CORPORATE REAL ESTATE SERVICES

Project No. TMA9900487

Date: June 16, 2000

To: Phillip Martin, Records Center

From: Elaine Clifford, Ext.: 58313

Subject: Partial Release of an Edison easement

Attached are papers related to the partial release of an Edison 120kv tower line easement granted to J & M Assoicates Company, L.L.C. on March 2, 2000 by Detroit Edison. The easement was limited and defined to a 90' wide easement with two adjacent 30' wide tree trimming easements.

This blanket easement was originally granted to Detroit Edison by Paul & Helen Lavarsky on July 9, 1951, and recorded in Liber 835 Page 525 of Macomb County Records. The property is located in the NW ¼ of Section 12, Shelby Township, Michigan.

This release was negotiated by John Erb.

The document preparation fee of $500.00 was received on 10/20/1999, and forwarded to Cash Management and credited to Mik #: 002150, 700, E0563, E0563.

Please incorporate these papers into the Right of Way File No. R15702.

Cc: Ann Smithmier, Shelby SC
Cheryl Groncki, 410 SB
Richard Bednarz, 422 SB
Michael Chriss, 164 Macomb SC
Dave Doubley, 662 GO

General Ledger Coupon
DE 963-0409 11-98

Remitted By: J & M Associates, Inc

Type
- ☐ Agents Remittance
- ☐ Cash Group
- ☐ Change Orders
- ☐ Commissions
- ☐ Deferred Credit
- ☐ Energy Drafts
- ☐ Gift Certificate
- ☐ Insurance
- ☒ Land Contracts/Rentals
- ☐
- ☐ Legal
- ☐ Overages/Shortages
- ☐ Refrigerator Replacement
- ☐ Refunds
- ☐ Returned Checks
- ☐ Savings Plan
- ☐ State of Michigan
- ☐ Subsidiaries

Prepared By: [illegible] Ext: 15127 Date: 10/29/99 Check No.: 1046

Management Information Key (MIK) Distribution (Bus. Unit is Mandatory)

MIK Bus Unit	Std Actv	Rsrc Type	Src Dept	Usr Dept	Sub Proj	Amount
DECS2	0021501	100	E0563	E0563		500.00

Actv Occ	Proc	Actv Eqmt	Prod	Cust

TMA9900487 **Subtotal from Back Here** →

For your convenience Additional MIK fields on reverse side

Grand Total: 500.00

⑆5588⑈5588⑆

1046

J & M ASSOCIATES CO., LLC
31240 STEPHENSON HWY.
MADISON HEIGHTS, MI 48071

9-32/720

DATE 10-20-99

PAY TO THE ORDER OF Detroit Edison $ 500.00

Five hundred and 00/100 DOLLARS

Security features included. Details on back.

NBD Bank
Somerset Office – 121
Troy, Michigan 48084

FOR Preston Pines

MP

⑈001046⑈ ⑆072000326⑆ 38⑈237524⑈

R15702

199977
LIBER 9923 PAGE 887
12/14/2000 08:55:52 A.M.
MACOMB COUNTY, MI
CARMELLA SABAUGH, REG/DEEDS

TAX PARCEL# 07-12-100-002

PARTIAL RELEASE OF RIGHT OF WAY
(Edison equipment on Owner's land)

On March 2, 2000 for one dollar and other valuable consideration, Edison releases to Owner some, but not all, of the rights that an Existing Right of Way gives to Edison concerning Owner's Land.

"Edison" is:
The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, MI 48226

"Owner" is:
J & M Associates Company, L.L.C., a Michigan Limited Liability Company, 31240 Stephenson, Madison Heights, MI 48071

The "Existing Right of Way":
a) **Will remain in full effect except for the rights that are released in this partial release.**
b) Was granted to Edison by Paul and Helen Levarsky, husband and wife on July 9, 1951.
c) Is recorded in Liber 835 Page 525 of Macomb County Records.
d) Concerns land in the NW 1/4 of Section 12 in Shelby Township, Macomb County.

"Owner's Land" is described as:

See attached Exhibit "A", Property Description

Rights Released by Edison Edison releases to Owner all of the easement rights that the existing Right of Way gives to Edison concerning Owner's land except for the easement rights described below.

Rights Retained or Obtained by Edison Notwithstanding the terms of the Existing Right of Way, Owner agrees that Edison shall have (either retained from the Existing Right of Way or obtained from this partial release agreement) the following easement rights concerning Owner's Land:

See attached Exhibit "A", 90' Detroit Edison Tower Line Easement
See also Exhibit "B".

Witnessed by: (type or print name under signature)

Sharon M. Lollo

Sharon M. Lollo

Anjanette Spence

Anjanette Spence

The Detroit Edison Company

Paul W. Potter, Director
Corporate Real Estate Services

1372

J & M Associates Co., L.L.C., a Michigan Limited Liability Company

Gary A. Gizinski

GARY A. GIZINSKI

John J. Basso

JOHN J. BASSO
MANAGER

Deanna L. Mavrus

DEANNA L. MAVRUS

Acknowledged before me in Wayne County, Michigan, on March 2, 2000, by Paul W. Potter, Director of Corporate Real Estate Services of The Detroit Edison Company, a Michigan corporation, for the corporation.

Notary's Stamp SHARON LOLLO
Notary Public, Wayne County
Acting in Macomb Co., MI
My Commission Expires Dec. 5, 2003
(Notary's name, county, and date commission expires)

Notary's Signature Sharon Lollo

Acknowledged before me in person in Macomb County, Michigan, on Feb 25th 2000, by John J. Basso the Manager of J & M Associates Co., L.L.C. a Michigan Company.

Notary's Stamp KAREN A. YOUNG
Notary Public, Macomb County, MI
My Commission Expires Nov. 27, 2000
(Notary's name, county, and date commission expires)

Notary's Signature Karen A Young

Prepared by and Return to:
George Hathaway, Detroit Edison, 2000 Second Avenue, Detroit, MI 48226

APPROVED AS TO FORM 2/8/2000 DATE

LEGAL DEPARTMENT

Exhibit "A"

Property Description

Part of the N.W.. 1/4 of Section 12, T.3N., R.12E., Shelby Township, Macomb County, Michigan is described as: Beginning at the N.W. Corner of Section 12, T.3N., R.12E., Shelby Township, Macomb County, Michigan; thence N.83°43'14"E., 1303.60 feet along the centerline of 25 Mile Road and North line of Section 12; thence S.01°05'03"E., 2675.63 feet to a point on the North line of "Nottingham Forest No. 2" as recorded in Liber 81, Page 60 of the Macomb County records; thence partially along the North lines "Nottingham Forest No. 2" and "Nottingham Forest No. 1" as recorded in Liber 78, Page 3 of the Macomb County records, S.83°51'42"W., 1303.97 feet to a point on the centerline of Schoenherr Road and the West line of Section 12; thence continuing along said line N.01°04'12"W., 1956.97 feet; thence N.88°55'48"E., 204.00 feet; thence N.01°04'12"W., 214.50 feet; thence S.88°55'48"W., 204.00 feet to a point on the centerline of Schoenherr Road and the West line of Section 12; thence N.01°04'12"W., 501.00 feet to the Point of Beginning and containing 78.711 acres.

Subject to the rights of the public for highway purposes along 25 Mile Road and Schoenherr Road.

90' Detroit Edison Tower Line Easement

The centerline of a 90 foot Detroit Edison Tower Line Easement is describe as: Commencing at the N.W. Corner of Section 12, T.3N., R.12E., Shelby Township, Macomb County, Michigan; thence N.83°43'14"E., 1030.50 feet along the centerline of 25 Mile Road and North line of Section 12 to the Point of Beginning; thence S.41°26'34"W., 801.25 feet; thence S.41°29'41"W., 716.70 feet; to the Point of Ending, said point being S.01°04'12"E., 1024.92' from the N.W. Corner of Section 12.

Also subject to the right of tree trimming 30 feet opposite and congruent to the above described parcel.

Said easement is to construct, reconstruct, operate and maintain overhead and underground electric lines including towers, poles, wires, manholes, conduits, cables and equipment. These facilities may include telecommunication medium, for usage of grantee or grantee's assignees. Edison may trim or cut down any trees, bushes, or branches in the easement that Edison believes interfere with the operation and maintenance of its facilities. No buildings, structures or flammable materials of any kind shall be placed or stored in the easement without Edison's prior written consent.

Also two 30 foot wide tree trimming easements, lying adjacent to and parallel with each side of the tower line easement, for the right to trim or cut down any trees, bushes, or branches that Edison believes could interfere with or grow to the point of interfering with operation and maintenance of existing or future Edison facilities in the tower line easement.

WITNESSES

WEST 1/4 CORNER, SECTION 12, T. 3N., R. 13E.,
FOUND IRON W/REMON CAP #17623 IN MON. BOX
52.89'-N.E.-TO P.K. NAIL W/REMON. TAG IN N. FACE POWER POLE
71.81'-E.N.E.-TO MAG NAIL IN SOUTH FACE 7" WILD CHERRY
80.82'-N.E.-TO MAG NAIL IN S.E. FACE 6" PINE
95.80'-N.W.-TO COR. OF WALL NL7Y. END OUTSIDE OF WALL

NORTHWEST CORNER, SECTION 12, T. 3N., R. 13E.,
FOUND IRON W/REMON CAP #17623 IN MON BOX
69.64'-N.E.-TO P.K. NAIL W/REMON. TAG IN N.W. FACE 30" WALNUT
91.20'-N.W.-TO P.K. NAIL W/REMON. TAG IN N.W. FACE 19" WALNUT
56.94'-S.W.-TO P.K. NAIL W/REMON. TAG IN S.E. FACE POWER POLE
138.41'-S.E.-TO P.K. NAIL W/REMON. TAG IN N. FACE POWER POLE

NORTH 1/4 CORNER, SECTION 12, T. 3N., R. 13E.,
FOUND IRON W/REMON CAP #17623 IN MON. BOX
101.84'-S.E.-TO P.K. NAIL W/REMON. TAG IN N. FACE POWER POLE
27.27'-N.E.- TO P.K. NAIL W/REMON. TAG IN E. FACE POWER POLE
118.82'-N.E.-TO S.E. CORNER OF HOUSE #14399
41.25'-S.W.-TO P.K. NAIL W/REMON. TAG IN N.W. FACE POWER POLE

CENTER POST, SECTION 12, T. 3N., R. 13E.,
FOUND CONCRETE MONUMENT
44.84'-E.-TO P.K. NAIL IN N. SIDE 20" MAPLE
15.51'-S.E.-TO P.K. NAIL IN S.W. SIDE 18" MAPLE
13.64'-S.W.-TO P.K. NAIL IN N. SIDE 10" STUMP
36.75'-N.W.-TO P.K. NAIL IN E. SIDE 36" MAPLE

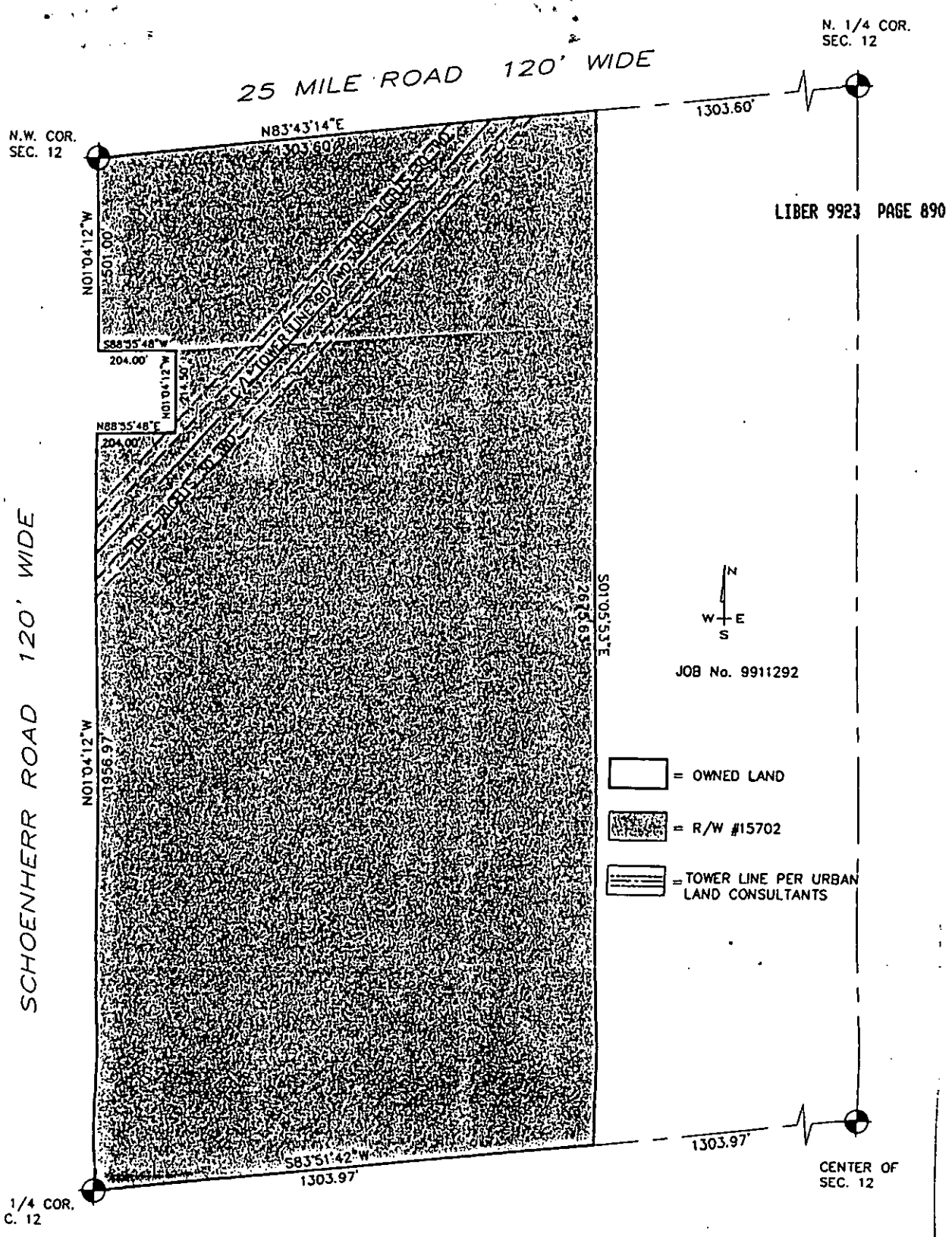
PHONE 810 731-8030
FAX 810 731-2605
URBAN LAND CONSULTANTS
CIVIL ENGINEERS PLANNERS LAND SURVEYORS
100 23 MILE ROAD SHELBY TWP., MI 48316-4818

LEGEND
FIB = Found Iron Bar ●
FIP = Found Iron Pipe ●
SIB = Set Iron Bar/Cap ○
R = Record Distance
M = Measured Distance
C = Calculated

WARREN C. AVEY
LICENSED LAND SURVEYOR
No. 30076

Date 8-12-98
Drawn W.S.B.
Check W.C.A.
Sheet 2 of 2
Fld. Bk.
Job No. 970971-5355

Exhibit "B"



LIBER 9923 PAGE 890

VERIFICATION FOR PARTIAL RELEASE OF R/W #15702

N.W. 1/4 OF SEC. 12 SHELBY TOWNSHIP, MACOMB CO. MI.

Syndeco Realty Corporation
660 Plaza Drive, Suite 2300, Detroit, MI 48226-1279
Tel: 313.235.7144 Fax: 313.235.6390

Syndeco Realty Corporation

March 2, 2000
~~November 9, 1999~~

Herbert G. Avey, P.S.
Urban Land Consultants
8800 Twenty Three Mile Road
Shelby Township, MI 48316-4516

Subject: Partial Release in the Northwest 1/4 of Section 12, Shelby Township, Macomb County, Michigan
Project Number: TMA9900487

Dear Mr. Avey:

Please find enclosed a fully executed copy of the above referenced Partial Release. Detroit Edison does not handle the recording of documents of this type. J & M Associates Company is responsible for recording the release.

Contact me directly at (313) 235-7127 should you require any further information.

Sincerely,

Anjanette Spence
Real Estate Associate

enclosures

URBAN
LAND
CONSULTANTS

Civil Engineers
Land Surveyors
Planners

8800 Twenty Three Mile Road
Shelby Township, MI 48316-4516
Phone: (810) 731-8030
Fax: (810) 731-2605

February 29, 2000

Ms. Anjanette Spence
Real Estate Associate
Syndeco Realty Corporation
660 Plaza Drive, Suite 2300
Detroit, Michigan 48226

Re: Request for a partial release in N.W. 1/4, Section 12,
Shelby Township, Macomb County, Michigan

Dear Ms. Spence:

Please find enclosed two copies of a release document on behalf of J & M Associates, signed, sealed and witnessed.

It is my understanding that Detroit Edison will record the document at Macomb County Register of Deeds. Also, that Detroit Edison will forward a copy of the document to us when executed.

Sincerely,

Herbert G. Avey, P.S.

The Detroit Edison Company
2000 2nd Ave., Detroit, MI 48226-1279

Detroit Edison

A DTE Energy Company

Date: January 21, 2000

To: Anjanette Spence

From: Cheryl Groncki CG
Administrative Associate
Project Management

Subject: **Partial Release of Easement – Proj. No. TMA9900487**

Request submitted by Herbert Avey on behalf of Urban Land Consultants, L.L.C., is approved with the following conditions.

The request to limit and define the easement width to 90'.

- A distance of 45' from the center line of the tower to the easement line on each side of the tower line is required with an additional 30' on each side for the right to cut and trim trees.
- Trees cannot be planted within the 90' wide easement area.
- Construction of structures are not allowed within the easement area.
- The 120-kV tower structures must be 20' from the edge of the roadway to the steel tower leg.
- The light pole must be approved by EMF for potential shock to humans.
- There is no existing DECO system underground facilities within the area requested as per our records. However, please check with Service Planning for any existing urd's, street lighting and/or commercial feeders in this area.

Note: EMF does not anticipate problems due to magnetic fields; however, the following should be noted regarding electric fields. During the construction process, people utilizing the area under the line may feel a slight vibration sensation or even a shock at the door handle or metal parts of a vehicle in this location under some conditions. It is possible that a spark discharge to a person touching a metal object at this location may be above the perception level and an annoyance. It could be startling to that person, especially if the person is not aware that this may occur. The reaction to the perception of a shock could precipitate an injury. In the case of a large vehicle such as a tractor-trailer utilizing this area the situation dramatically increases the anticipated short circuit shock current available and the possibility of injury as a result of the reaction from the shock.

Construction personnel should be advised to use caution in anticipation of electrical sensations, and to adhere to OSHA and MIOSHA rules for operating cranes and derricks in the vicinity of these 120,000-volt overhead lines.

Special notice should be given about any lighting and lighting masts that may be installed in this area. We noticed only one location indicating a proposed streetlight, along 25-Mile Road east of Tower #2632. We recommend it be located outside of the easement. We should have the opportunity to work with the customer regarding the design, height and proximity to our lines of any lighting installed and the customer should be made aware that construction and maintenance of lighting could result in very noticeable electrostatic shock conditions to personnel.

This property is located in the Northwest Region, in the NW ¼ of Section 12, Shelby Township, Macomb County, Michigan.

/cag

Approved:

Steven M. Topolewski /cag

Steven M. Topolewski
Principal Engineer
Project Management

File: TMA9900487

Detroit Edison

Project No. TMA9900487

Date: December 1, 1999

To: Anjanette Spence
2310 WCB

From: Ann Smithmier
Shelby S.C.

RE: Partial Release of Easement

Pursuant to your request of October 28, 1999, Shelby Service Center has investigated the request from Herbert Avey on behalf of Urban Land Consultants to obtain a partial release of an Edison easement on property located in the Northwest ¼ of Section 12, Shelby Township, Macomb County, Michigan.

Shelby Service Center has reviewed your request and has no objection to the above request. However, this easement does lie within a tower line and the Tower group should be contacted for their input.

Approved:

Raza Babar
Director, Shelby Service Center

memorandum

DATE 10/29 1999

TO: Fred Vadema / Jim Sparrow
G-29 WSC

FROM: Anjanette Sence
2310 WCB

SUBJECT: partial release project #TNA9900487

MESSAGE:

Fred/Jim -

Please review the enclosed documents and respond regarding their accuracy and acceptability for a partial release of the easement.

Thanks!

SIGNATURE Anjanette Sence

REPLY: ANJANETTE:

THE DESCRIPTION OF THE TOWER LINE EASEMENT FITS THE OWNED LAND, AND IS ACCEPTABLE. ENCLOSED PLEASE FIND SKETCH # 9911292, SHOWING RELATIONSHIP OF OWNED LAND TO EDISON TOWER LINE AND R/W # 15702

THANKS

DE 963-2087 3-71 SS (MS-1) | THE DETROIT EDISON COMPANY | SIGNATURE Jim Sparrow | DATE 11-2-99

Syndeco Realty Corporation

SYNDECO REALTY COPORATION

Project No: TMA9900487

Date: October 28, 1999

To: Michael J. Chriss - Regional Manager

From: Anjanette Spence
2310 WCB
5-7127

Subject: Partial Release of Easement

A request was submitted by Herbert Avey on behalf of Urban Land Consultants, L.L.C., to obtain a partial release of an Edison easement on property located in the Northwest 1/4 of Section 12, Shelby Township, Macomb County, Michigan.

Edison acquired a blanket easement over the property on July 9, 1951. Urban Land Consultants, L.L.C. would like to have the easement limited and defined in order to to proceed with their subdivision development project. See attached letter and drawings for details.

Please review your requirements for the partial release of this property and send your response to me at 2310 WCB. Your response is requested by November 15, 1999.

Thank you!

Attachment (s)

Package also sent to: T & TS
Ann Smithmier - Shelby Service Center
Joe Welch

*Tower line easements are very difficult to get - I would be very reluctant to release what we have. Especially in light of pending legislation which includes mandates for DTE to increase it's transmission capability. I would suggest leaving this vague - as a blanket easment.

11/9 per John -

We cannot legally cloud their title by leaving the blanket easement on the property.
Wait for Cheryl Gronski's response on this
Michael Chriss can't kill the deal.

URBAN
LAND
CONSULTANTS, L.L.C.

Civil Engineers
Land Surveyors
Planners

8800 Twenty Three Mile Road
Shelby Township, MI 48316-4516
Phone: (810) 731-8030
Fax: (810) 731-2605

October 27, 1999

Detroit Edison Company
Corporate Real Estate Services
2000 2nd Ave., Suite 2310 WCB
Detroit, Michigan 48226-1279
Attn: Anne Janette Spence

Re: Limit and define existing tower line easement in Section 12, Shelby Township Macomb County, Michigan

Dear Ms. Spence:

We are in the early stages of developing a residential subdivision in the N.W. corner of Section 12, Shelby Township, Macomb County, Michigan. There is an existing Detroit Edison tower line across the property by right of a tower line permit recorded in Liber 835, Page 525. We are requesting that this tower line permit, which is a blanket easement, be limited and defined to its existing location.

We have surveyed the property and located the towers across the property and incorporated this information into a drawing. Our description describes a 90 foot wide easement for the tower line with 30 foot tree trimming easements on each side of the tower line easement.

We request that Detroit Edison Company proceed with the necessary paper work to define the existing location of the tower line.

Please find enclosed:

1. The aforementioned survey drawing.
2. A copy of the tower line permit, Liber 835, Page 525.
3. A copy of a Title Insurance Policy
4. A copy of the proposed preliminary plat.
5. A check for $500.00 from the developer.
6. A copy of the original request letter dated January 20, 2000, which you already have.

If you have questions or need further information, please contact the writer of this letter.

Sincerely,

Herbert G. Avey, P.S.

Philip R. Seaver Title Co.

6751 Dixie Highway
Clarkston, Michigan 48346
(248) 625-6100

2700 N. Woodward Avenue
Bloomfield Hills, Michigan 48304
(248) 338-7135 (248) 647-2171

37500 Garfield
Clinton Township, Michigan 48036
(810) 263-9900

30640 West Twelve Mile Road
Farmington Hills, Michigan 48334
(248) 932-0660

30233 Southfield Road, Suite 221
Southfield, Michigan 48076
(248) 540-1777

830 South Lapeer Road
Oxford, Michigan 48371
(248) 969-9522

Sommers, Schwartz, Silver & Schwartz, PC Attn: Lena Agree
2000 Town Center, Ste. 900
Southfield, MI 48075

TO THE INSURED:

Enclosed herewith is your Seaver Title Owner's Policy protecting the title to the property you recently purchased. It is a valuable document. Keep it in a safe place.

If at any time you sell this property, it will be necessary to provide the purchaser with a new, current title policy. This policy will be honored for credit on a new policy.

For additional information call or write Philip R. Seaver Title Co. at any of the phone numbers or addresses shown above.

PHILIP R. SEAVER TITLE CO.

SCHEDULE A

Office File Number	Policy Number	Date of Policy	Amount of Insurance
1	2	3	4
F-225976-M FA	OP-5445461	April 1, 1999 at 5:00 P.M.	$ 2,075,000.00

1. Name of Insured:

   J & M Associates Co., L.L.C., a Michigan Limited Liability Company

2. The estate or interest in the land which is covered by this policy is:

   Fee Simple

3. Title to the estate or interest is vested in the insured:

   J & M Associates Co., L.L.C., a Michigan Limited Liability Company

4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:

   and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. The land referred to in the Policy is described as follows: Township of Shelby

   The West 1/2 of the Northwest 1/4 of Section 12, Town 3 North, Range 12 East, Shelby Township, Macomb County, Michigan. See continuation attached.

   See Legal Description Continuation Attached

Tax Item No. 07-12-100-002; Manatron No. 50-07-012-006-00

SCHEDULE A

This Policy valid only if Schedule B is attached.

Policy Number: OP-5445461 Office File Number: F-225976-M FA

SCHEDULE A, ITEM 5 - LEGAL DESCRIPTION CONTINUATION

Township of Shelby

The West 1/2 of the Northwest 1/4 of Section 12, Town 3 North, Range 12 East, Shelby Township, Macomb County, Michigan, EXCEPT that part described as: Commencing at Northwest corner of Section 12; thence South along Section line 38 rods 6 feet to the point of beginning; thence East 12 rods 6 feet; thence South 13 rods, thence West 12 rods 6 feet; thence North 13 rods to the point of beginning.

Tax Item No. 07-12-100-002; Manatron No. 50-07-012-006-00

Policy Number: OP-5445461 **SCHEDULE B** Office File Number: F-225976-M FA

Owners

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

General Exceptions

1. **Rights or claims of parties in possession not shown by the public records.**
2. **Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey and inspection of the premises.**
3. **Easements or claims of easements not shown by the public records and existing water, mineral, oil, and exploration rights.**
4. **Any lien or right to a lien, for services, labor, or material heretobefore or hereafter furnished, imposed by law and not shown by the public records.**
5. **Taxes or special assessments which are not shown as existing liens by the public records.**
6. **Restrictions upon the use of the premises not appearing in the chain of title.**

Special Exceptions: The mortgage, if any, referred to in Item 4 of Schedule A.

7. Rights of the public or any governmental unit in any part of captioned land taken, used, dedicated or deeded for road purposes.

8. Preston Drain over the land as shown on the County Tax Maps.

9. Easement to construct, operate, repair and maintain facilities for the transmission and distribution of electricity, granted to The Detroit Edison Company, as set forth in the Tower Line Permit recorded in Liber 835, Page 525, Macomb County Records.

10. Easement to construct, operate, repair and maintain communication facilities, granted to the Michigan Bell Telephone Company, as set forth in the Right of Way recorded in Liber 3252, Page 929, Macomb County Records.

11. Easement for water main granted to the Charter Township of Shelby, as recorded in Liber 5123, Page 458, Macomb County Records.

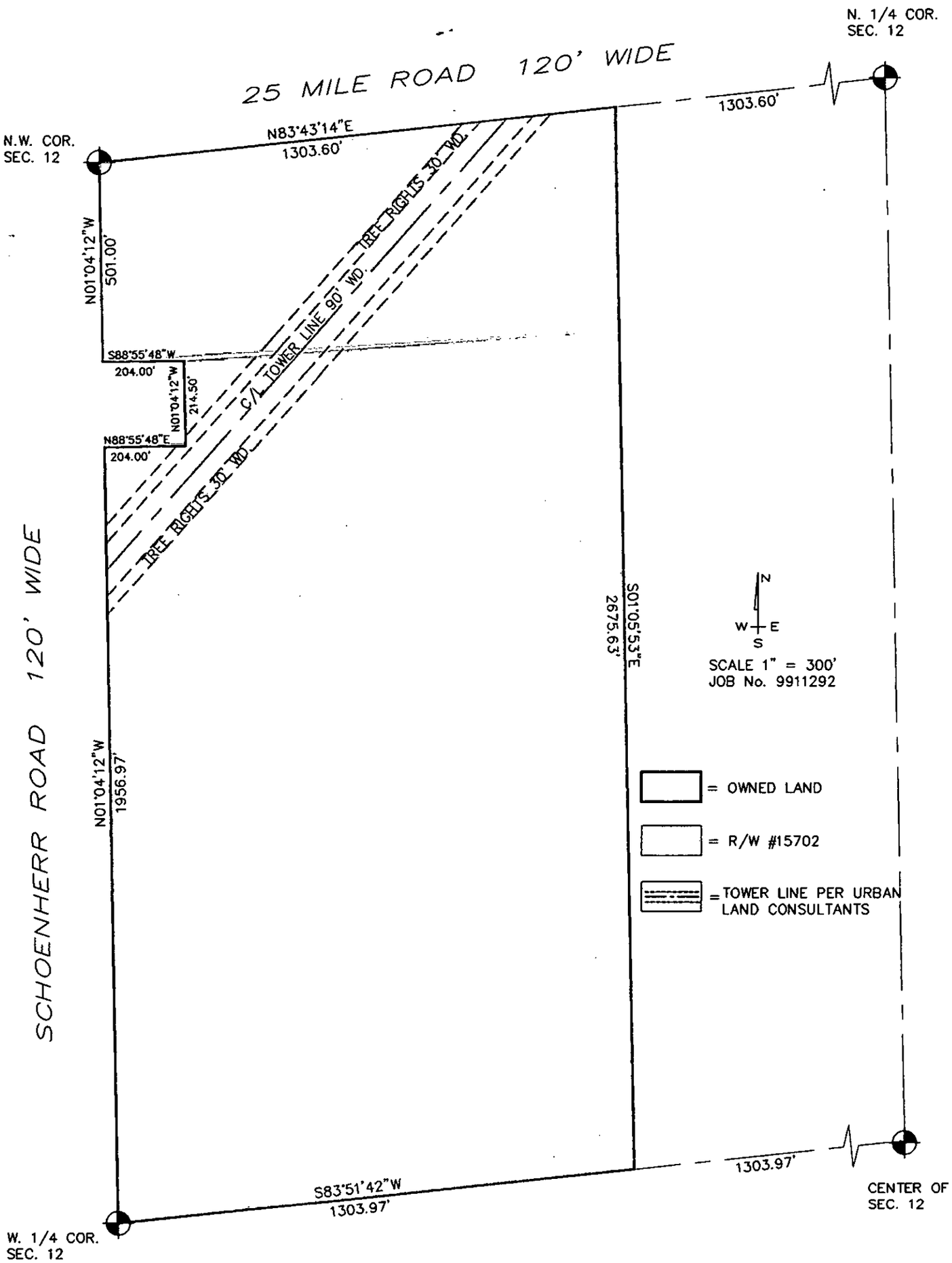
12. Easement for gas pipeline, granted to Consumers Power Company, as set forth in Liber 5935, Page 666 and in Liber 6198, Page 767, Macomb County Records.

13. Affidavit of Interest in Real Property, filed by the Macomb County Public Works Commissioner, recorded in Liber 6587, Page 631, Macomb County Records, recites that the Preston Drain Drainage District has an Easement for the Preston Drain over the land by virtue of a Release of Right of Way and Easement dated August 29, 1890. The Preston Drain is also shown on the County Tax Maps.

Countersigned

Philip R. Seaver

Authorized Signatory



VERIFICATION FOR PARTIAL RELEASE OF R/W #15702

N.W. 1/4 OF SEC. 12 SHELBY TOWNSHIP, MACOMB CO. MI.

PARTIAL RELEASE OF RIGHT OF WAY
(Edison equipment on Owner's land)

On March 2, 2000 for one dollar and other valuable consideration, Edison releases to Owner some, but not all, of the rights that an Existing Right of Way gives to Edison concerning Owner's Land.

"Edison" is:
The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, MI 48226

"Owner" is:
J & M Associates Company, L.L.C., a Michigan Limited Liability Company, 31240 Stephenson, Madison Heights, MI 48071

The "Existing Right of Way":
a) **Will remain in full effect except for the rights that are released in this partial release.**
b) Was granted to Edison by Paul and Helen Levarsky, husband and wife on July 9, 1951.
c) Is recorded in Liber 835 Page 525 of Macomb County Records.
d) Concerns land in the NW 1/4 of Section 12 in Shelby Township, Macomb County.

"Owner's Land" is described as:

See attached Exhibit "A", Property Description

Rights Released by Edison Edison releases to Owner all of the easement rights that the existing Right of Way gives to Edison concerning Owner's land except for the easement rights described below.

Rights Retained or Obtained by Edison Notwithstanding the terms of the Existing Right of Way, Owner agrees that Edison shall have (either retained from the Existing Right of Way or obtained from this partial release agreement) the following easement rights concerning Owner's Land:

See attached Exhibit "A", 90' Detroit Edison Tower Line Easement
See also Exhibit "B".

Witnessed by: (type or print name under signature)

Sharon M. Lollo

Sharon M. Lollo

Anjanette Spence

Anjanette Spence

The Detroit Edison Company

Paul W. Potter, Director
Corporate Real Estate Services

Gary A. Gizinski
GARY A. GIZINSKI

Deanna L. Maurus
DEANNA L. MAURUS

J & M Associates Co., L.L.C., a Michigan Limited Liability Company

John J. Basso
JOHN J. BASSO
MANAGER

Acknowledged before me in Wayne County, Michigan, on March 2, 2000, by Paul W. Potter, Director of Corporate Real Estate Services of The Detroit Edison Company, a Michigan corporation, for the corporation.

Notary's Stamp **SHARON LOLLO**
Notary Public, Wayne County
Acting in Macomb Co., MI
My Commission Expires Dec. 6, 2003
(Notary's name, county, and date commission expires)

Notary's Signature Sharon Lollo

Acknowledged before me in person in Macomb County, Michigan, on Feb 25th 2000 by John J. Basso the Manager of J & M Associates Co., L.L.C. a Michigan Company.

Notary's Stamp **KAREN A. YOUNG**
Notary Public, Macomb County, MI
My Commission Expires Nov. 27, 2000
(Notary's name, county, and date commission expires)

Notary's Signature Karen A. Young

Prepared by and Return to:
George Hathaway, Detroit Edison, 2000 Second Avenue, Detroit, MI 48226