

**OVERHEAD AND UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9403550-01**

On June 25<sup>th</sup>, 1994, 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"

\$ 7.00 MISCELLANEOUS RECORDING  
\$ 2.00 REMONUMENTATION  
2 NOV 94 1:18 P.M. RECEIPT# 139B  
PAID RECORDED - OAKLAND COUNTY  
LYNN D. ALLEN, CLERK/REGISTER OF DEEDS

**"Grantor" is:**

Stefan Kovacs, a Single Man,  
119 Regents, Troy, Michigan 48084,

**"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  
United Cable Television of Oakland County, Ltd., a Michigan Corporation, 4500 Delemere Boulevard, Royal Oak, Michigan 48073

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

Part of the West one-half (1/2) of Southwest one-quarter (1/4), Section 27, Town 2 North, Range 11 East, Addison Heights Subdivision, Lot 350 and ~~Westerly 22 feet~~ of Lot 349, as recorded in Liber 33, Page 28 of Plats, Oakland County Records. Sidwell No. 20-27-308-021 33028

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

The South Eight (8) feet of Grantor's land.

- 1. Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain overhead and 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 LIBER 15074 PG 743

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

Gary Abitheira  
Gary Abitheira

Brenda A. Abitheira  
Brenda A. Abitheira

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

Stefan Kovacs  
Stefan Kovacs

Acknowledged before me in Wayne County, Michigan, on June 25, 1994 by Stefan Kovacs, a Single Man.

**Notary's Stamp:** RAMONA RAMIREZ  
NOTARY PUBLIC - WAYNE COUNTY, MICHIGAN  
EXPIRES 5-23-95

(Notary's name, county and date commission expires)

**Notary's Signature:** Ramona Ramirez  
RAMONA RAMIREZ

Prepared by and Return to: James D. McDonald, 30400 Telegraph Road, Suite 210, Birmingham, Michigan 48025/kad

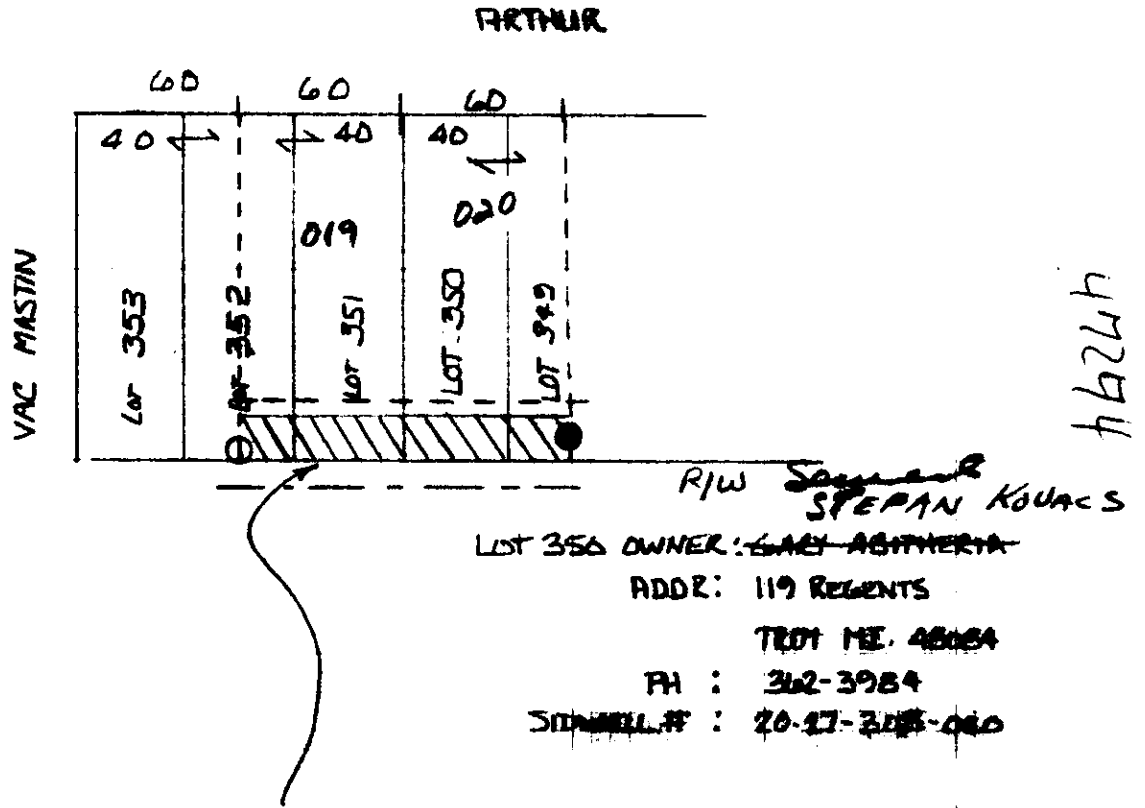
EXPIRES 5-23-95  
WAYNE COUNTY

**O.K. - J.S.**

720  
ZUC

*R/W Secured*

LOT 351 OWNER: KEVIN & NANCY MOVILUS  
 ADDR: 120 ARTHUR  
 TROY, MI 48063  
 PH: 644-0500  
 SIDWELL #: 20-270-308-019



*R/W Secured*  
 LOT 350 OWNER: ~~GARY ABITHERTA~~  
 ADDR: 119 REGENTS  
 TROY MI, 48064  
 PH: 362-3984  
 SIDWELL #: 20-17-308-040

ACQUIRE 8' x 120' RECORDED EASEMENT  
 FOR DECO, AMERITECH, & CATV.

FUT. DT USE MEMO #'S 0-9403550-01 ANLR  
 0-9403550-02 MTV.

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 <b>TROY</b>	COUNTY <b>OAKLAND</b>	QTR. & TWP. SECT. NO.	DEPT. ORDER NO. <b>A-62003</b>
MAP SECT. <b>1-319-384</b>	TOWN	RANGE	R/W NO. <b>R-9403550-01R</b>
PROJECT NAME <b>ABITHERTA BLDG.</b>	TEL. ENGR' & DIST.		PROJ. OR PART NO.
CIRCUIT <b>DC 9014 APACHE</b>			O.F.W. SO. OR PE NO.
REASON <b>NEW SER. TO 132 ARTHUR</b>			BUDGET ITEM NO. <b>46N0F-KAH</b>
PLANNER <b>TASSEN</b>	SCALE <b>N.T.S.</b>		DATE <b>5-13-94</b>