

PARTIAL RELEASE OF RIGHT OF WAY

THIS INDENTURE, made this 4th day of February, A.D. 1988,
between THE DETROIT EDISON COMPANY, a Michigan corporation, of 2000 Second Avenue,
Detroit, Michigan 48226, hereinafter referred to as "EDISON", and RIVERWOOD
DEVELOPMENT, a Michigan corporation, hereinafter referred to as "OWNER".

W I T N E S S E T H :

WHEREAS, on July 27, 1954, Nicholas F. and Adeline Mans, his wife
granted to EDISON a Right of Way for the purposes of constructing, operating,
and maintaining its lines for the transmission and distribution of electricity
and Company communication facilities, upon, across and under premises in the
City of Trenton, Wayne County, Michigan described as:

Land situated on the American side of Detroit River between King
Road, extended Easterly, on the North (being the North section line
of Section 17, Town 4 South, Range 11 East, extended Easterly), Van
Horn Road, extended Easterly, on the South (being the South section
line of Section 19, Town 4 South, Range 11 East, extended Easterly),
the thread of the Detroit River on the East, and the water's edge
of Detroit River on the American side, on the West.

which Right of Way is recorded in Liber 12249, Page 119, Wayne County Records;
and

WHEREAS, on June 17, 1954, Ella H. Mans, granted to EDISON a Right
of Way for the purpose of constructing, operating, and maintaining its lines
for the transmission and distribution of electricity and Company communication
facilities, upon, across and under premises in the City of Trenton, Wayne County,
Michigan, described as:

Land situated on the American side of Detroit River between King
Road, extended Easterly, on the North (being the North section line
of Section 17, Town 4 South, Range 11 East, extended Easterly), Van
Horn Road, extended Easterly, on the South (being the South section
line of Section 19, Town 4 South, Range 11 East, extended Easterly),
the thread of the Detroit River on the East, and the water's edge
of Detroit River on the American side, on the West.

which Right of Way is recorded in Liber 12249, Page 124, Wayne County Records;
and

WHEREAS, on June 17, 1954, Frederick H. and Eleanor M. Mans, his
wife granted to EDISON a Right of Way for the purposes of constructing, operating,
and maintaining its lines for the transmission and distribution of electricity
and Company communication facilities, upon, across and under premises in the
City of Trenton, Wayne County, Michigan described as:

R16227 p 30
31
32

RECORDED RIGHT OF WAY NO. 16227

RECORDED R/W FILE NO. _____

Land situated on the American side of Detroit River between King Road, extended Easterly, on the North (being the North section line of Section 17, Town 4 South, Range 11 East, extended Easterly), Van Horn Road, extended Easterly, on the South (being the South section line of Section 19, Town 4 South, Range 11 East, extended Easterly), the thread of the Detroit River on the East, and the water's edge of Detroit River on the American side, on the West.

which Right of Way is recorded in Liber 12249, Page 122, Wayne County Records;
and

WHEREAS, on June 17, 1954, George W. and Charlotte H. Mans, his wife, granted to EDISON a Right of Way for the purposes of constructing, operating, and maintaining its lines for the transmission and distribution of electricity and Company communication facilities, upon, across and under premises in the City of Trenton, Wayne County, Michigan described as:

Land situated on the American side of Detroit River between King Road, extended Easterly, on the North (being the North section line of Section 17, Town 4 South, Range 11 East, extended Easterly), Van Horn Road, extended Easterly, on the South (being the South section line of Section 19, Town 4 South, Range 11 East, extended Easterly), the thread of the Detroit River on the East, and the water's edge of Detroit River on the American side, on the West.

which Right of Way is recorded in Liber 12249, Page 123, Wayne County Records;
and

WHEREAS, Owner purports to have title to certain premises in the City of Trenton, Wayne County, Michigan, described as:

Lots 117, 118, 119 and 120 of Assessor's Trenton Plat No. 2, a subdivision recorded in Liber 66, Page 29 of Plats, Wayne County Records.

and

WHEREAS, OWNER has requested that EDISON partially release the above mentioned Rights of Way as they apply to the above described OWNER'S premises.

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) and other valuable considerations, EDISON does by these presents release, quit claim, and abandon unto OWNER, its successors, and assigns, all of the rights acquired by EDISON over land to which OWNER purports to have title, as stated under the aforementioned Rights of Way Grant.

Except as to the extent hereby released, the aforementioned Rights of Way Grants, dated July 27, 1954, June 17, 1954, June 17, 1954 and June 17, 1954, shall and do remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed on the day and year first above written.

R16 227 P 30
31
32

RECORDED R/W FILE NO.

RECORDED RIGHT OF WAY NO. 16227

John K...

Detroit
Edison

REAL ESTATE AND RIGHTS OF WAY

Project No. RW 2117
Survey Drawing No. SE TREN-1

Date: February 9, 1988
To: Vicki Sullivan, Supervisor
Records Center
From: M. C. Venetis *mcv*
Subject: Partial Release of Right of Way No. 16227

Attached are papers related to the Partial Release of Right of Way granted to Riverview Development, whose address is 3300 West Jefferson, Trenton, Michigan 48183, on February 4, 1988.

The property is located in the City of Trenton, Wayne County, Michigan.

A document preparation fee of \$200.00 was forwarded to Cash Management on December 17, 1988 to be credited to Work Order 821AD640.

An easement of 400 feet wide was retained.

Please incorporate these papers into Right of Way File No. 16227.

Approved:

Barbara A. Fulton
Barbara A. Fulton
Supervisor, Real Estate Services

attachments

cc: D. Barkley
G. W. Flowerday
R. A. Gloger
A. L. Heitsch
J. Howe
E. J. Garrison

BJD/1/6.0

Serving Customers

We're all a part of it!

R16227P30
31
32

RECORDED R/W FILE NO.

RECORDED RIGHT OF WAY NO. 16227
pg 9

SEE ALSO: P30, 31, AND 32

2010 5-10-88

BURLEY BARTON MYSKO AND FALZONE, P.C.

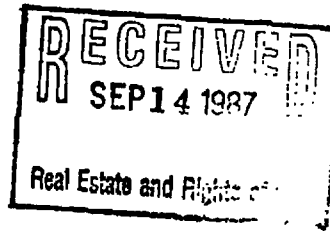
ATTORNEYS AND COUNSELORS AT LAW
PROFESSIONAL ARTS CENTRE II SUITE B
1640 FORT STREET, TRENTON, MICHIGAN 48185-2040
513 675-2800 ABANET 44: ABA2158

C. MELVIN BURLEY, JR.

September 11, 1987

8100 MACOMB STREET
POST OFFICE DRAWER 249
GROSSE ILE, MICHIGAN 48138
813 671-8800

SUITE 111
656 4TH AVENUE, N.W.
BOCA RATON, FLORIDA 33432



Robert Tewksbury
Director of Real Estate
2000 Second Avenue
Detroit, Michigan 48226

RE: Riverwood Development, Inc.

Dear Mr. Tewksbury:

Please find enclosed herewith a photostatic copy of my letter to you dated March 20, 1987.

Would you please furnish me with a copy of the recorded easement relative to the above matter.

Thanking you for your cooperation in this matter,
I remain

Very truly yours,
BURLEY BARTON MYSKO AND FALZONE

C. Melvin Burley, Jr.
C. Melvin Burley, Jr.

pad
Enclosure

R16227P30
31
32

RECORDED R/W FILE NO.

RECORDED RIGHT OF WAY NO. 16227

10/15/87

Detroit
Edison

P 30
31
32

R16227

RECORDED R/W FILE NO.

Date: May 26, 1987
To: O. L. King
Real Estate Coordination Specialist
From: D. J. Cash, Supervising Engineer *DF*
Substation Projects
Subject: Release of Right of Way No. 16227
Sections 17 and 19
City of Trenton, Wayne County

The attached inquiry from Burley Barton Misko and Falzone, P.C., requesting the release of Right of Way No. 16227, has been reviewed.

Power System, Construction, and Planning have no objections to granting this request. There are no transmission facilities in this area.


The Wayne-Monroe Division should be contacted for their comments and recommendations regarding this request.

Approved:



I. E. Olivier, Director
Engineering Design

Approved:



W. D. Kappeler, Manager
Power System

DB/

attachments

cc: File RW 2117

RECORDED RIGHT OF WAY NO. 16227

Printed

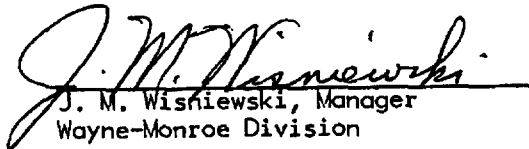
Detroit
Edison

Date: July 1, 1987
To: O. L. King
448 G. O.
From: E. J. Garrison *EJG*
168 WMD
Subject: Release of Right-of-Way #16227, Part of Section
17 & 19 in the City of Trenton - PROJECT #RW 2117

Wayne-Monroe Division has objection in releasing the above Right-of-Way. However, we will be willing to limit and define our easement to approximately 400' x 1800' as outlined on the attached UG Map MGN-26A. A copy of the Plat Maps, for the cable pole locations, is also attached.

This portion must be maintained for existing submarine cables and shoreline access to cable poles.

APPROVED:


J. M. Wisniewski, Manager
Wayne-Monroe Division

EJG:mc
atts.

cc: file

R16227 p 30
31
32

RECORDED R/W FILE NO.

RECORDED RIGHT OF WAY NO. 16227

Detroit
Edison

Date: June 29, 1987
To: E. J. Garrison
From: W. R. Cloutier *WC*
Subject: Release of Marine Right-of-Way #16227 - Part of
Sections 17 & 19 in the City of Trenton, County of Wayne

Please refer to your memorandum dated June 9, 1987, in which you requested release of a Marine Easement Right-of-Way #16227. The easement may be considered for release with the exception of a section approximately 400' x 1800' as outlined on the attached UG Map MGN-26A. A copy of the plat maps for the cable pole locations is also attached.

This portion must be maintained for existing submarine cables and shoreline access to cable poles.

APPROVED:

Alan J. Yonkman

Alan J. Yonkman
Supervising Engineer
Wayne-Monroe Division

WRC:mc
cc: file

R16227P30
11 31
11 32

RECORDED R/W FILE NO.

RECORDED RIGHT OF WAY NO. *16-327*

1-11-81 Printed

EASEMENT FOR SUBMARINE CABLES

The undersigned, for good and valuable considerations, hereby grants to THE DETROIT EDISON COMPANY, a New York corporation (its successors and assigns), 2000 Second Avenue, Detroit 26, Michigan, hereinafter called DETROIT EDISON, the right to construct, operate and maintain submarine cables encased in conduits or pipes or otherwise, located in the Detroit River, west of the Trenton Channel, for the transmission and distribution of electricity, including any and all equipment, and situated on or below the bed of Detroit River, in, along across and under real estate in the City of Trenton, Wayne County, Michigan, described as:

Land situated on the American side of Detroit River between King Road, extended easterly, on the north (being the north section line of Section 17, Town 4 South, Range 11 East, extended easterly), Van Horn Road, extended easterly, on the south (being the south section line of Section 19, Town 4 South, Range 11 East, extended easterly), the thread of the Detroit River on the east, and the water's edge of Detroit River on the American side, on the west,

so far as the undersigned, as owner or owners of land on the American side, may grant an easement in such land or have the right so to do, subject to the following conditions:

- (1) The construction, operation and use of said conduits, pipes and cables by DETROIT EDISON shall be subject to the control of the Corps of Engineers of the United States Army, and the construction of said conduits, pipes and cables shall be pursuant to permit granted by said Corps of Engineers.
- (2) This grant shall be sufficiently broad to include the right to place said conduits, pipes and cables in said land wherever most advantageous, so long as the construction is approved by said Corps of Engineers, and the right to remove and relocate said conduits, pipes and cables.
- (3) It is understood that the conduits, pipes and cables will be located between the harbor lines in the Detroit River on the American side as shown on the Plat of the Harbor Lines recorded in Liber 20 of Plats, page 75, Wayne County Records, and the center or thread of the Detroit River.

IN WITNESS WHEREOF, this instrument has been signed by the undersigned this 17TH day of JUNE, 1954

In the Presence of:

Margaret L. Siegel
Margaret L. Siegel

Dean F. Jones
Dean F. Jones

x Frederick H. Mans (L.S.)
Frederick H. Mans

Eleanor M. Mans (L.S.)
Eleanor M. Mans

RIGHT OF WAY FILE NO. 16227 Permit #31 Partial Release

STATE OF MICHIGAN)
) SS.
COUNTY OF WAYNE)

On this 17TH day of JUNE in the year one thousand nine hundred and fifty-~~three~~^{four}, before me, a Notary Public, in and for said County personally appeared FREDERICK H. MANS AND ELEANOR M. MANS, HIS WIFE, to me known to be the person(s) described in and who executed the within instrument, who acknowledged the same to be THEIR free act and deed.

Ralph R. Raubolt
Ralph R. Raubolt
Notary Public, Wayne County, Michigan

My Commission expires: Dec 7 1957

RECORDED SEP 8 1954 AT 10 39 O'CLOCK AM
BERNARD J. YOUNGBLOOD, Register of Deeds
WAYNE COUNTY 26, MICHIGAN

RETURN TO
RICHARD H. TAYLOR
The Detroit Edison Company
2000 SECOND AVENUE
DETROIT 26, MICHIGAN

DS82205

150

SEP 8 1954

RECEIVED
WAYNE COUNTY MICH

1954 SEP 8 AM 10 39

BERNARD J. YOUNGBLOOD
REGISTER OF DEEDS

SEP--8-54 00081 LST A-EDS

REGISTER OF DEEDS OFFICE
WAYNE COUNTY, MICHIGAN

HIS INSTRUMENT WAS RECEIVED FOR RECORD
SEP 8 1954 AT 10:39 AM
AND RECORDED IN WAYNE COUNTY RECORDS IN

Bernard J. Youngblood
REGISTER OF DEEDS

150

RETURN TO
RICHARD H. TAYLOR
The Detroit Edison Company
2000 SECOND AVENUE
DETROIT 26, MICHIGAN

150