

OVERHEAD AND UNDERGROUND EASEMENT (RIGHT OF WAY) NO. O-1405

On October 14, 1991, 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

"Grantor" is:

Martin M. Mlynarek and Anna Terese Mlynarek, 26222 Pembroke, Huntington Woods, Michigan 48070-1625

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226
Michigan Bell Telephone Company, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226
United Artists Cable of Oakland County, Inc., a Michigan corporation, 4500 Delemere Blvd., Royal Oak, Michigan 48073

"Grantor's Land" is in Royal Oak Township, Oakland County, Michigan described as:

Lot 507 Huntington Woods Subdivision of part of the NW 1/4, Section 21, T1N., R11E., Royal Oak Township, as recorded in Liber 016, page 034A-034G of plats, Oakland County Records. Sidwell No: 25-21-175-007

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

The easterly 6 (six) feet.

16034

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. *However, Grantee recognizes that Grantor's garage may currently*
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. *After October 14, 1991,*
5. Trees, Bushes, Branches, Roots, Structures and Fences: *reasonably - after notifying Grantor,* 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, after October 14, 1991, that are*
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.

infringe upon the Right of Way, and Grantee expressly excepts that portion of the Right of Way from the prohibition of this paragraph 3.

after notifying Grantor,

RECORDED RIGHT OF WAY NO. 44017

Witnesses:

DAVID B. LEE

CYNTHIA R. LEE

8892 REG/DEEDS PAID
0001 JAN 31 1992 11:55AM
7422 MISC 7.00

Martin M. Mlynarek
Martin M. Mlynarek

Anna Terese Mlynarek
Anna Terese Mlynarek, HUSBAND & WIFE

Acknowledged before me in Oakland County, Michigan, on October 14, 1991

by MARTIN M. MLYNAREK AND ANNA TERESE MLYNAREK, HUSBAND AND WIFE.

Notary's Stamp RON T. WHITE, JR.
Notary Public, Wayne County, MI
My Commission Expires July 24, 1995
(Notary in OAKLAND COUNTY)

Ron White, Jr.
Notary's Signature

7.00
2.00 RMT

Prepared by and Return to:
Annie P. Grimmett, 30400 Telegraph Rd., Suite 277, Birmingham, MI 48025

O.K. - LM

Holding

RIGHT OF WAY APPLICATION

DATE ISSUED	8-21-91	R/W NO.	0-1405
DATE WANTED	9-9-91	PHONE	X-4136
SERVICE PLANNER	G.A. WITALLEC		

PROJECT NAME	—		
TOWNSHIP/CITY	HUNTINGTON WOODS 48070		
ADDRESS	26222 PEMBROKE		
CROSS STREET	CONCORD	SECTION	21
SIDWELL NO.	25-121-176-007	QUARTER	E 1/2 NW 1/4

TYPE OF PROJECT

OVERHEAD

UNDERGROUND

ACREAGE		LOTS (1)	X
COMMERCIAL BLDG		*SUB	
*SITE CONDO		*APT COMPLEX	
*MOBILE HOME PK		*CONDO	

JOINT USE REQUIRED YES X NO

MBT X	JOINT USE NO.	0-5888 PEGGY MEGANCK 456-0807
GTE	JOINT USE NO.	
CONS. PWR.	JOINT USE NO.	
CABLE TV CO. NAME	UNITED CABLE OF OAKLAND 4300 DELEMERE, ROYAL OAK 48023	
CABLE TV X	JOINT USE NO.	0-5887 ADAM LAROSE 549-1236

NAME OF OWNER/CUSTOMER	MARTY MLYNARER		
CONTACT PERSON	" "		
ADDRESS	26222 PEMBROKE		
HOME PHONE	548-2261	BUSINESS PHONE	
ADJACENT PROPERTY OWNER	(1A) ALKRAMSON		
ADDRESS	26232 PEMBROKE		
HOME PHONE	548-4300	BUSINESS PHONE	

MATERIAL TO BE PROVIDED

- ✓ 1. SITE PLAN/SKETCH/FINAL PROPOSED PLAT*
- ✓ 2. PROPERTY DESCRIPTION (SIDWELL NO.) (*ACTUAL DESCRIPTION)
- ✓ N.A. 3. PROOF OF OWNERSHIP OF REQUESTING CUSTOMER WARRANTY DEED, L/C, N.A. SINCE REQUESTING CUST IS ASKING FOR AN EASEMENT ON ADJOINING NEIGHBORS PROPERTY
- ✓ 4. SIDWELL PAGE (COPY)
- ✓ 5. SIDWELL NO.
- ✓ 6. COPY OF FUTURE J/U MEMO

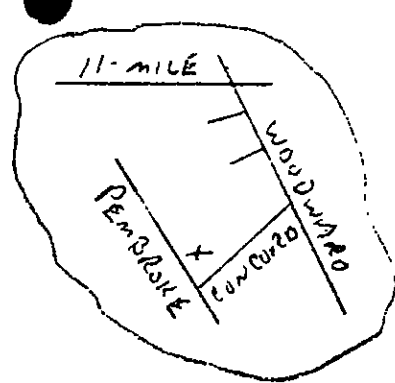
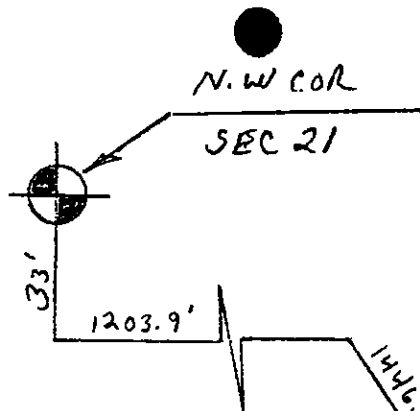
SUPERVISOR	<i>[Signature]</i>	R/W SECURED	
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RECORDED RIGHT OF WAY NO.

44017

0 1405

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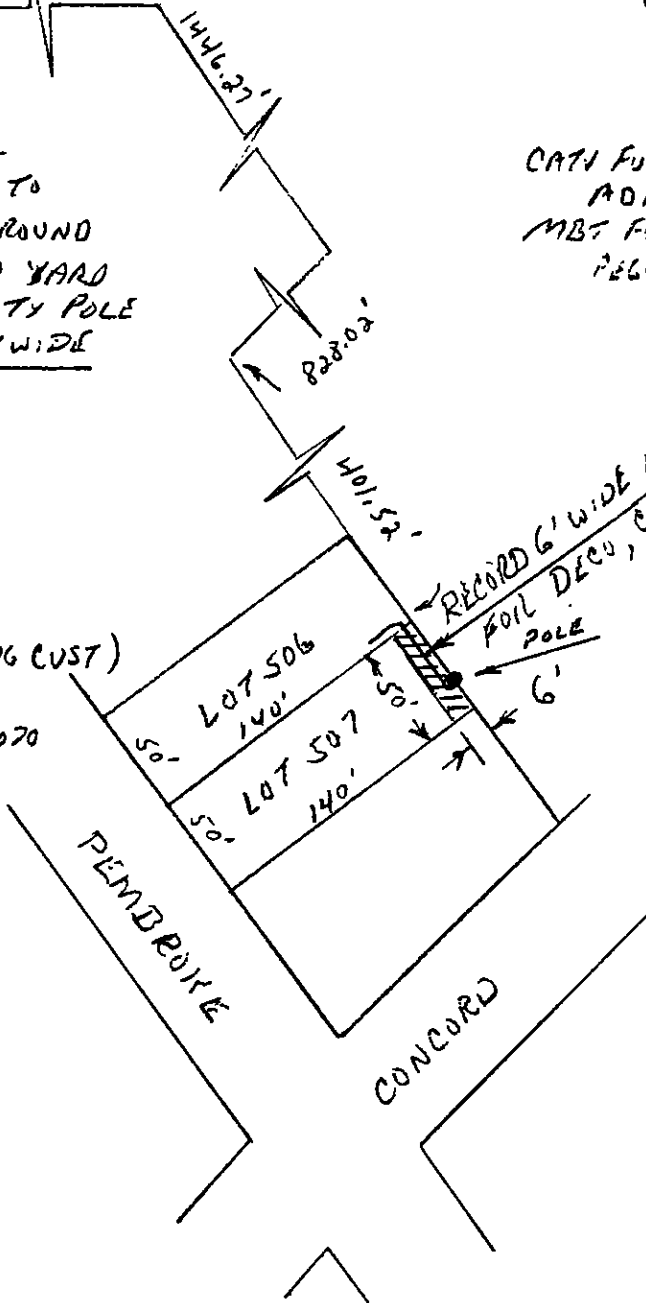
PURPOSE OF EASEMENT

To ALLOW CUST LOT 506 TO BE SERVED WITH UNDERGROUND SERVICE ACROSS THE REAR YARD OF LOT 507 TO THE UTILITY POLE THROUGH AN EASEMENT 6' WIDE BY 50' IN LENGTH.

CATV FWT J.S. MEMO NO. 0-5887
 ADAM LAROSE 549-1236
 MBT FWT J.S. MEMO NO. B-5888
 PEGGY MEGANCK 456-0807

OWNER: LOT 506
 JAY ABRAMSON (REQUESTING CUST)
 26232 PEMBROKE
 HUNTINGWOODS, MICH 48070
 (H) 548-4300
 SIDWELL # 25-121-176-006

OWNER: LOT 507
 MARTY MLYNARER
 26222 PEMBROKE
 HUNTINGWOODS, MICH 48070
 (H) 399-2861
 SIDWELL # 25-121-176-007



RECORDED 6' WIDE PVT EASEMENT
 FOR DECO, CATV & MBT
 POLE

PERMITS TO:	RECORD CENTER	R/W FILES	MBT	ORIGINATOR	TOTAL
REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH					
BY	DATE	DATE	DATE	DISTRICT	FIELDMAN
	9-9-87				

RECORDED RIGHT OF WAY NO. 44017

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 HUNTINGWOODS	COUNTY OAKLAND	QTR & TWP SECT NO E/2N/4 21	DEPT. ORDER NO.
MAP SECT 1-316-360	TOWN IN	RANGE 11E	JOINT R/W REQUIRED YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
PROJECT NAME D.C. 344 LINCN	TEL ENGR & DIST PEGGY MEGANCK 456-0807		R/W NO. 0-1405
CIRCUIT D.C. 344 LINCN	REASON 6 FT EASEMENT FOR SERV TO 26232 PEMBROKE		PROJ. OR PART NO.
PLANNER G.A. WITALA	SCALE N.T.S.		OFW S.O. OR P.E. NO.
			BUDGET ITEM NO.
			DATE 8-21-91