

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. O-1238

On 5-3, 1991, 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" PAID

0001 JUL.31.91 10:29AM
1091 MISC 9.00

"Grantor" is:

Erwin Billig and Betty Billig, husband and wife, 647 Watkins, Birmingham, Michigan 48009

"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
Booth Communications of Birmingham, a Michigan corporation, 645 S. Eton, Birmingham, Michigan 48012

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

Part of W 1/2 of NW 1/4, T2N., R10E., Sec. 36, Valentine Addition, lots 3 & 4 exc northerly 50 feet.
Sidwell No: 19-36-155-024

Bloomfield

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

The east six (6) feet of the northerly 110 feet, also the north six (6) feet and the west six (6) feet of the northerly 110 feet of the above described property. Pt of 19-36-155-024 Repeat

- 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.
- Access:** Grantee has the right of access to and from the Right of Way Area.
- 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.
- 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.
- 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.
- 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.
- Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licensees and assigns.

Witnesses:

DECO
Karen E. Kocher
KAREN E. KOCHER
Barbara Reck
BARBARA RECK

Grantor:

[Signature]
Erwin Billig
[Signature]
Betty Billig

#36 REG/DEEDS PAID
0001 JUL.31.91 10:29AM
1091 RMT FEE 2.00

9.00
2007MT
RL

RECORDED RIGHT OF WAY NO. 11858

Prepared by and Return to:

James D. McDonald, 30400 Telegraph Rd., Suite 277, Birmingham, MI 48010

O.K. - TS

APPROVED AS TO FORM 5/22/91 DATE
LEGAL DEPARTMENT [Signature]

RW # O-1238

Acknowledged before me in Oakland County, Michigan, on *MAY 3*, 1991

by ERWIN BILLIG AND BETTY BILLIG, HUSBAND AND WIFE.

MARY SUE LLOYD
Notary's Notary Public, Wayne County, MI
Stamp My Commission Expires Feb. 1, 1995

Notary's Signature *Mary Sue Lloyd*

ACTING IN OAKLAND COUNTY

NEW OWNERS &
CONTACT

MRS BILLIG
 # 6465615

647 WATKINS
 B'HAM 48009

JOINT USE MEMO TO

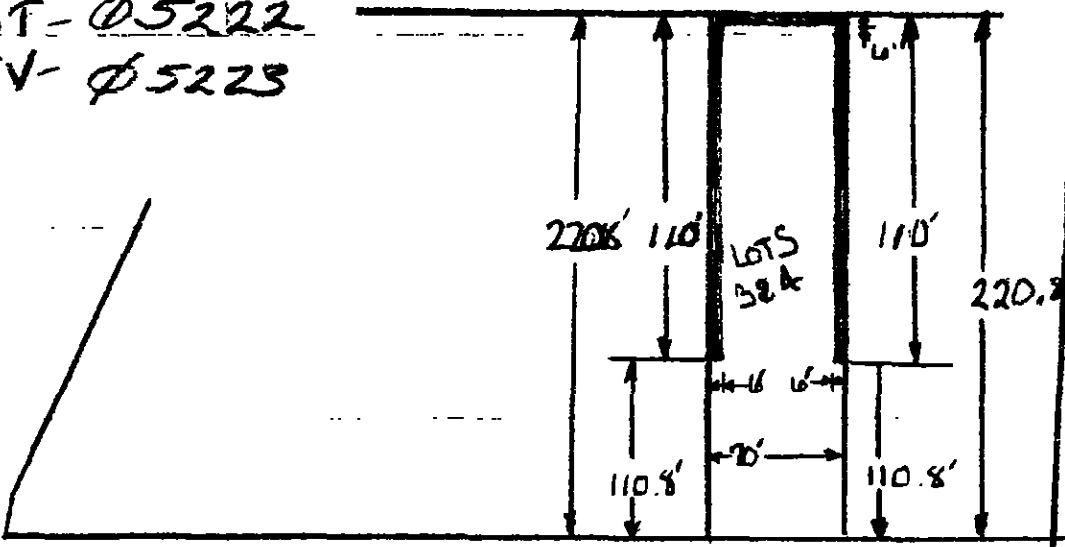
NBT-Ø5222
 CATV-Ø5223

VALENTINE ADD
 LOTS 3 & 4

LIBER 11 PAGE 18

SIDWELL # 1936 155 024

SOUTHFIELD



PERMITS TO: RECORD ENTER	R/W FILES M/BT	ORIGINATOR TYPAL
REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS PLAT		
BY: J. McDonald		
DATE WANTED	DATE	
27 MAY 1991		
DISTRICT FIELDMAN		

748 WALLACE

10' U.G. EASEMENT REQ'D BEGINNING 110.8' N. OF S. TR ON ES EXTENDING 110.8' N. TO N. TR ALONG 70' OF N TR & EXTEND S. 160' ALONG W.S. OF PL FOR U.G. RE ROUTE OF OH. LINES

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/TOWNSHIP BIRMINGHAM	COUNTY DARLAND	DTR. TWP. SECT. NO. WYR. WY4 310	DEPT. ORDER NO.
MAP SECT. 1298 380	TOWN 2N	RANGE 18E	JOINT R/W REQUIRED YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
PROJECT NAME	TEL. ENGR & DIST.	R/W NO. 12-1238	
CIRCUIT	PROJ. OR PART NO.		
REASON U.G. EASEMENT	OFW S.O. OR PE NO.		
PLANNER J. BOYES	BUDGET ITEM NO.		
SCALE 1" = 100'	DATE 22 APRIL 91		

RECORDED TICKET OF FAX NO. 41858