

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R9211738-01

On 11-16, 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:

Leroy C. Richie and Julia T. Richie, Husband and Wife,
575 Shirley, Birmingham, Michigan 48009

"Grantee" is:

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

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

Part of the East one-half (1/2) of the Northeast one-quarter (1/4), Section 35, Town 2 North, Range 10 East, Assessor's Replat of Coryell Park, Southerly part of Block 32 measuring 118.6 feet on Southwesterly lot line and 95.73 feet on Northeasterly lot line, as recorded in Liber 49, Page 39 of Plats, Oakland County Records. Sidwell No. 19-35-227-013.

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

As shown on the attached Right-of-Way drawing No. R9311738-01, dated 11/04/93. REG/DEEDS PAID 0001 FEB.01 '94 01:39PM 1993 MISC 5.00
The Right-of-Way is Six (6) 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. 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. 435490

Witnesses:(type or print name below signature)

James D. McDonald
JAMES D. McDONALD

Dennis L. Brewster
DENNIS L. BREWSTER

Grantor:(type or print name below signature)

Leroy C. Richie
Leroy C. Richie

Julia T. Richie
Julia T. Richie

O.K. - LM

Acknowledged before me in OAKLAND County, Michigan, on 11-16, 1993 by Leroy C. Richie and Julia T. Richie, Husband and Wife.

JAMES D. McDONALD
Notary Public, Oakland County, MI
Notary's Stamp My Commission Expires April 24, 2005
(Notary's name, county and date commission expires)

Notary's Signature James D. McDonald

OWNERS

LIBER 19404 PG 740

LORENZ & JULIA ZICHNE
 MAILING ADDRESS:
 1900 W LINCOLN
 BIRMINGHAM MI 48009
 # LOAA-3502

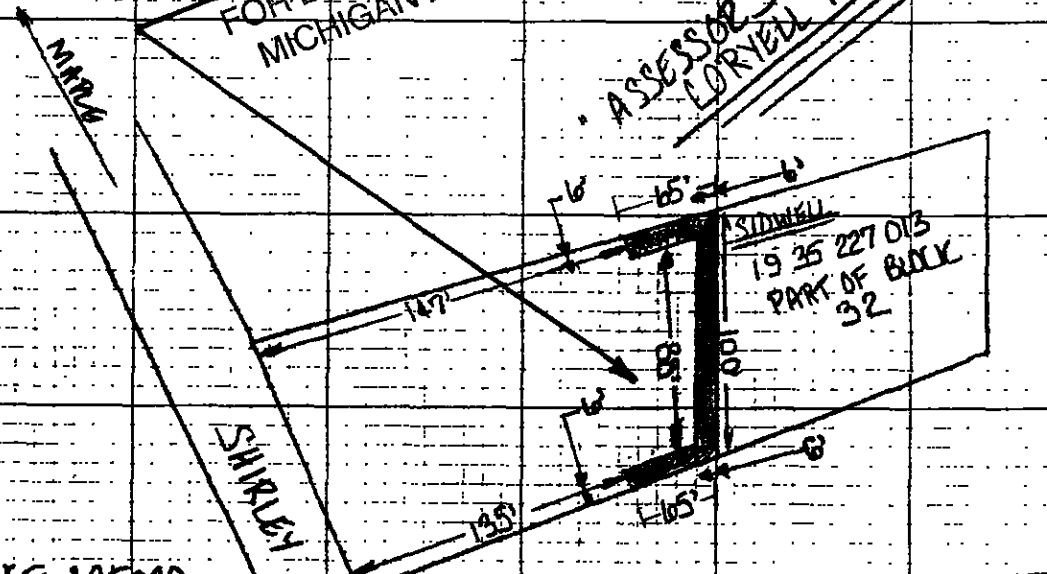
NEEDED: EASEMENT FOR
 UNDERGROUND SECONDARY
 TO REPLACE EXIST OVERHEAD
 SECONDARY.

SIDWELL # 19 35 227 013
 LIBER 49 PAGE 39
 PART OF BLOCK 32
 575 SHIRLEY

6 FT. PRIVATE EASEMENT
 FOR DETROIT EDISON COMPANY,
 MICHIGAN BELL TELEPHONE &

ASSESSOR'S REPLAT OF
 "LORVEL PARK" OF

MIRAGE



RECORDED RIGHT OF WAY NO. 45549a

JANET WEE MEMO

MBT-09311738-01
 ATT: TINA CROWLEY
 456-0833

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R-W SECURED AS INDICATED ON THIS MAP	PERMITS TO: RECORD CENTER _____ R W FILES _____ _____ SIGNATOR _____ TOTAL _____
BY _____ DATE _____ DATE WANTED _____ DISTRICT FIELDMAN _____	

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 BIRMINGHAM	COUNTY OAKLAND	CTR. & TWP. SECT. NO. 612 NE 14 35	DEPT. ORDER NO.	
MAP SECT.	TOWN 2N	RANGE 10E	JOINT R/W REQUIRED YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	
PROJECT NAME TEL ENGR & DIST.	10M CROWLEY		PROJ. OR PART NO. 09311738-01R	
CIRCUIT	456-0833		O.F.W. S.O. OR P.E. NO.	
REASON EASEMENT FOR U.G. SECONDARY	PLANNER FLEMING- A3607			BUDGET ITEM NO.
	SCALE N.T.S		DATE 11-4-93	