

Detroit Edison

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OVERHEAD EASEMENT (RIGHT OF WAY) NO. R-9409058-01R

On April 24, 1995, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

Letica Development, Inc., a Michigan corporation, 1700 West Hamlin Road, Rochester, Michigan 48309

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
Ameritech Corporation, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226
Comcast Cable, a Delaware corporation, 6808 19 1/2 Mile Road, Sterling Heights, Michigan 48314
TCI Cablevision, a Michigan corporation, 4500 Delemere Blvd., Royal Oak, Michigan 48073

"Grantor's Land" is in City of Rochester, Oakland County, described as:

Legal Description on the back of this document.

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

A thirty (30) foot wide easement as shown on attached sketch: R-9409058-01R.

- Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain overhead utility line facilities consisting of poles, guys, anchors, wires, cables, transformers and accessories.
- Access:** Grantee has the right of access to and from the Right of Way Area.
- 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.
- Trees, Bushes, Branches, of Roots:** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches or roots in the Right of Way Area (or that could grow into the Right of Way Area) that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities.
- Restoration:** If Grantee's employee's 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.
- Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successor's lessees, licensees and assigns.

Witnesses:(type or print name below signature)

Grantor:(type or print name below signature)

Joann Paglia
Joann Paglia

Lynn Gura
Lynn Gura

Letica Development, Inc., a Michigan corporation

Ilija Letica
Ilija Letica, President

Acknowledged before me in Oakland County, Michigan, on April 24, 1995 by Ilija Letica the President of Letica Development, Inc., a Michigan corporation.

Notary's Stamp PATRICIA L. MCKINNON Notary Public, Macomb County, MI
My Commission Expires Oct. 29, 1997 Notary's Signature Patricia L. McKinnon
(Notary's name, county and date commission expires)

Prepared by and Return to: Susan Putrycus, 6301 23 Mile Road, Shelby Township, MI 48316

RECORDED RIGHT OF WAY NO. 47042

\$ 11.00 MISCELLANEOUS RECORDING
\$ 11.00 MISCELLANEOUS RECORDING
\$ 2.00 REMONUMENTATION
20 JUL 95 3:08 P.M. RECEIPT# 2528
PAID RECORDED - OAKLAND COUNTY
LYNN D. ALLEN, CLERK/REGISTER OF DEEDS

11.00
+ 2.00

O.K. -S.R.

LEGAL DESCRIPTION

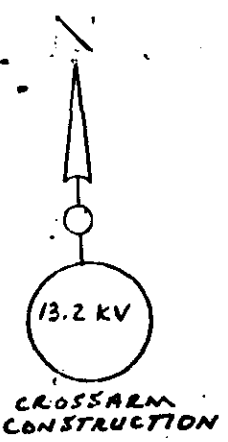
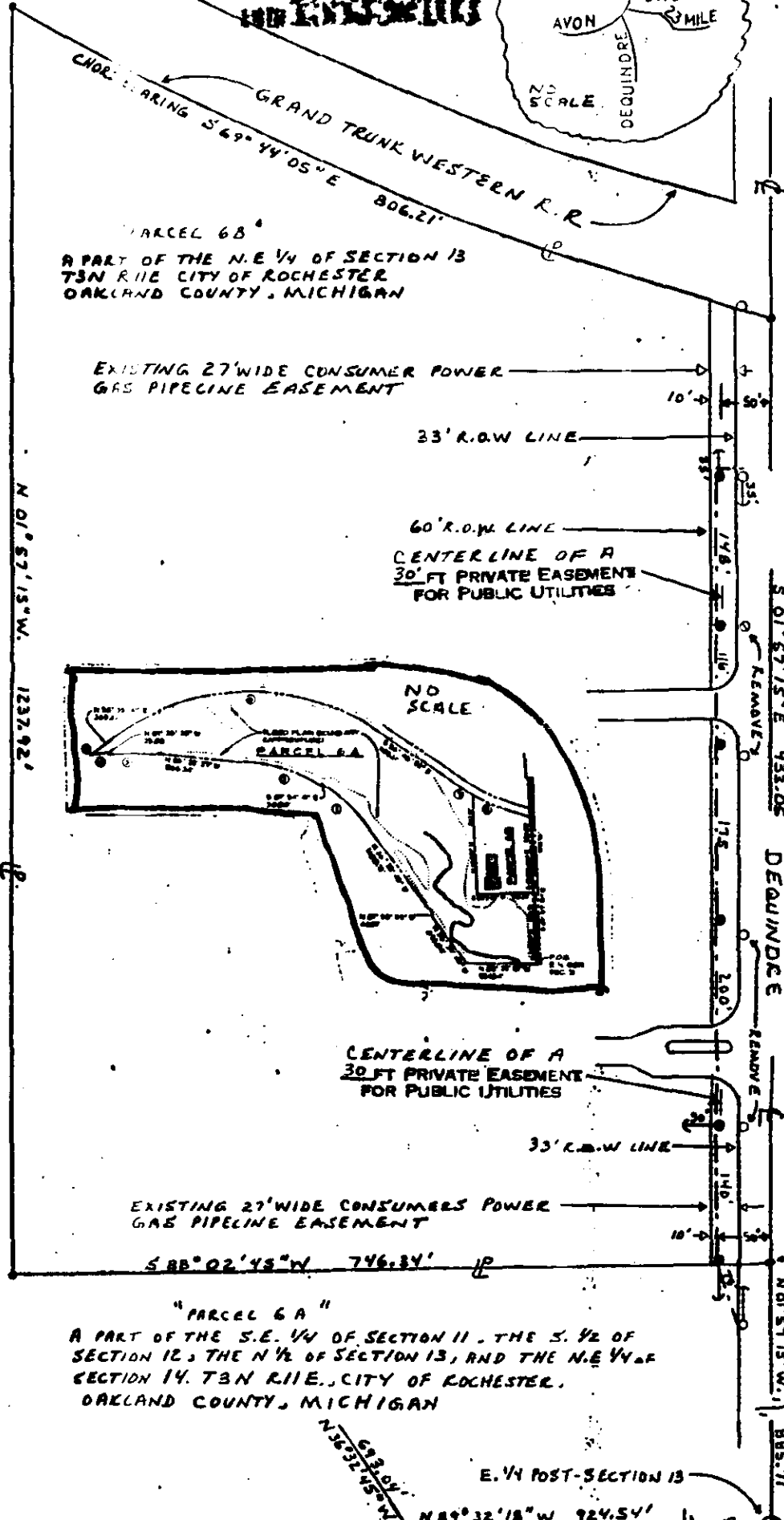
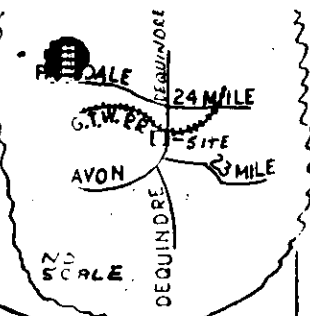
A PART OF THE SOUTHEAST 1/4 OF SECTION 11, THE SOUTH 1/2 OF SECTION 12, THE NORTH 1/2 OF SECTION 13, AND THE NORTHEAST 1/4 OF SECTION 14, T-3-N., R-11-E., CITY OF ROCHESTER, OAKLAND COUNTY, MICHIGAN BEING DESCRIBED AS: BEGINNING AT THE EAST 1/4 CORNER OF SECTION 13; THENCE N. 89° 32' 18" W., 924.54 FEET ALONG THE EAST/WEST 1/4 LINE OF SECTION 13 TO A POINT ON THE NORTHERLY LINE OF THE PENN CENTRAL RAILROAD RIGHT-OF-WAY, SAID LINE BEING ALSO THE SOUTHERLY LINE OF THE CITY OF ROCHESTER; THENCE ALONG SAID LINE ALONG THE FOLLOWING TEN COURSES: (1) N. 36° 32' 45" W., 693.04 FEET, AND (2) N. 01° 55' 59" W., 44.01 FEET, AND (3) N. 36° 32' 45" W., 1,400.72 FEET, AND (4) ALONG A CURVE TO THE LEFT 733.15 FEET, SAID CURVE HAVING A RADIUS OF 1,905.00 FEET, CENTRAL ANGLE OF 22° 03' 02" , AND A LONG CHORD BEARING OF N. 47° 34' 16" W., 728.63 FEET, AND (5) S. 01° 54' 41" E., 30.00 FEET, AND (6) ALONG A CURVE TO THE LEFT 900.58 FEET, SAID CURVE HAVING A RADIUS OF 1,880.00 FEET, CENTRAL ANGLE OF 27° 26' 47" AND A LONG CHORD BEARING OF N. 71° 49' 03" W., 891.99 FEET, AND (7) N. 85° 32' 27" W., 1,266.34 FEET, AND (8) ALONG A CURVE TO THE LEFT 537.85 FEET, SAID CURVE HAVING A RADIUS OF 2,889.94 FEET, CENTRAL ANGLE OF 10° 39' 48" AND A LONG CHORD BEARING OF S. 89° 07' 39" W., 537.07 FEET, AND (9) N. 01° 36' 38" W., 25.08 FEET, AND (10) ALONG A CURVE TO THE LEFT 241.73 FEET, SAID CURVE HAVING A RADIUS OF 2,914.94 FEET, CENTRAL ANGLE OF 04° 45' 05" AND A LONG CHORD BEARING OF S. 81° 27' 35" W., 241.66 FEET TO THE INTERSECTION OF SAID LINE WITH THE SOUTHERLY LINE OF THE GRAND TRUNK WESTERN RAILROAD; THENCE ALONG SAID LINE ALONG THE FOLLOWING FIVE COURSES: (1) ALONG A CURVE TO THE LEFT 79.50 FEET, SAID CURVE HAVING A RADIUS OF 2,924.93 FEET, CENTRAL ANGLE OF 01° 33' 26" AND A LONG CHORD BEARING OF N. 54° 22' 24" E., 79.49 FEET, AND (2) N. 53° 35' 41" E., 365.35 FEET, AND (3) ALONG A CURVE TO THE RIGHT 3,457.44 FEET, SAID CURVE HAVING A RADIUS OF 2,804.93 FEET, CENTRAL ANGLE OF 70° 37' 28" AND A LONG CHORD BEARING OF N. 88° 54' 24" E., 3,242.68 FEET, AND (4) S. 55° 46' 52" E., 1,105.21 FEET, AND (5) ALONG A CURVE TO THE LEFT 1,116.73 FEET, SAID CURVE HAVING A RADIUS OF 2,924.93 FEET, CENTRAL ANGLE OF 21° 52' 31" AND A LONG CHORD BEARING OF S. 66° 43' 07" E., 1,109.95 FEET TO A POINT ON THE EASTERLY LINE OF SECTION 13, SAID LINE BEING ALSO THE NOMINAL CENTERLINE OF DEQUINDRE ROAD; THENCE ALONG SAID LINE S. 01° 57' 15" E., 1,818.76 FEET TO THE POINT OF BEGINNING AND CONTAINING 146.86 ACRES.

15-13-276-005 SE 1/4 SEC. 11
 SE 1/4 & SW 1/4 SEC. 12
 NE 1/4 & NW 1/4 SEC. 13
 NE 1/4 SEC. 14
 15-13-276-006 NE 1/4 SEC. 13

} road

RECORDED JUL 20 1905
 INDEXED JUL 20 1905
 DETROIT EDISON CO.
 5000 PENNINGTON

NOTE: CUSTOMER TO CUT TREES (30' SWATH) FOR POLES & WIRES



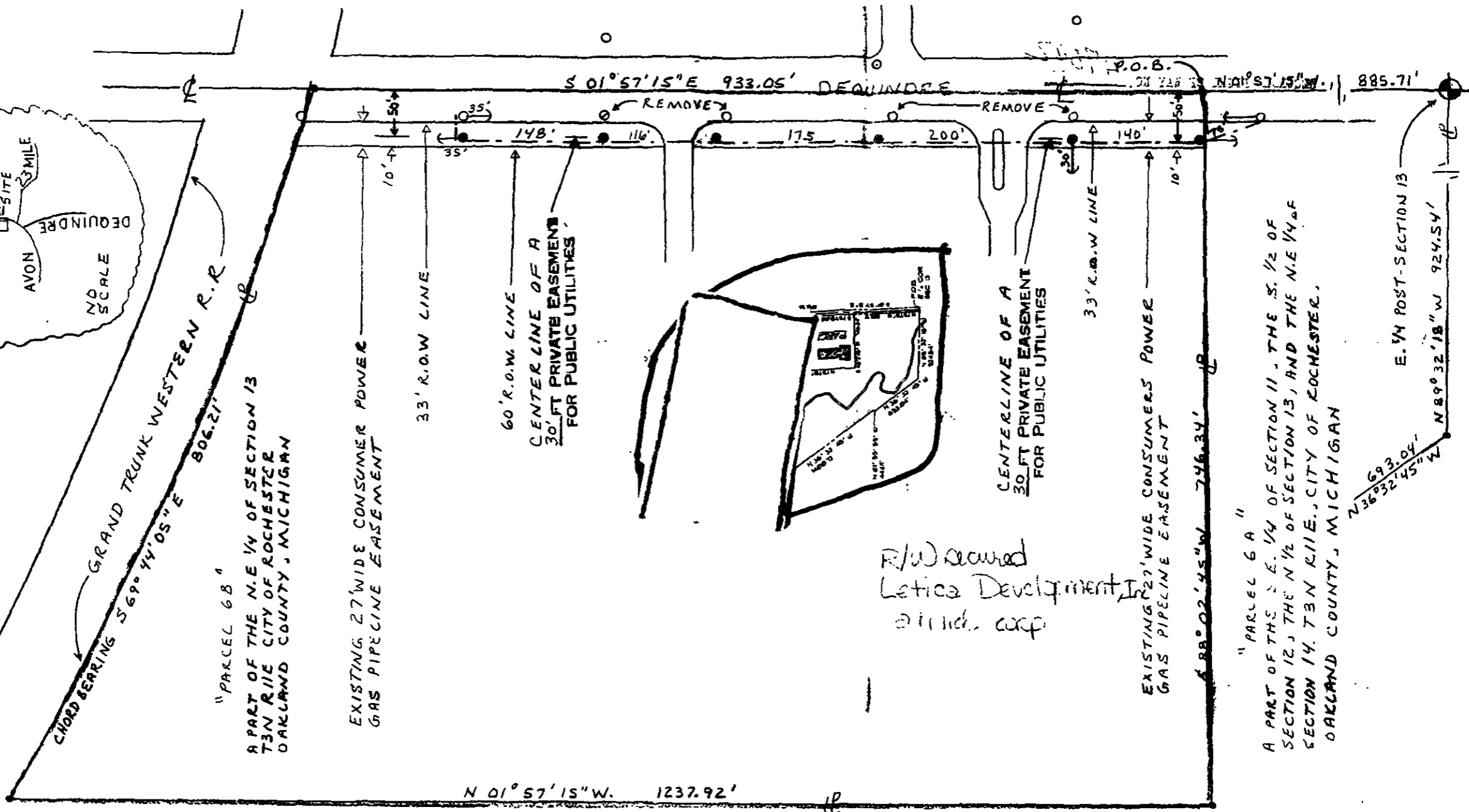
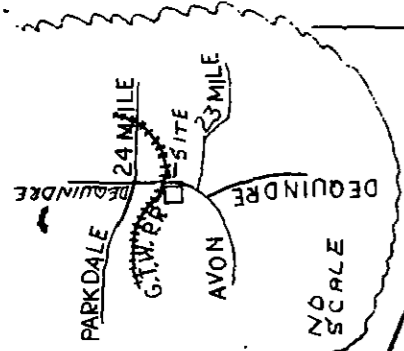
REPORT OF WORK REPORT FOR RECORD AS REQUESTED ON THIS SUBJECT	REMARKS TO:
DATE: 3-10-95	RECORD CENTER
BY: _____	AW: PLSB
DATE: _____	LIST: _____
BY: _____	ORGANIZATION: _____
DATE: _____	TITLE: _____

LEGEND	THE ENTIRETY ENGINE COMPANY - SERVICE PLANNING DEPARTMENT
○	PROPOSED POLE
●	EXISTING POLE
○	PROPOSED TOWER
○	EXISTING TOWER
○	PROPOSED EASEMENT
○	EXISTING EASEMENT
○	PROPOSED RIGHT OF WAY
○	EXISTING RIGHT OF WAY

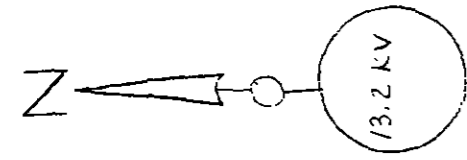
PROJECT NO. 9409058	DATE 2-28-95
PROJECT NAME: GRAND TRUNK WESTERN R.R.	PROJECT NO. 9409058
PROJECT LOCATION: T3N R11E, CITY OF ROCHESTER, OAKLAND COUNTY, MICHIGAN	PROJECT NO. 9409058
PROJECT DESCRIPTION: CROSSARM CONSTRUCTION	PROJECT NO. 9409058
PROJECT OWNER: GRAND TRUNK WESTERN R.R.	PROJECT NO. 9409058
PROJECT ENGINEER: _____	PROJECT NO. 9409058
PROJECT CHECKER: _____	PROJECT NO. 9409058
PROJECT APPROVER: _____	PROJECT NO. 9409058

RECORDED RIGHT OF WAY NO. 47042

"NOTE: CUSTOMER TO CUT TREES (30' SWATH) FOR POLES & WIRES"



R/W Secured
Letica Development, Inc.
a div. of corp.



CROSSARM CONSTRUCTION

RIGHTS-OF-WAY REPORT RW SECURED AS INDICATED ON THIS SKETCH.		PERMITS TO:	
BY _____	RECORD CENTER _____	RECORD CENTER _____	RAW FILES _____
DATE _____	DATE WANTED <u>3-10-95</u>	MBT _____	ORIGINATOR _____
SENIOR REPRESENTATIVE _____	TOTAL _____		

LEGEND	
○	FOREIGN POLE
○	EXIST. D.E. CO. POLE
●	PROPOSED POLE
○	EXIST. ANCHOR
○	PROPOSED ANCHOR
○	TREE
—	120/240 V LINE
—	8800 V LINE
—	17,200 V LINE
—	40,000 V LINE

THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT			
CITY OR TWP. <u>ROCHESTER</u>	COUNTY <u>DAKLAND</u>	QTR. & TWP. SECT. NO. <u>N.E. 1/4 SECT 13</u>	DEPT. ORDER NO. <u>R-9409058-01R</u>
MAP SECT. <u>1-331-430</u>	TOWN RANGE <u>11-331-432</u>	JOINT R/W REQUIRED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	R/W NO. _____
PROJECT NAME <u>LETICA CORP.</u>	TEL. ENG'R. & DIST. <u>JOANNE RUPERS-PONTIAC</u>	PROJ. OR PART NO. _____	
CIRCUIT <u>SPOKANE, 8820</u>	O.P.W. S.O. OR P.E. NO. _____		
REASON <u>RIGHT OF WAY/EASEMENT-S2585 DEQUINDRE</u>	BUDGET ITEM NO. _____		
PLANNER <u>D. HERTZ</u>	SCALE <u>1"=100'</u>	DATE <u>2-28-95</u>	

"PARCEL 6 B"
A PART OF THE S.E. 1/4 OF SECTION 11, THE S. 1/2 OF SECTION 12, THE N. 1/2 OF SECTION 13, AND THE N.E. 1/4 OF SECTION 14, T3N R11E., CITY OF ROCHESTER, OAKLAND COUNTY, MICHIGAN

9409059