

CORPORATE REAL ESTATE SERVICES

Project No.: BT0840  
Project No.: BST9900210  
R/W No.: 146207  
R/W No.: RX1360D

Date: June 10, 1999  
To: Phillip Martin  
Records Center  
From: Tom Wilson, SR/WA *TW*  
Subject: Wire Crossing of Railroad Tracks

Attached are papers related to the notification, dated March 16, 1999, to the Grand Trunk Western Railroad Company to reconstruct the above mentioned crossing in the NE ¼ of Section 28, City of Capac, Mussey Township, St. Clair County, Michigan.

The Service Center is notified to reconstruct the crossing as requested. **Note: All construction work associated with aerial crossings of railroad tracks requires that you meet their construction expectations (see attachment) and notify the operating railroad as to the actual date of construction, in advance of any work.**

Please incorporate these papers into Railroad Recorded ROW Record Center File R22457.

Attachments

cc: Mark Edmunson (Marysville SC)



2000 Second Avenue  
Detroit, Michigan 48226  
(313) 237-8000

## CORPORATE REAL ESTATE SERVICES

March 16, 1999

Mr. M.J. Dupuis  
Engineer of Design Construction  
Grand Trunk Western Railroad Company  
2800 Livernois, 3<sup>rd</sup> Floor  
Troy, Michigan 48007-5025

Re: Wire Crossing Revision Notification

Dear Mr. Dupuis:

This letter is your notice of the planned reconstruction of an overhead wire crossing, by The Detroit Edison Company, within the Main Street Right-of-Way, in the NE ¼ of Section 28, City of Capac, Mussey Township, St. Clair County, Michigan, as described on the enclosed drawings and information forms.

1. Location: In Main Street, 100 feet south of Railroad Street.
2. Detroit Edison Project and Crossing Nos.: BT0840, RX1360C
3. This is a reconstruction of a crossing (Reference Previous MPSC Permit ED285357/Date: June 25, 1964. Information on this crossing is retained in Edison ROW File No. R22457.
4. Please indicate your:
  - R.R. Valuation Station No. \_\_\_\_\_
  - R.R. Mile Post No. \_\_\_\_\_
  - Will a Flagman or Inspection be required? \_\_\_\_\_

All construction will be done in accordance with specification of the Michigan Public Service Commission and all applicable codes and laws.

**Michigan law requires you to respond within 30 calendar days of the receipt of this notification. In the event you do not respond within 45 days of the receipt of this letter, our crews will be instructed to begin work.**

Please contact me on (313) 235-8314 if you have any questions.

Sincerely,

Thomas Wilson, SR/WA  
Real Estate Associate II  
Room 2310 WCB

cc: Mark Edmonson (Marysville SC)  
Attachments



**DETROIT EDISON**

**O.H. RAILROAD CROSSING PERMIT** DE 963-3866 6-85 X (SE 32)

DO R/W 146207 J 320 RX 1360C  
 STATE PERMIT NUMBER \_\_\_\_\_  
 JPL \_\_\_\_\_  
 R/W \_\_\_\_\_  
 CITY OF CAPAC, MICHIGAN

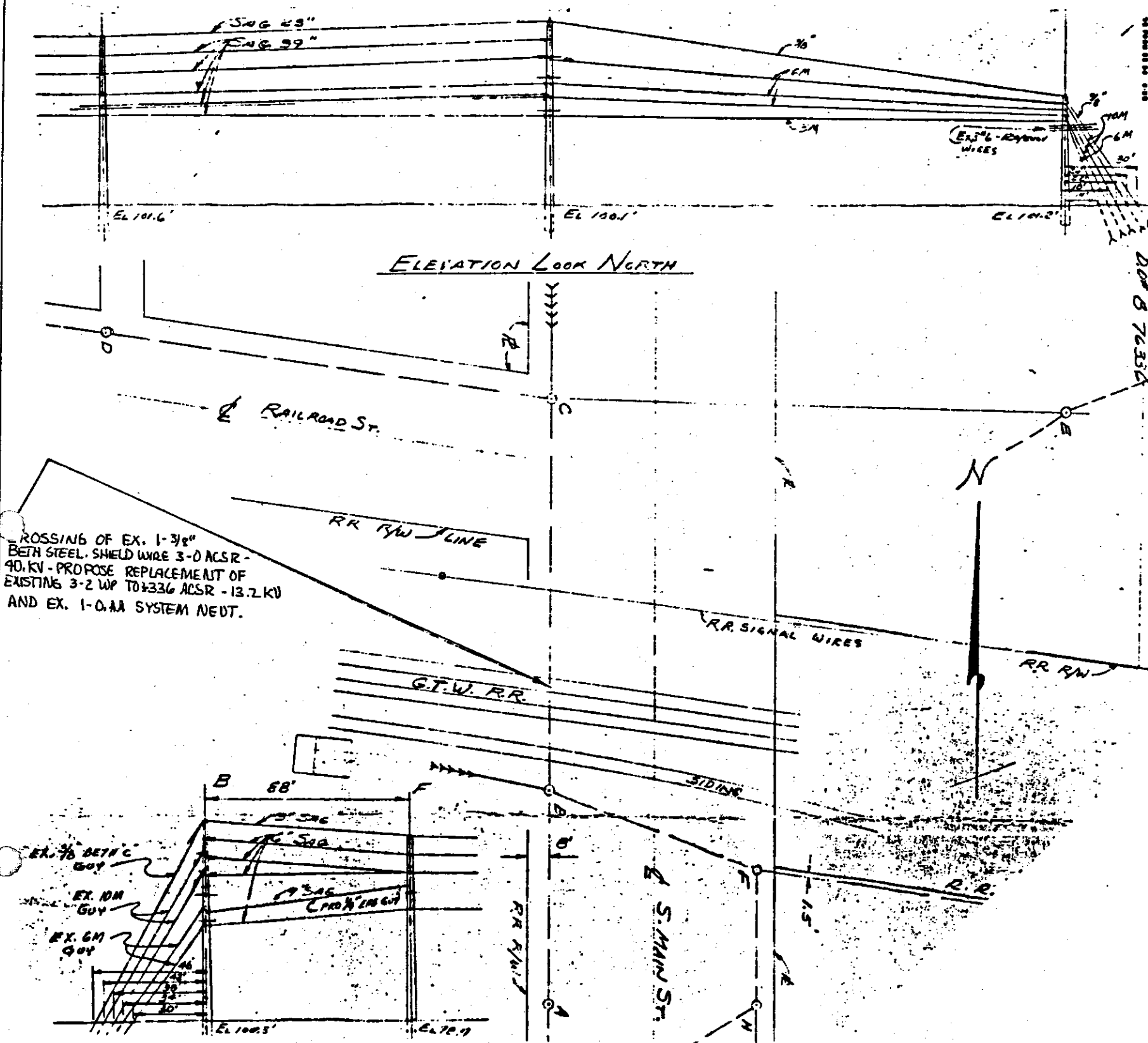
PROPOSED LINE CROSSING OVER GRAND TRUNK WESTERN R.R.  
 IN SOUTH MAIN ST. 100' S. OF RAILROAD STREET

SECTION ZB QUARTER NE 1/4 TOWNSHIP MUSSEY TWP. T. 7N R. 13E COUNTY ST. CLAIR

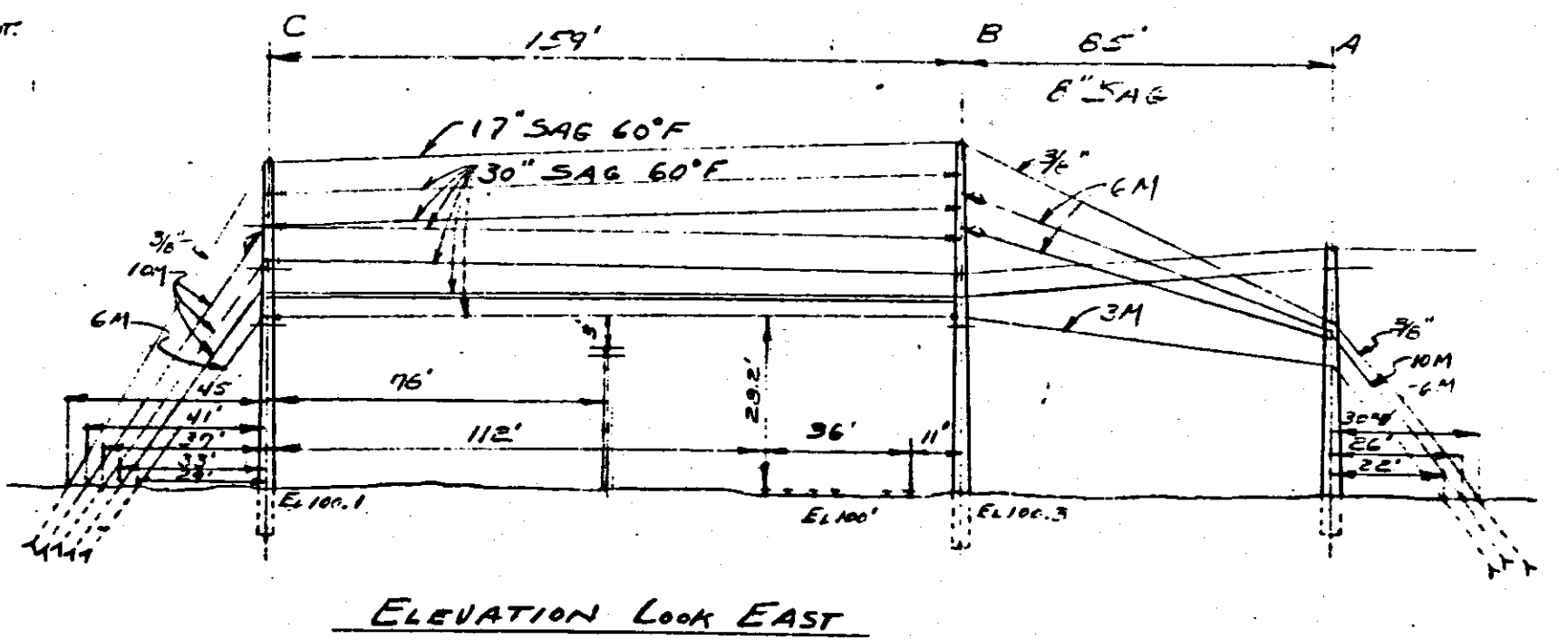
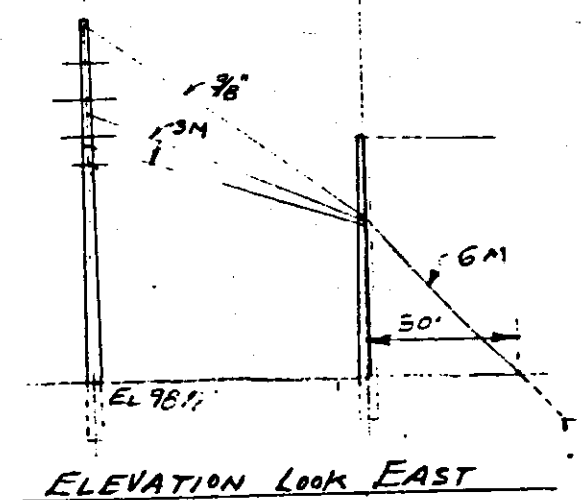
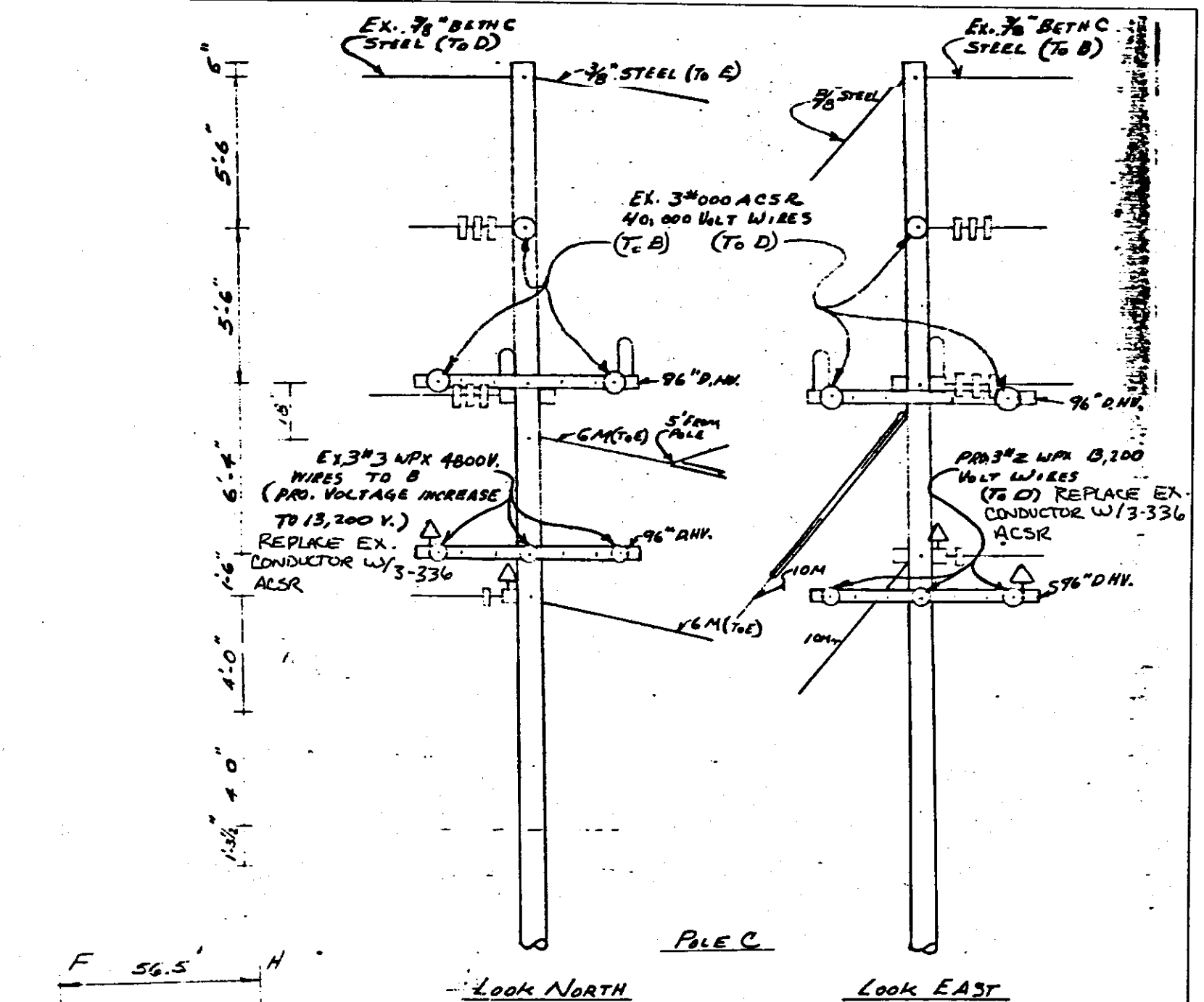
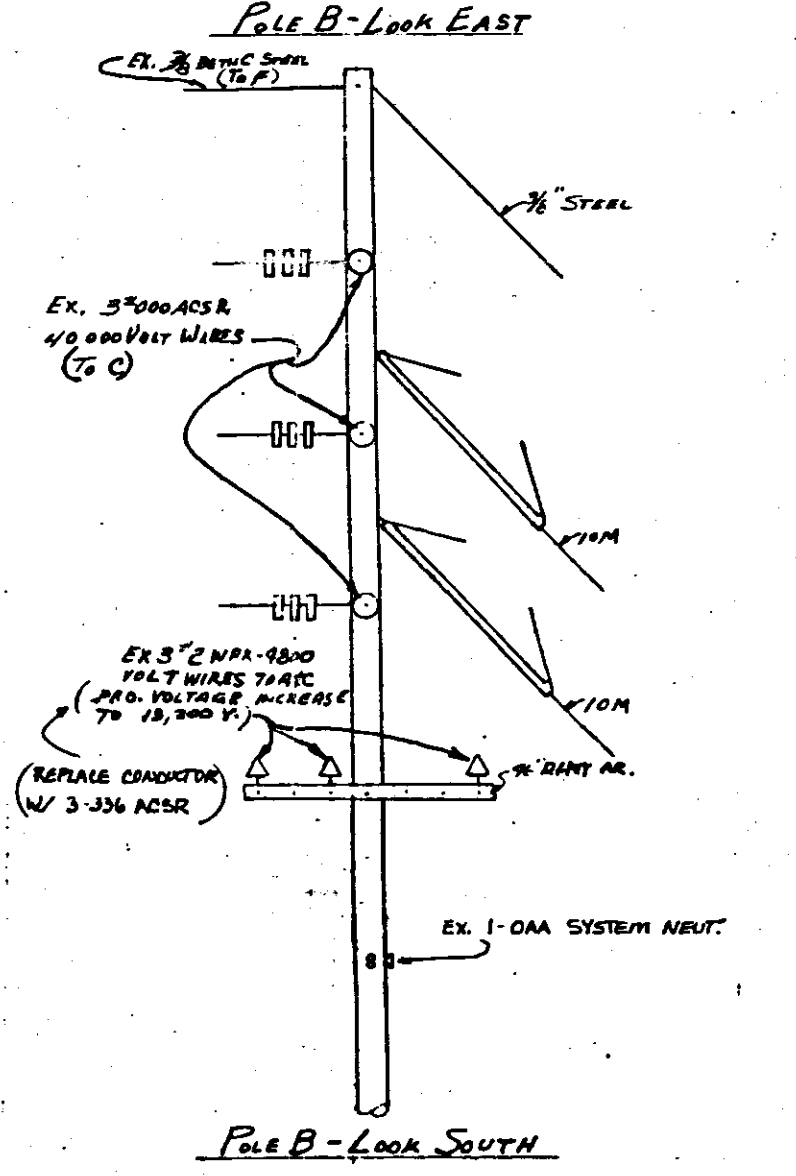
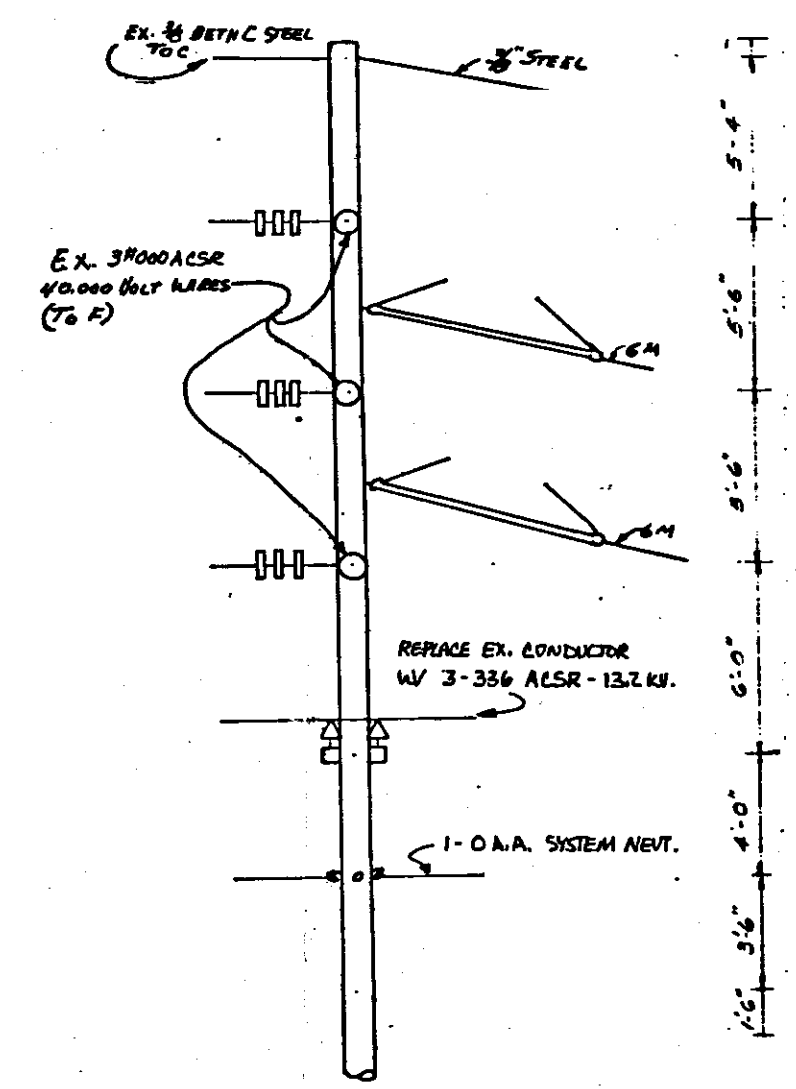
REFER TO SECTION 12 OF OVERHEAD LINES CONSTRUCTION STANDARDS FOR MINIMUM CLEARANCE CHART. THE RAILROAD PERMIT APPLICATION (DE 963-6064) SHALL BE SUBMITTED ALONG WITH THIS VOLUME.

SPAN	SPAN LENGTH	LOWEST CONDUCTOR OVER R.R. TRACKS	STRINGING SAG AT 60° F	SAG TABLE	RULE SPAN	FINAL SAG RATION
B-C	159'	1-0-BA NEUT.	30"	I	150'	30"
B-C	159'	3-336 ACSR 13.2KV	30"	I	150'	30"
B-C	159'	3-3-0 ACSR 40KV	30"	I	150'	30"
B-C	159'	1-3/8" BETH STEEL	17"	II	150'	17"

DESIGNED BY M. EDMONSON DIVISION MARYSVILLE SERVICE CENTER PRO. PLANNING  
 CHECKED BY B. IMMEL DATE MARCH 11, 1999



CROSSING OF EX. 1-3/8" BETH STEEL SHIELD WIRE 3-0 ACSR 40KV - PROPOSE REPLACEMENT OF EXISTING 3-2 WP TO 336 ACSR - 13.2KV AND EX. 1-0-BA SYSTEM NEUT.



THE DETROIT EDISON COMPANY  
 PROPOSED LINE CROSSING OVER GRAND TRUNK WESTERN RR EXISTING PERMIT NUMBER ED28-3731  
 IN S MAIN ST 100'S OF RAILROAD ST VILLAGE OF CARAC  
 SECTION 28 NEW TOWNSHIP MUSSEY TWIN LEE COUNTY ST CLAIR

RX 1560 L  
 DATE 3-27-64

NOTES

MATERIAL SHALL BE AS NOTED IN THE DETROIT EDISON COMPANY STANDARD SPECIFICATIONS FOR OVERHEAD LINE CONSTRUCTION AT RAILROAD CROSSINGS DATED MARCH 1947.  
 ACTUAL FIELD DIMENSIONS MAY VARY SOMETIMES FROM THOSE SHOWN BUT THE REQUIREMENTS OF ORDER NO. 1978 OF MICHIGAN PUBLIC SERVICE COMMISSION, AS REVISED JAN. 1, 1944, WILL BE COMPLIED WITH.

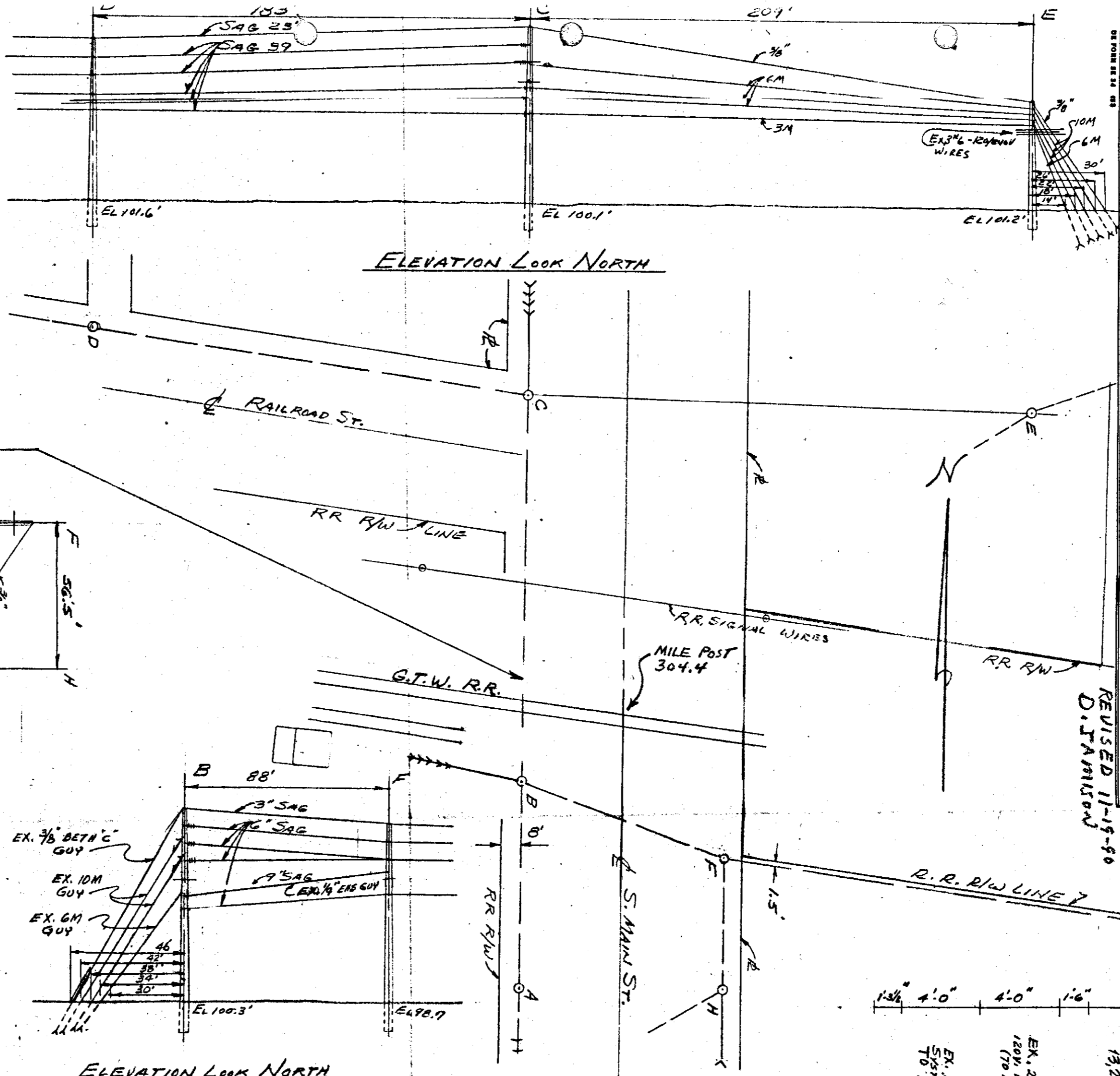
MINIMUM CLEARANCES

WIRE OVER R.R. SIGNAL	MAIN LINE	7 FT.	7 FT.
0 - 800 VOLTS	12 FT.	12 FT.	12 FT.
800 - 7500 VOLTS	27 FT.	27 FT.	27 FT.
7500 - 24000 VOLTS	28 FT.	28 FT.	28 FT.
24000 VOLTS	30 FT.	30 FT.	30 FT.
WIRE OVER R.R. SIGNAL	3 FT.	3 FT.	3 FT.
24000 VOLTS	8 FT.	8 FT.	8 FT.

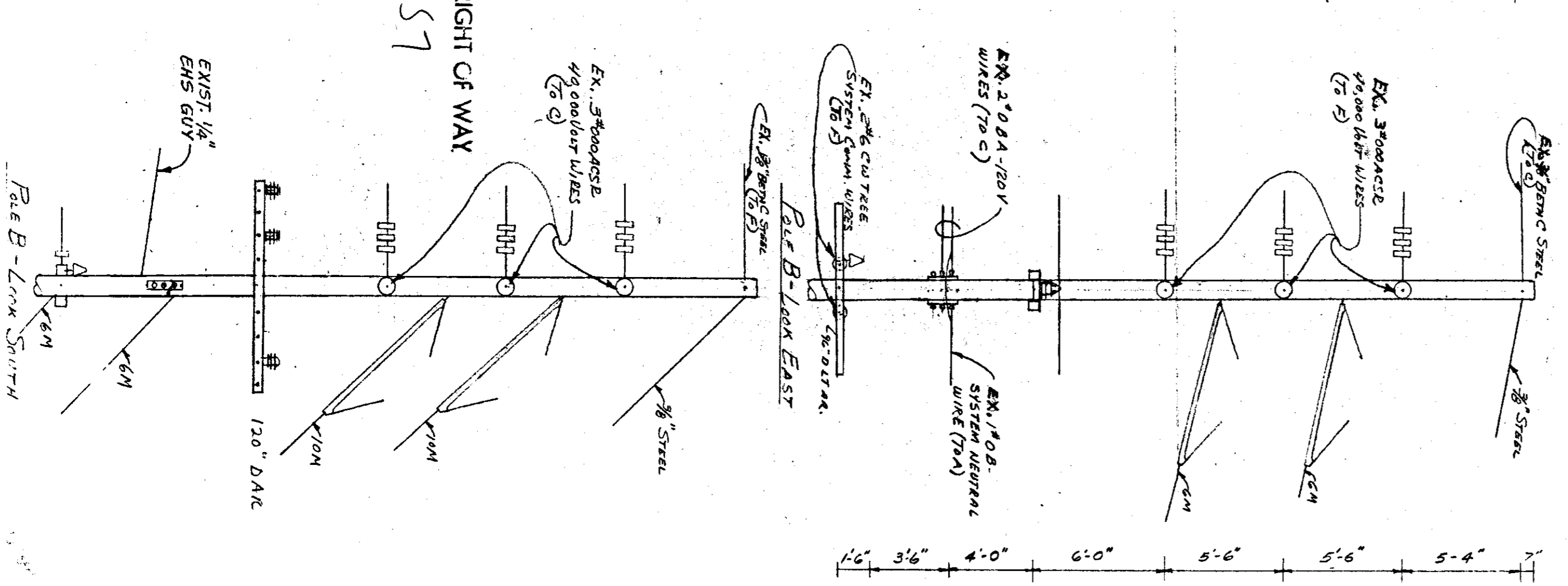
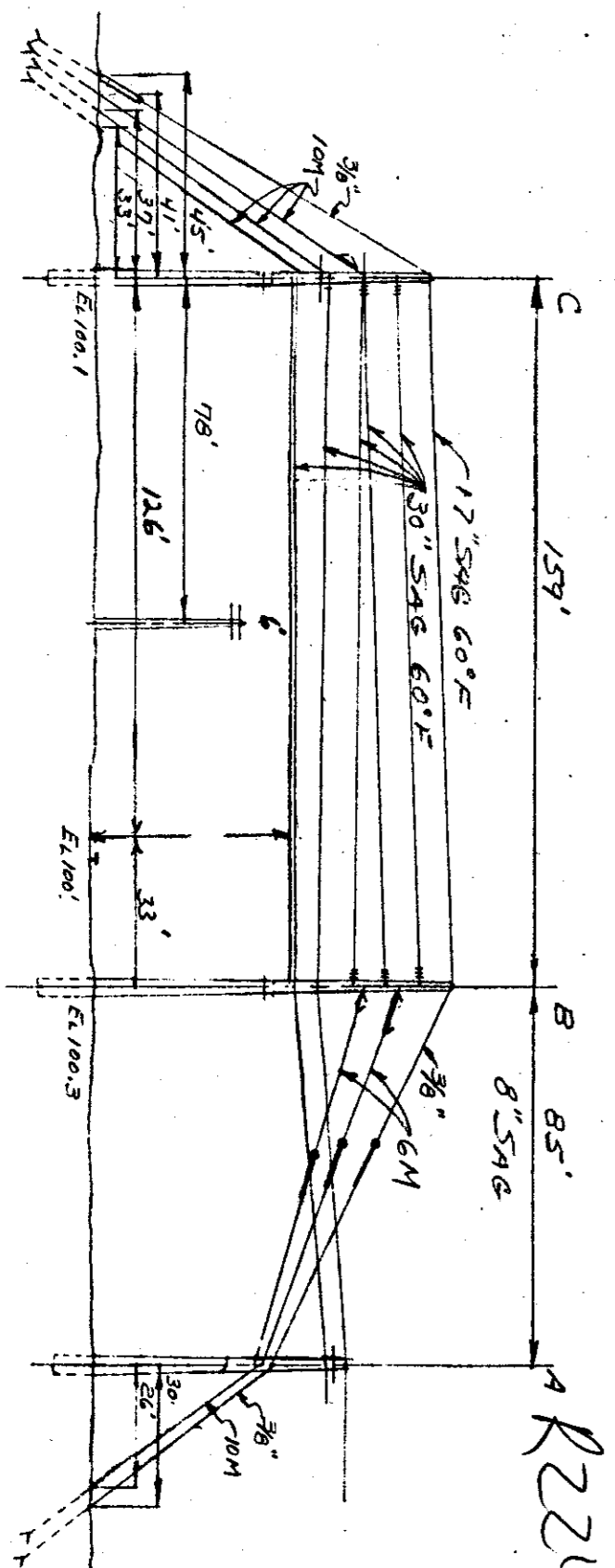
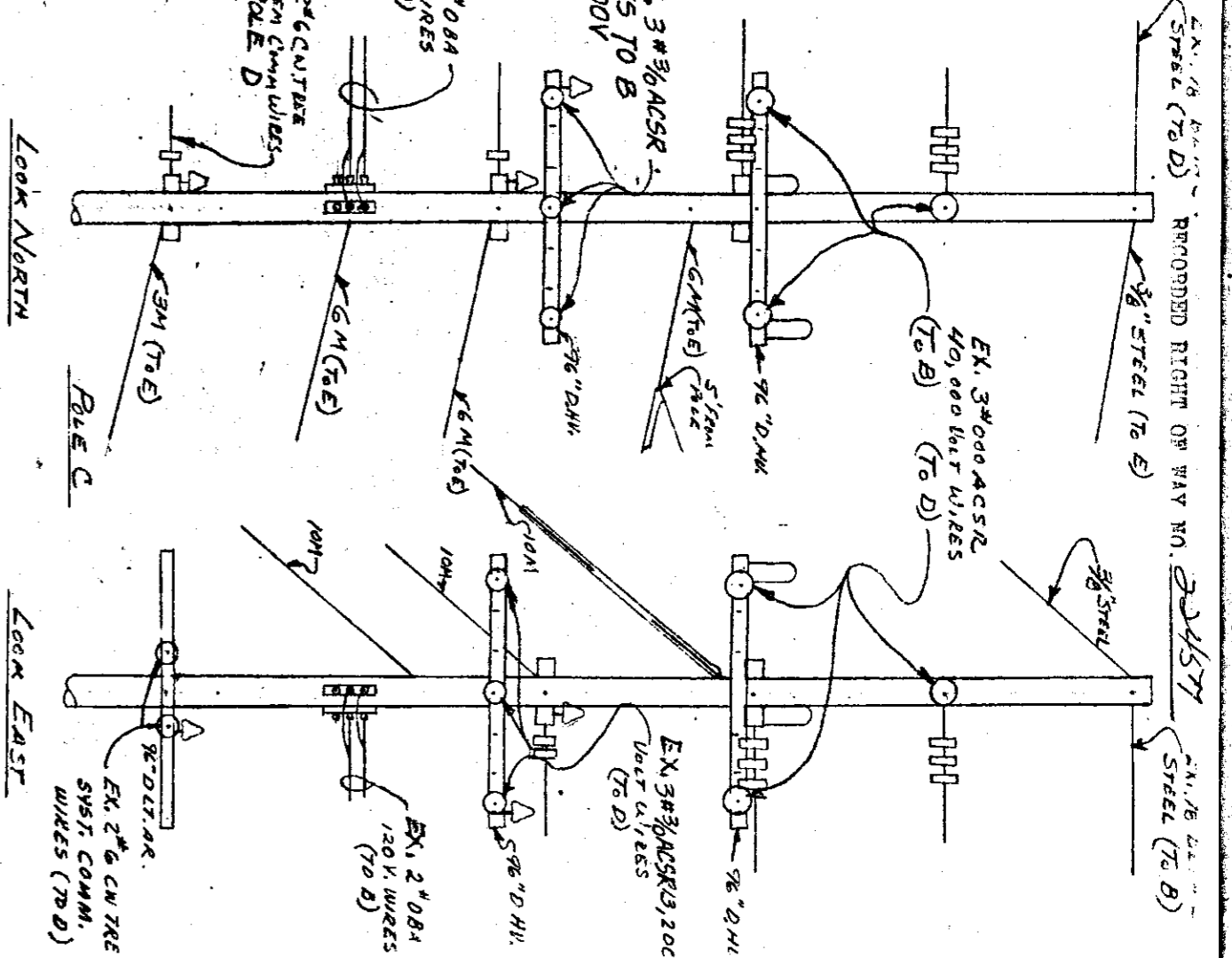
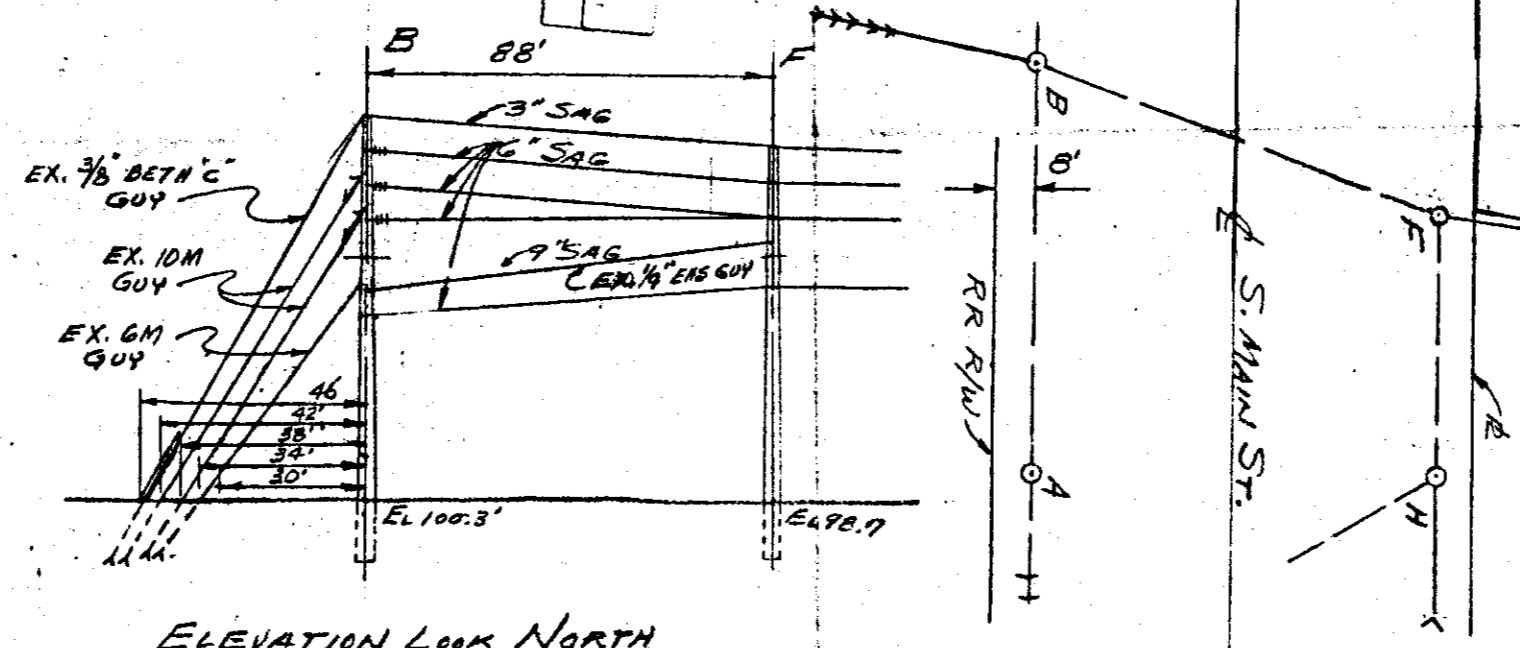
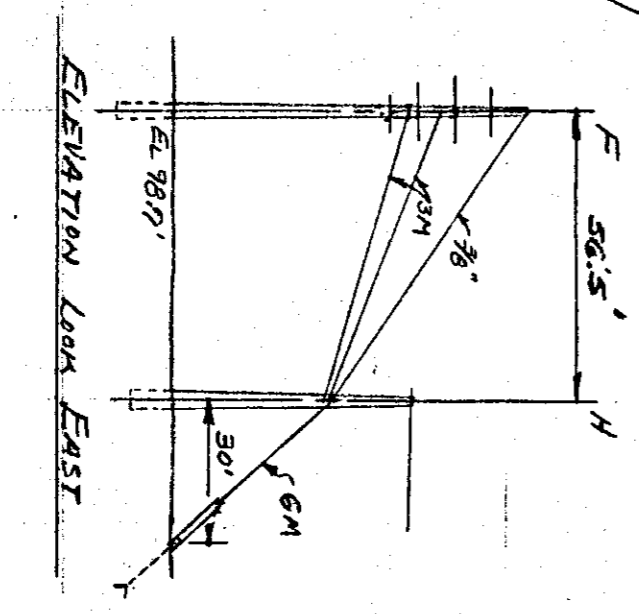
CONDUCTORS

NUMBER	SIZE	RND	VOLTAGE	LOCATION	LENGTH	CLASS	TYPE
1	3/8"	STEEL SHEILD	A	50	3	WOOD	
3	000 ACSE	40,000	B	20	2	"	
3	000 ACSE	13,200	C-E	65	2	"	
3	000 ACSE	13,200	D	60	1	"	
3	000 ACSE	13,200	E	40	1	"	
3	000 ACSE	13,200	H	45	2	"	

DRAWN BY GEPHERI, ENGINEERING DIVISION DATE 3-27-64  
 ESTIMATOR THORLEY, OVERHEAD LINES DEPT. DATE 3-27-64



CROSSING OF EXISTING 1-3/8" BETH' C STEEL  
 SPREAD WIRE 3" 000 ACSE & 49,000 VOLT WIRES,  
 PROPOSED 3" 000 ACSE & 13,200 VOLT WIRES,  
 EXISTING 240 BA 120V WIRES.  
 REVISED 11-19-90  
 D. JAMISON



ELEVATION LOOK EAST

RECORDED RIGHT OF WAY  
 R22457

RAILROAD ST  
 R22457

MISC. RIGHT OF WAY FILE No. 22457

CORPORATE REAL ESTATE SERVICES

Project No. XT2740  
Railroad Project No. BT0840  
Project Name: RX1360C

Date: February 13, 1991  
To: Ava D. Thrower  
Records Center  
From: Thomas Wilson  
Subject: Wire Crossing of Railroad Tracks

Attached are papers related to the notification, dated December 20, 1990, to Grand Trunk Western Railroad to reconstruct the above mentioned crossing in the NE 1/4 of Section 28, Mussey Township, St. Clair County, Michigan.

Service Planning, Thumb Division, is hereby notified to revise the crossing as requested.

Please incorporate these papers into the appropriate Records Center File.

Approved:

*Barbara A. Fulton*

Barbara A. Fulton  
Supervisor, Corporate Real Estate Services

Attachments  
cc: D. Jamison

A-1

RECORDED RIGHT OF WAY NO. 223457

WLL

Office of Engineer, Public Services  
Detroit, Michigan

Grand Trunk W. R. Co.  
RECEIVED  
JAN 15 1991  
IND. DEV. & PROP. MGMT.  
Detroit, Mich.

Date: 1/10/91

File: 309-16

Application for Wire Crossing No: 2809

Name of Applicant: Detroit Edison Company

Letter Dated: 12/20/90 Applicant's Plan No. RX 1360 C Date: 11/19/90

Location: Capac, Michigan

Mile Post: 309.45 Subdivision: Flint Subdivision

Brief description of proposed crossing or encroachment:

- One - 3/8" Beth Steel Shield Wire
- Three - # 000, ACSR, 40,000 Volt Wires
- Three - # 000, ACSR, 13,200 Volt Wires
- Two - # 0, AB, 120 Volt Wires

On or over Railroad property, in Street or Private Property: In South Main St.

Remarks and Recommendations:

No objection to proposed reconstruction. A license is not required.

*W. LaMasters*  
W. LaMasters  
Engineer, Public Services

RECEIVED  
FEB 12 1991  
CORPORATE REAL  
ESTATE SERVICES

Approval:

*[Signature]*  
Engineer, Communications

*J. R. Anders*  
Chief Engineer File: 309-16

*A. H. Callen*  
\* Director, Industrial and Resource  
Development

\* Please return Approved Copy to  
Office of Engineer, Public Services

RECORDED RIGHTS OF WAY NO. 22457





2000 Second Avenue  
Detroit, Michigan 48226  
(313) 237-8000

December 20, 1990

Mr. W. LaMasters  
Engineer of Surveys and Construction  
Grand Trunk Western Railroad Company  
1333 Brewery Park Boulevard  
Detroit, Michigan 48207-2699

Re: Wire Crossing Notification

Dear Mr. LaMasters:

This letter is your notice of the planned reconstruction of an overhead wire crossing over your railroad tracks within the South Main Street public right of way, by The Detroit Edison Company, in the NE 1/4 of Section 28, Village of Capac, Mussey Township, St. Clair County, Michigan.

1. Location: Intersection of South Main and Railroad streets.
2. Detroit Edison Project and Crossing Nos. BT0840, RX1360 C.
3. This is a reconstruction of an existing crossing (Previous permit dated: 6-25-64, No. ED2-8-5357)
4. Please indicate your:
  - R.R. Valuation Station No.
  - R.R. Mile Post No. 304.4
  - Will a Flagman or Inspection be required?

All construction will be done in accordance with specification of the Michigan Public Service Commission and all applicable codes and laws.

In the event you do not acknowledge receipt of this letter within 45 days of the above date, our crews will be instructed to begin work.

Please contact me on (313)237-8314 if you have any questions.

Sincerely,

Thomas Wilson  
Real Estate Associate  
Room 2310 WCB

Certified Mail  
Return Receipt Requested  
cc: D. Jamison  
attachments  
B12

RECORDED RIGHT OF WAY NO. 82457



# Railroad Crossing Application - Overhead

Please Print

Railroad Name <b>Grand Trunk Western R. R.</b>				Department Order <b>B-78918</b>	
Revision From RX No. (Available From Record Center (Ext. 78498)) <b>RX 1360 B</b>		New RX No. or R/W No. <b>RX 1360 C</b>		Spans <b>B-C</b>	
Location: City/Township <b>Village of Capac</b>		Town <b>T- 7N</b>	Range <b>R- 13E</b>	County <b>St. Clair</b>	1/4 Section <b>NE</b>
Section <b>28</b>					
Location Description <b>S. Main &amp; Railroad Street</b>					

This Crossing:

Is within the public road right-of-way or  Is on railroad property  Provides service to the railroad (If yes, check box)

### Crossing Data

Detailed On Attached Drawing

**See Attached Drawing**

Railroad Mile Post (Number) <b>309.4</b>	State Permit No. Existing <b>ED2-8-5357</b>	Date <b>6-25-64</b>	Distance to Crossing from Mile Post (in feet) <b>2100</b> Ft.
---	--	------------------------	--

Existing							Proposed						
Type of Structure							Type of Structure						
<input checked="" type="checkbox"/> Wood <input type="checkbox"/> Steel							<input type="checkbox"/> Wood <input type="checkbox"/> Steel						
Conductors				Poles			Conductors				Poles		
Span.	No. Size	Kind	Voltage	Location	Length	Class	Span.	No. Size	Kind	Voltage	Location	Length	Class
B-C	1-318	BETH C	Shield	A	50	3	B-C	3#000	ACSR	13200			
BC	3#000	ACSR	40,000	B	70	2							
BC	2#0BA	AL	120V	C&F	65	2							
				D	60	1							
				E	40	1							
				H	45	2							

**RECEIVED**  
 DEC 14 1990  
 CORPORATE REAL ESTATE SERVICES

Summary of Line Changes (continue on separate sheet if necessary)

Span B-C Replace 3#2 WP with 3#000 ACSR- 13200 Volts Wires

Span B-C Remove 2#6 CWT System Comm. Wires.

### Clearances

Tolerance	Clearances	Height
Nearest 0.1 foot with lowest conductor or wire at 60° final sag. (If different indicate on drawing)	From Top of Rail to Nearest Wire	31 Ft.
	Railroad Communication or Signal Lines	6 Ft.

\* Materials shall be as noted in the current revision of Detroit Edison's General Specifications for Overhead Line Construction at Railroad Crossings.

Actual field dimension may vary from those indicated. However, the clearances shall be in compliance with the current revisions of Order Nos. 1679 and 1868 of Michigan Public Service Commission.

Designed By <b>D. Jamison</b>	Date <b>11-19-90</b>	Checked By	Date
Company Location <b>Port Huron</b>	Phone No. <b>183-6828</b>		

Distribution: - Original - Service Planning    Yellow Copy - Railroad    Pink Copy - RE & RW

RECORDED IN THE OFFICE OF THE CLERK OF THE COURT

**Detroit  
Edison**

2000 Second Avenue  
Detroit, Michigan 48226  
(313) 237-8000

May 13, 1987

T. J. Rigley  
Manager, Property Management  
Grand Trunk Western Railroad Company  
131 West Lafayette Boulevard  
Detroit, MI 48226

Dear Mr. Rigley:

The Detroit Edison Company has carefully evaluated your request for rental increases. In response, we have developed a financially responsible proposal that recognizes unrealistic rents by today's standards. In addition, we are proposing to convert other than annual rentals to annual rentals.

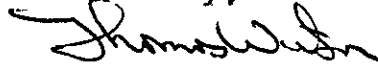
The Detroit Edison Company will consider increasing the rent on 376 agreements by establishing a minimum annual amount of \$50.00 each. This would be a 268% increase. The low rentals for these 376 agreements have been in place for many years and in some cases decades. We believe a \$50.00 minimum is realistic today and for the foreseeable future.

We propose amending the agreements for low dollar level non annual agreements to annual payment agreements. A copy of our listing of these agreements is enclosed.

If this proposal is acceptable, we will update our computer record to begin immediately to reflect the new \$50.00 minimum, effective January 1, 1988. T.J.R.


Please concur with this plan and return a signed copy of this letter. When we receive it we will update our records.

Sincerely,



Thomas Wilson  
Real Estate Associate

AGREED TO:

  
\_\_\_\_\_  
T. J. Rigley  
Manager, Property Management

Date February 1, 1988

RRT/blg  
enclosure

RECORDED RIGHT OF WAY NO.

22457

INTERDEPARTMENT CORRESPONDENCE

October 21, 1963

TO RECORDS CENTER:

Attached is fully executed copy of License ~~agreement/permit~~ from:

Grand Trunk Western Railroad Company

Facilities Covered: Portion of Railroad right of way to be used by The Detroit Edison Company as a driveway for servicing its existing transmission and distribution lines.

Specific Location: A portion of the Railroad property at various points along the north and south side of the right of way between Lapeer and Emmett.

GEN'L. ACCTG. DEPT.
ENTERED - <del>CANCELLED</del>
CONTRACT BOOK NO. 22457
DATE 12-31-63
BY <i>Pauline LaBelle</i>
CHECKED BY <i>[Signature]</i>

R.R. Valuation Station Between Mile Post 290 and M.P. 318  
of Village of  
City/Township Lapeer and Emmett Township

County Lapeer and St. Clair Detroit Edison Plan No. \_\_\_\_\_

License ~~Agreement/Permit~~ Date October 15, 1963 R.R. Plan No. L-4034

Preparation Fee \$100.00 Annual Rental \$25.00

Supersedes and Cancels Agreement dated \_\_\_\_\_ R/W No. \_\_\_\_\_

This is a Supplemental Agreement and is to be made a part of R/W \_\_\_\_\_

Attached Grand Trunk Western Railroad Permit No. \_\_\_\_\_ to be made a part of R/W No. 9064.

RECORDED RIGHT OF WAY NO. 22457

*Emmett Twp.*  
*Mussey Twp.*  
*Imbly Twp.*  
*Attica Twp.*  
*Lapeer Twp.*

REFERRED TO
<i>N + S of R. R.</i>
<i>OK</i>
<i>OK</i>
<i>OK</i>
<i>OK</i>
<i>OK</i>
<i>OK</i>
<i>OK</i>
<i>OK</i>
<i>OK</i>

RECORDS CENTER
RECEIVED
TICKLER MADE
CLASSIFIED
<i>I. W. Gamble</i>
I. W. Gamble
Supervisor of Rights of Way
Real-Estate and Rights-of-Way-Dept.
Properties and Rights of Way Department

L I C E N S E

THIS LICENSE, effective the 15<sup>TH</sup> day of October, 1963.

W I T N E S S E T H:

That the GRAND TRUNK WESTERN RAILROAD COMPANY, a Michigan corporation, hereinafter called the "Licensor," licenses and permit THE DETROIT EDISON COMPANY, a New York corporation, hereinafter called the "Licensee," to make use of a portion of the property of the Licensor's right-of-way at various points between Lapeer (Mile Post 290) and Emmett (Mile Post 318), in the Counties of Lapeer and St. Clair, State of Michigan, in the locations indicated on the attached Plan No. L-4034 which is hereby made a part hereof, for the sole purpose of using driveway for servicing Licensee's existing transmission and distribution lines along the North side of Licensor's right-of-way except for the area East and West of Graham Road from Mile Post 305.50 to Mile Post 304.55 and the area East and West of Engles Road from Mile Post 305.91 to Mile Post 305.70 where the Licensee's line is along the South side of the right-of-way.

This license is granted upon the following terms, assent to which is signified by the signature of the Licensee.

1. The Licensee shall furnish and do at the Licensee's own cost and expense any and all things herein permitted, or that the Licensee is herein bound to do.

2. The Licensee hereby assumes all the risk and liability attendant upon the conduct of its operations on the premises described above, and agrees to indemnify and save the Licensor harmless from and against all loss, liability or expense for injury or death to any person or damage to any property (including the property of the Licensor) arising in any manner out of the license herein granted, except where such loss, liability or expense is the direct result of the Licensor's acts or negligence.

3. This license is given for the period of one year and thereafter from year to year, but at all times the same may be revoked by the Licensor, or cancelled by the Licensee, upon sixty (60) days' previous written notice of such intention; any notice to be given to the Licensor hereunder to be addressed only to its Real Estate and Tax Commissioner at Detroit, Michigan, who, it is understood,

RECORDED RIGHT OF WAY NO. 22457

constitutes its agent for such purpose, and provided further, that the Licensor may at any time designate another agent for such purpose.

4. On the expiration, revocation or cancellation hereof; the Licensee agrees, at Licensee's own expense, to remove all Licensee's material from the premises of the Licensor and to leave the same in a neat, clean and level condition. If not so done within twenty (20) days, the Licensor may perform the work above described, the expense of which will be repaid to the Licensor by the Licensee within thirty (30) days after bill for same is rendered.

5. For the privileges herein contained the Licensee agrees to pay the Licensor in advance the sum of ONE HUNDRED TWENTY-FIVE DOLLARS (\$125.00) for the first year and, thereafter, the sum of TWENTY-FIVE DOLLARS (\$25.00) per annum and other valuable consideration.

6. Roadways covered in this license are shown in dash (—) lines on the attached plan. Licensee may, upon first securing written permission from the Licensor, extend or build new roadways within the linear limits of this license.

7. Licensee agrees to notify Licensor forty-eight (48) hours in advance of any work to be performed by the Licensee requiring occupancy at any one location for a period of seventy-two (72) hours or more.

8. This license does not grant permission to the Licensee to store materials and equipment on the property of the Licensor. Further, any vehicles, materials or equipment used on the premises during the exercising of the privileges granted herein shall be permitted no closer than twelve (12) feet from the centerline of the nearest track.

9. Inasmuch as the uninterrupted operations of the Licensor's trains are of paramount importance, the Licensor's local forces will have the right to temporarily revoke the privileges granted herein.

10. If the Licensee in the exercising of the privileges granted herein shall damage the existing roadways or damage the surfaces of the Licensor's land, it will at its own expense, refill and resurface areas to original condition.

RECORDED RIGHTS OF WAY NO. 2457

IN WITNESS WHEREOF, the parties hereto have executed the within license, through their duly authorized officials, effective as of the day and year first above written.

Signed, sealed and delivered in the presence of:

Wm. L. Tullish

GRAND TRUNK WESTERN RAILROAD COMPANY, a Michigan corporation -

By P. P. Cesswell  
Its- Real Estate & Tax Commissioner

THE DETROIT EDISON COMPANY, a New York corporation -

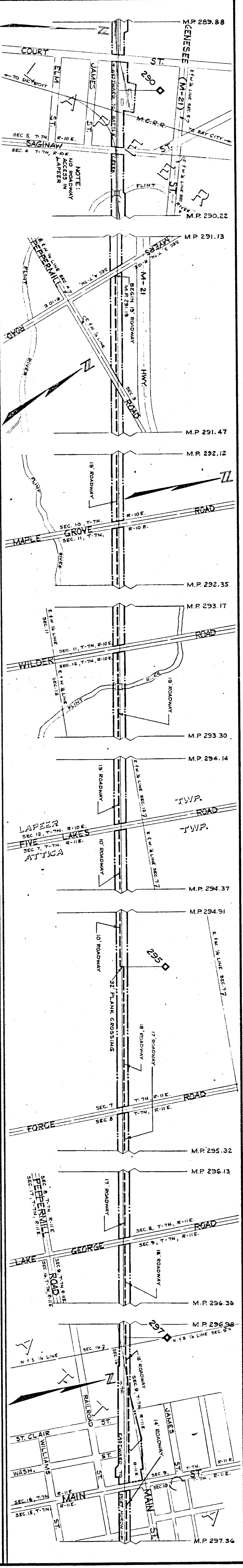
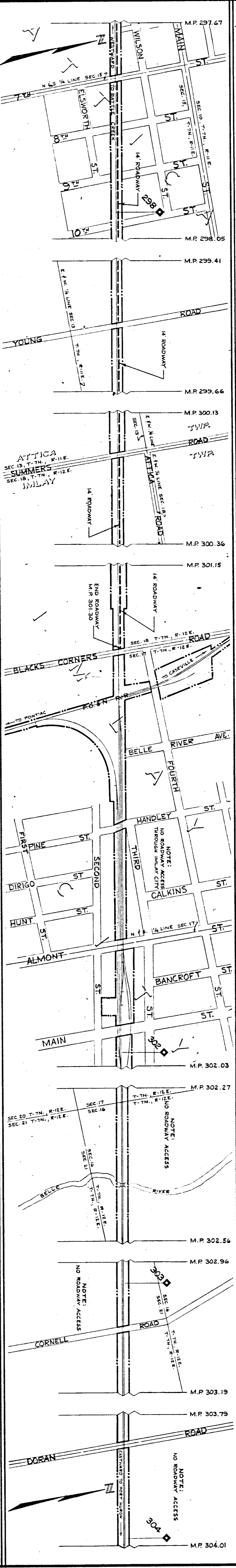
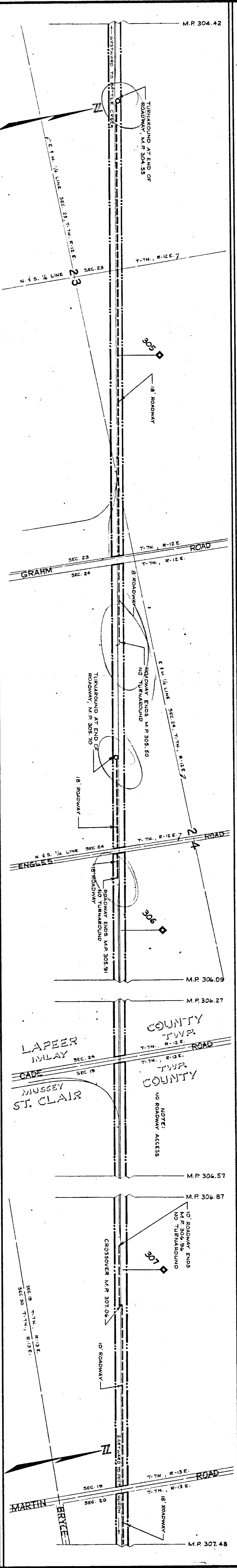
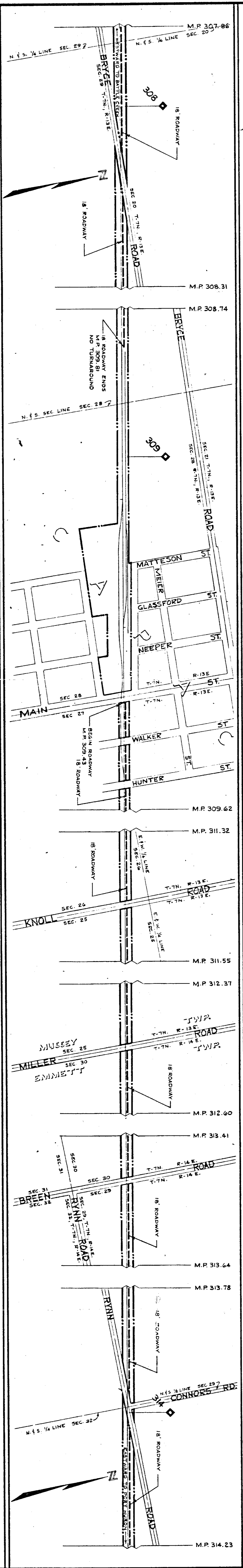
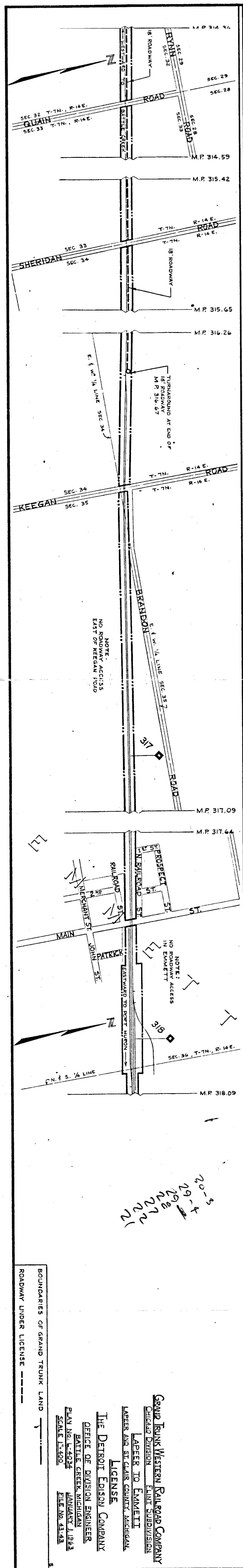
xx H. Wheeler

By A. L. Kasameyer  
Its-  
A. L. KASAMEYER, DIRECTOR  
PROPERTIES AND RIGHTS-OF-WAY DEPARTMENT

G.T.W. APPROVALS	
<u>8/1</u>	LEGAL DEPT. AS TO FORM
<u>3/3/11</u>	CHIEF ENG'R
<u>7/20</u>	REAL ESTATE & TAX DEPT.
	SUPT. OF COMMUNICN

RECORDED RIGHT OF WAY NO. 22457





20-3  
109-4  
109-8  
109-11  
109-12  
109-13  
109-14  
109-15  
109-16  
109-17  
109-18  
109-19  
109-20  
109-21  
109-22  
109-23  
109-24  
109-25  
109-26  
109-27  
109-28  
109-29  
109-30  
109-31  
109-32  
109-33  
109-34  
109-35  
109-36  
109-37  
109-38  
109-39  
109-40

BOUNDARIES OF GRAND TRUNK LAND  
ROADWAY UNDER LICENSE

RECORDED RIGHT OF WAY NO. 109-1-40

Grand Trunk Western Railroad Company  
CHICAGO DIVISION  
LAPEER TO EMMETT  
LAPEER AND ST. CLAIR COUNTY, MICHIGAN

LICENSE  
THE DETROIT EDISON COMPANY  
OFFICE OF DIVISION ENGINEER  
PATRICK GREEN, CHIEF ENGINEER  
PLAN NO. 16,400  
SCALE 1:5000  
FILE NO. 43,43