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RIGHT OF WAY FILE #

R 4 5 6 4 1

GRANTOR NAME

[Empty grid for Grantor Name]

[Empty grid for Grantor Name]

STREET ADDRESS

[Empty grid for Street Address]

[Empty grid for Street Address]

CITY/TOWN

[Empty grid for City/Town]

ZIP CODE

[Empty grid for Zip Code]

EASEMENT DESCRIPTION

6

AGREEMENT DATE

[Empty grid for Agreement Date]

AGREEMENT TYPE

[Empty grid for Agreement Type]

LIBER #

[Empty grid for Liber #]

PAGE #

[Empty grid for Page #]

DRAWING RW #

[Empty grid for Drawing RW #]

PVT CL#

[Empty grid for PVT CL#]

SECTION

[Empty grid for Section]

QUARTER SECTION 3

[Empty grid for Quarter Section 3]

QUARTER SECTION 2

[Empty grid for Quarter Section 2]

QUARTER SECTION 1

[Empty grid for Quarter Section 1]

TOWNSHIP

[Empty grid for Township]

COUNTY

[Empty grid for County]

RTE OF LINE

[Empty grid for RTE of Line]

TOWNSHIP RANGE

[Empty grid for Township Range]

DIVISION CODE

A D M O T W

SUBDIVISION NAME

[Empty grid for Subdivision Name]

OUT LOT

[Empty grid for Out Lot]

EAST OF

[Empty grid for East of]

BLOCK #1

[Empty grid for Block #1]

WEST OF

[Empty grid for West of]

LOT #1

[Empty grid for Lot #1]

NORTH OF

[Empty grid for North of]

BLOCK #2

[Empty grid for Block #2]

SOUTH OF

[Empty grid for South of]

LOT #2

[Empty grid for Lot #2]

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UNDERGROUND EASEMENT (RIGHT OF WAY) NO. 9104094-10

On 9-8, 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:

Patrick A. Elwell and Paula Elwell, Husband and Wife, 3315 Auburn Road, Auburn Hills, Michigan 48326

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226

"Grantor's Land" is in Auburn Hills City, Oakland County, Michigan described as:

SEE ATTACHED APPENDIX "A" - SIDWELL NO: 14-25-379(006)008

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

SEE ATTACHED APPENDIX "A" - The right of way is six (6) and ten (10) 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. 452641

Witnesses:(type or print name below signature)

Daniel M. Cassidy
DANIEL M. CASSIDY

Evan Pratt
EVAN PRATT

Grantor:(type or print name below signature)

Patrick A. Elwell
Patrick A. Elwell

Paula Elwell
Paula Elwell

Acknowledged before me in OAKLAND County, Michigan, on 9-8, 1993 by Patrick A. Elwell and Paula Elwell, Husband and Wife.

B#92 REG/DEEDS PAID
0001 JAN.12'94 12:15PM
8971 MISC 13.00

Notary's Stamp JAMES D. McDONALD
Notary Public, Oakland County, MI
My Commission Expires April 24, 1995
(Notary's name, county and date commission expires)

Notary's Signature *James D. McDonald*

Prepared by and Return to: James D. McDonald, 30400 Telegraph Road, Suite 222, Birmingham, Michigan 48025/avm.

B#92 REG/DEEDS PAID
0001 JAN.12'94 12:15PM
8971 RMT FEE 2.00

O.K. - TS

12/18/93
DMC

RECEIVED



Terry L. Benedict

RETURN TO:
TERRY L. BENEDICT
THE DETROIT EDISON COMPANY
1970 ORCHARD LAKE ROAD
SYLVAN LAKE, MI 48320

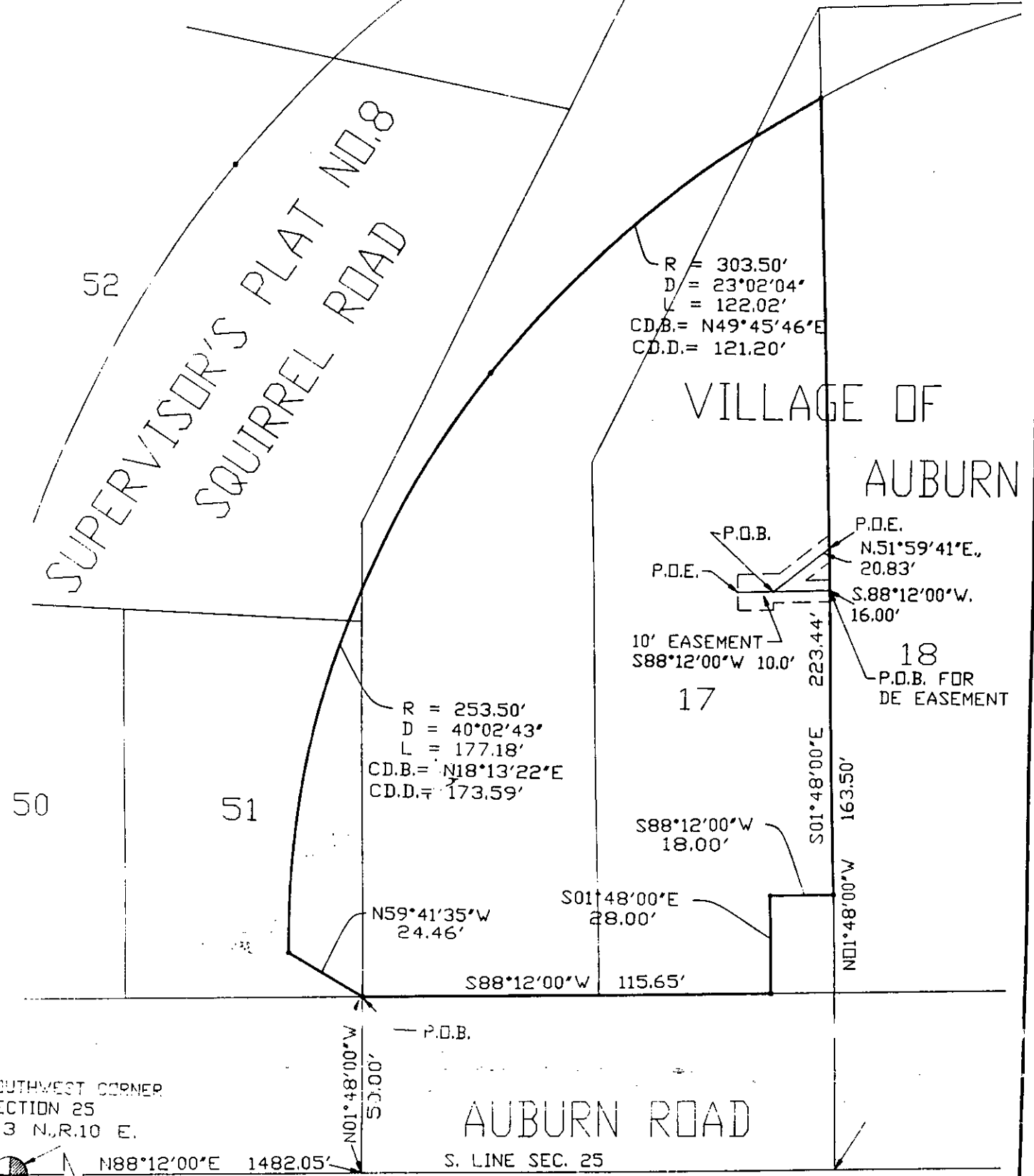
APPENDIX "A"

EASEMENT SKETCH LIBER 14339 PG 165

N



SCALE 1" = 40'



RECORDED RIGHT OF WAY NO. 457241

SOUTHWEST CORNER
SECTION 25
T.3 N., R.10 E.

AUBURN ROAD

S. LINE SEC. 25
N88°12'00"E 1482.05'
RETURN TO: N88°12'00"E 1615.70'

TEBRY L. BENEDICT

THE BENTON ENGINEERING COMPANY
10000 W. LUTHER ROAD
LANSING, MICHIGAN 48203

SQUIRREL ROAD

ORCHARD, HILTZ & McCLIMENT, INC.



CONSULTING ENGINEERS
34935 SCHOOLCRAFT ROAD
LIVONIA, MICHIGAN 48150
(313) 522-8711
(FAX) 522-6427

CLIENT: CITY OF AUBURN HILLS

F.B.
DATE: 08-08-92
DRAWN BY: MSH
DRAWING: LOT17

SHEET
1 OF 3

JOB NO.
120-90-196

011000112

**RETURN TO:
TERRY L. BENEDICT
THE DETROIT EDISON COMPANY
1970 ORCHARD LAKE ROAD
SYLVAN LAKE, MI 48320**

APPENDIX "A"

EASEMENT DESCRIPTION
LIBER 14339 PG 166

PARCEL DESCRIPTION:

A PARCEL OF LAND BEING A PART OF LOT 17 AND VACATED SQUIRREL ROAD OF THE "PLAT OF THE VILLAGE OF AUBURN" AS RECORDED IN LIBER 3, PAGE 11, OF PLATS, OAKLAND COUNTY RECORDS, OAKLAND COUNTY, MICHIGAN ALL LOCATED IN THE SOUTHWEST 1/4 OF SECTION 25, T.3 N., R.10 E., CITY OF AUBURN HILLS, OAKLAND COUNTY, MICHIGAN DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 25, T.3 N., R.10 E., CITY OF AUBURN HILLS, OAKLAND COUNTY, MICHIGAN AND PROCEEDING THENCE N.88°12'00"E., 1482.05 FEET ALONG THE SOUTH SIDE OF SAID SECTION (SAID LINE ALSO BEING THE CENTERLINE OF AUBURN ROAD) AND N.1°48'00"W., 50.00 FEET TO THE POINT OF BEGINNING, PROCEEDING THENCE ALONG THE EASTERLY RIGHT-OF-WAY OF SQUIRREL ROAD (VARIABLE WIDTH) N.59°41'35"W., 24.46 FEET; THENCE 177.18 FEET ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 253.50 FEET PASSING THROUGH A CENTRAL ANGLE OF 40°02'43" WITH A LONG CHORD BEARING N.18°13'22"E., 173.59 FEET; THENCE 122.02 FEET ALONG OF A COMPOUND CURVE TO THE RIGHT HAVING A RADIUS OF 303.50 FEET PASSING THROUGH A CENTRAL ANGLE OF 23°02'04" WITH A LONG CHORD BEARING N.49°45'46"E., 121.20 FEET TO THE EAST LINE OF LOT 17 OF THE "PLAT OF THE VILLAGE OF AUBURN"; THENCE ALONG SAID EAST LINE S.1°48'00"E., 223.44 FEET; THENCE S88°12'00"W., 18.00 FEET; THENCE S.1°48'00"E., 28.00 FEET TO THE NORTH RIGHT-OF-WAY OF AUBURN ROAD (100' WIDE); THENCE ALONG SAID RIGHT-OF-WAY S.88°12'00"W., 115.65 FEET TO THE POINT OG BEGINNING AND 27,554 SQUARE FEET OR 0.633 ACRES OF LAND MORE OR LESS

PARCEL IS SUBJECT TO THE EASEMENT OF THE VACATED SQUIRREL ROAD AND ALL OTHER EASEMENTS AND RESTRICTIONS OF RECORD.

DETROIT EDISON EASEMENT DESCRIPTION:

A SIX FOOT WIDE EASEMENT FOR THE CONSTRUCTION AND MAINTENANCE OF DETROIT EDISON FACILITIES OVER, UNDER, AND ACROSS A PARCEL OF LAND IN THE CITY OF AUBURN HILLS.

SAID PARCEL BEING PART OF LOT 17 OF THE "PLAT OF THE VILLAGE OF AUBURN" AS RECORDED IN LIBER 3, PAGE 11 OF PLATS, OAKLAND COUNTY RECORDS, OAKLAND COUNTY, MICHIGAN, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 25, T.3 N., R.10 E., CITY OF AUBURN HILLS, OAKLAND COUNTY, MICHIGAN. THE CENTERLINE IS DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 25, T.3 N., R.10 E., CITY OF AUBURN HILLS, OAKLAND COUNTY, MICHIGAN AND PROCEEDING THENCE N.88°12'00"E., 1615.70 FEET AND N.1°48'00"W., 163.50 FEET TO THE POINT OF BEGINNING; PROCEEDING THENCE S.88°12'00"W., 16.00 FEET; THENCE N.51°59'41"E., 20.83 FEET TO THE POINT OF ENDING.

RETURN TO:
TERRY J. BENEDICT
THE DETROIT EDISON COMPANY
3400 RICHARD LAKE ROAD
LIVONIA, MI 48150

SQUIRREL ROAD

CLIENT: CITY OF AUBURN HILLS

ORCHARD, HILTZ & McCLIMENT, INC.



CONSULTING ENGINEERS
34935 SCHOOLCRAFT ROAD
LIVONIA, MICHIGAN 48150
(313) 522-6711
(FAX) 522-6427

F.B.	SHEET	JOB NO.
DATE: 08-08-82 DRAWN BY: MSH DRAWING: DESC17	2 OF 3	120-90-196

RECORDED RIGHT OF WAY NO. 45241

309 11/21/71

**RETURN TO:
TERRY L. BENEDICT
THE DETROIT EDISON COMPANY
1970 ORCHARD LAKE ROAD
SYLVAN LAKE, MI 4832J**

APPENDIX "A"

EASEMENT DESCRIPTION

LIBER 14339 PG 167

DETROIT EDISON EASEMENT DESCRIPTION:

A TEN FOOT WIDE EASEMENT FOR THE CONSTRUCTION AND MAINTENANCE OF DETROIT EDISON FACILITIES OVER, UNDER, AND ACROSS A PARCEL OF LAND IN THE CITY OF AUBURN HILLS.

SAID PARCEL BEING PART OF LOT 17 OF THE "PLAT OF THE VILLAGE OF AUBURN" AS RECORDED IN LIBER 3, PAGE 11 OF PLATS, OAKLAND COUNTY RECORDS, OAKLAND COUNTY, MICHIGAN, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 25, T.3 N., R.10 E., CITY OF AUBURN HILLS, OAKLAND COUNTY, MICHIGAN. THE CENTERLINE IS DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 25, T.3 N., R.10 E., CITY OF AUBURN HILLS, OAKLAND COUNTY, MICHIGAN AND PROCEEDING THENCE N.88°12'00"E., 1615.70 FEET AND N.1°48'00"W., 163.50 AND S.88°12'00"W., 16.00 FEET TO THE POINT OF BEGINNING; PROCEEDING THENCE S.88°12'00"W., 10.00 FEET TO THE POINT OF ENDING.

RECORDED RIGHT OF WAY NO. 45241

RETURN TO
TERRY J. BENEDICT
THE DETROIT EDISON COMPANY
14339 PG 167
LIBER 14339

SQUIRREL ROAD

ORCHARD, HILTZ & McCLIMENT, INC.

CONSULTING ENGINEERS



34935 SCHOOLCRAFT ROAD
LIVONIA, MICHIGAN 48150
(313) 522-6711
(FAX) 522-6427

CLIENT: CITY OF AUBURN HILLS

F.B.
DATE: 08-08-92
DRAWN BY: MSH
DRAWING: DESC17

SHEET
3 OF 3

JOB NO.
120-90-196

1980-1981

**RETURN TO:
TERRY L. BENEDICT
THE DETROIT EDISON COMPANY
1970 ORCHARD LAKE ROAD
SYLVAN LAKE, MI 48320**