |

RECORDED R/W FILE NO. 26317