

**UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R 9307301-01**

On Aug. 23, 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:**

Donald E. Petersen and Jo Anne Petersen, Husband and Wife, 703 Lone Pine Hill, Bloomfield Hills, Michigan 48304

**"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

Booth Communications of Birmingham, a Michigan corporation, P.O.Box 647, Birmingham, Michigan 48012

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

See attached Appendix "A".

B#92 REG/DEEDS PAID

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

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See attached Appendix "B". The Right-of-Way is Ten (10) feet in width.

6669 MISC 11.00

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. 45351

**Witnesses:**(type or print name below signature)

Lee Ann Flynn  
LEE ANN FLYNN

Omer V. Racine  
OMER V. TRACINE -

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

Donald E. Petersen  
Donald E. Petersen

Jo Anne Petersen  
Jo Anne Petersen

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6669 RMT FEE 2.00

Acknowledged before me in Oakland County, Michigan, on August 23, 1993 by Donald E. Petersen and Jo Anne Petersen, Husband and Wife.

ANN L. DUTTON, NOTARY PUBLIC  
OAKLAND COUNTY, STATE OF MICHIGAN

Notary's Stamp MY COMMISSION EXPIRES 5-07-95  
(Notary's name, county and date commission expires)

Notary's Signature Ann L. Dutton

Prepared by and Return to: Omer V. Racine, 30400 Telegraph Road, Suite 210, Birmingham, Michigan 48025/kad

O.K. — LM <sup>As</sup> Per Det Edison