

UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R 9205243-10

On July 14th, 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:

Robert M. Church, trustee, Robert M. Church Revocable Living Trust dated 6-7-91, 245 S. Marais, Clawson, Michigan 49017

"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 Birmingham, Oakland County, Michigan, described as:

East Maple Gardens, lot 33, as recorded in Liber 31, Page 15 of Plats, O.C.R. Part of the E 1/2 of SE 1/4, Sec 30, T2N, R11E. Sidwell No. 20-30-478-016

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

The north ten (10) ft of Grantor's land.

- 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 heirs, assigns, licensees, licensees and assigns.

RECORDED RIGHT OF WAY NO. 45135

Witnesses:(type or print name below signature)

Timothy Conelyea
Timothy Conelyea

Daisy Corcoran
Daisy Corcoran

Grantor:(type or print name below signature)

Robert M. Church Revocable Living Trust

Robert M. Church, Trustee
Robert M. Church, Trustee

REG/DEEDS PAID
0001 OCT.07'93 08:41AM
4669 MISC 7.00

B#92 REG/DEEDS PAID
0001 OCT.07'93 08:41AM
4669 RMT FEE 2.00

Acknowledged before me in Oakland County, Michigan, on July 14, 1993 by Robert M. Church, Trustee, Robert M. Church Revocable Living Trust dated 6-7-91.

SANDRA J. MINELLI
Notary Public, Macomb County, Michigan
Acting in Oakland County, Michigan
Notary's Stamp My Commission Expires 7-9-95
(Notary's name, county and date commission expires)

Notary's Signature Sandra J. Minelli

Prepared by and Return to: James D. McDonald, 30400 Telegraph Road, Room 210, Bingham Farms, Michigan 48025/caa

OK - G.K.

KNOW ALL MEN BY THESE PRESENTS: That Garrett Van Horn and Firoza Van Horn, his wife,
a/k/a Firoza B. Van Horn
whose address is 500 Friendly, Pontiac, MI 48341 91 156720

Quit Claim
~~Garrett Van Horn~~ to Robert M. Church, trustee under that certain Robert M. Church
Revocable Living Trust Agreement dated June 7, 1991,
whose address is 245 S. Marias, Clawson, MI 48017

the following described premises situated in the City of Birmingham
County of Oakland and State of Michigan, to-wit:

Lots 32 and 33, East Maple Gardens, as recorded in Liber 31, page 15
of plats, OCR.

Commonly known as: VACANT LAND
Tax Parcel ID: 20-30-478-015 (Lot 32)
20-30-478-016 (Lot 33)

3/10/5

B#92 REG/DEEDS PAID
0001 SEP.23'91 10:07AM
1603 DEEDS 7.00
B#92 REG/DEEDS PAID
0001 SEP.23'91 10:07AM
1603 RNT FEE 2.00

for the full consideration of Thirty Six Thousand (\$36,000) Dollars
~~XXXXXXXXXX~~

B#92 REG/DEEDS PAID
0001 SEP.23'91 10:07AM
1603 TRNSF TX 39.60

Dated this 13th day of September 19 91

Witnesses:

[Handwritten signatures of witnesses]
John GAVYESI

Signed and Sealed:

[Handwritten signature of Garrett D. Van Horn] (L.S.)
[Handwritten signature of Firoza B. Van Horn] (L.S.)
FIROZA B. VAN HORN
a/k/a Firoza Van Horn (L.S.)

STATE OF MICHIGAN }
COUNTY OF OAKLAND }

The foregoing instrument was acknowledged before me this
by GARRETT D. VAN HORN & FIROZA VAN HORN, wife

13th day of September 19 91
[Handwritten signature of Notary Public]
Nancy M. Robinson
Notary Public Oakland County, Michigan
1729 Crooks Rd., Suite 103
Address Royal Oak, MI 48067

My commission expires
9-28-91

Instrument Michael D. McCulloch
Drafted by

RECORDING RIGHT OF WAY NO.

45134 + 45135

100
2nd fl
13960
[Handwritten initials]

ALDWIN

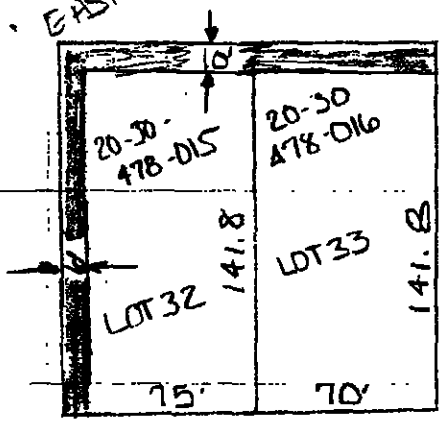
NEEDED: 10' EASTMENT STARTING AT THE NORTH PL & EXTENDING FROM THE WEST PL OF LOT 32 TO THE EAST PL OF LOT 33.

6' EASEMENT STARTING AT THE WEST PL - EXTENDING FROM THE NORTH PL TO THE SOUTH PL.

OWNER

ROBERT M CHURCH
#541-3894

EAST MAPLE GARDENS



COOLIDGE

JOINT USE MEMO

CATV - J9205243-10
MBT - J9205243-20

MAPLE RD

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH	BY	J. M. [Signature]		
	DATE	7-26-93	DATE WANTED	7-26-93
PERMITS TO:	RECORD CENTER	2	1	2
	R/W FILES	2	3	2
	MBT & CABLE			
	ORIGINATOR			
	TOTAL			

RECORDED RIGHT OF WAY NO.

451344
45135

LEGEND 	THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT		
	CITY OR TOWNSHIP	COUNTY	QTR. & TWP. SECT. NO
	BIRMINGHAM	DAKLAND	
	MAP SECT.	TOWN	RANGE
	307 384		
	PROJECT NAME	JEL ENGR & DIST	JOINT R/W REQUIRED
		TOM CROWLEY	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
CIRCUIT		R/W NO.	
1675 DUDLY		R9205243-10R	
REASON		PROJ. OR PART NO.	
U.G. EASEMENTS			
PLANNER	SCALE	DATE	
JENNIFER BOYES - 645-4367		10/16/93	