

F818941

LI18446 PA515

THIS INSTRUMENT IS RE-RECORDED WITH "AS INSTALLED" DRAWING AS STIPULATED IN PARAGRAPH 7.

AGREEMENT - EASEMENT - RESTRICTIONS

This instrument made this 7th day of May, 1973, by and between the undersigned Owners of land and THE DETROIT EDISON COMPANY, a corporation organized and existing concurrently under the laws of Michigan and New York, of 2000 Second Avenue, Detroit, Michigan, 48226, hereinafter called "EDISON", and MICHIGAN BELL TELEPHONE COMPANY, a Michigan corporation of 1365 Cass Avenue, Detroit, Michigan, 48226, hereinafter called "BELL".

WITNESSETH:

Owners are developing a mobile home park in the City of Belleville, County of Wayne, State of Michigan, and described in Appendix "A", attached hereto and made a part hereof, and EDISON and BELL will install their electric and communication facilities underground except necessary above ground equipment.

NOW, THEREFORE, in consideration of the mutual promises and covenants for the installation of underground utility services made by the parties hereto, it is mutually agreed:

(1) The installation, ownership and maintenance of electric services and the charges to be made therefor shall be subject to and in accordance with the Orders and Rules and Regulations adopted from time to time by the Michigan Public Service Commission.

(2) Owners must certify to EDISON and BELL that easements are graded to within four (4") inches of final grade before the underground facilities are installed.

(3) Owners to place survey stakes before trenching to properly indicate perimeter property lines, trailer lots and route of EDISON and BELL lines.

(4) Owners to provide for clearing the easements of trees, stumps, and obstructions sufficiently to allow trenching equipment to operate.

(5) Owners agree to provide adequate cabinet space or meter pedestal for a communications terminating facility of a type approved by BELL.

(6) Owners further agree that if subsequent to the installation of the utility facilities of EDISON and BELL, it is necessary to repair, move, modify, rearrange or relocate any of their facilities to conform to a new plot plan or change of grade or for any cause or changes attributable to public authority having jurisdiction or to Owners action or request, Owners will pay the cost and expense of repairing, moving, rearrangement or relocating said facilities to EDISON or BELL upon receipt of a statement therefor. Further, if the lines or facilities of EDISON or BELL are damaged by acts of negligence on the part of the Owners or by contractors engaged by Owners, repairs shall be made by the utilities named herein at the cost and expense of the Owners and shall be paid to EDISON or BELL upon receiving a statement therefor. Owners are defined as those persons owning the land at the time damage occurred.

(7) Owners hereby grant to EDISON and BELL easements satisfactory to the utilities for electric and communication services in land herein described. When utility lines are installed, this instrument shall be re-recorded with an "as installed" drawing, showing the location of said facilities and indicating the easements by their centerlines. Easements shall be six (6') feet in width unless otherwise indicated on said drawing. However, secondary electric service and communication entrance locations, as shown on "as installed" drawings are not guaranteed. Actual locations can be determined after contact with utilities.

F818941

G519842

28850

DRAFTED BY AND RETURN TO: M. HARTMAN, MICHIGAN BELL 660 PLAZA DRIVE ROOM 1510 DETROIT, MICHIGAN 48226

RECORDED JUN 6 1973 AT 9:23 O'CLOCK BERNARD J. YOUNGBLOOD, Register of Deeds WAYNE COUNTY, MICHIGAN 48226

RECORDED JUL 29 1980 AT 351 P FOREST E. YOUNGBLOOD, Register of Deeds WAYNE COUNTY, MICHIGAN 48226

(8) EDISON and BELL shall have the right of access at all time upon premises for the purpose of constructing, repairing and maintaining their electric and communication facilities.

(9) Owners to pay to utility concerned the extra trenching costs involved if trenching is required while ground is frozen.

(10) Easements herein granted are subject to the following restrictions:

- a. Said easements shall be subject to the Rules and Regulations adopted from time to time by the Michigan Public Service Commission.
- b. Cement patios or pads for trailer utility sheds shall not be placed over utility lines.
- c. No shrubs or foliage shall be permitted within five (5') feet of the front doors of transformers.

(11) Any of the undersigned who are vendors on land contracts wherein a portion of the lands described herein are being sold shall not be liable to BELL or EDISON unless and until the interest of the vendees, under any such contracts, have been forfeited and damage to utility lines and equipment occurs after such forfeiture.

The foregoing agreement, easements, restrictions and covenants shall run with the land and shall inure to the benefit of and be binding upon the heirs, administrators, executors, personal representatives, successors and assigns of the parties hereto and shall not be subject to termination without the consent of the utilities herein concerned.

IN WITNESS WHEREOF, the undersigned have set their hands and seals on the day and year first above written.

In the Presence of:

Gerald S. Misiak  
GERALD S. MISIAK

Irene C. Kata  
IRENE C. KATA

Kathleen Popa  
KATHLEEN POPA

Marsha Pavelka  
MARSHA PAVELKA

Cecilia A. Norush  
CECILIA A. NORUSH

Lillian N. Kuzel  
LILLIAN N. KUZEL

THE DETROIT EDISON COMPANY

By W. C. Arnold  
W. C. Arnold, Director, Real Estate and Rights of Way Dept

By Lillian J. H. Carroll  
LILLIAN J. H. CARROLL ASST. SECRETARY

MICHIGAN BELL TELEPHONE COMPANY

By William F. Murray, Jr.  
WILLIAM F. MURRAY, JR.  
Staff Supervisor, Right of Way  
(Authorized Signature)

BELLE VILLA ESTATES ADULT MOBILE HOME COMMUNITY  
A Michigan Co-partnership  
301 Davis Street  
Belleville, Michigan 48111

By James F. Ackron  
James F. Ackron, Co-partner

By Edward Kuzel  
Edward Kuzel, Co-partner

INDEXED BY STATE CO. 28650

STATE OF MICHIGAN )

SS

COUNTY OF WAYNE )

LI 18446 PA 517

On this 11th day of May, 19 73, before me, the subscriber, a Notary Public in and for said County, personally appeared W. C. Arnold and Lillian I.H. Carroll to me personally known, who being by me duly sworn, did say that they are the Director, RE & R/W Dept. and an Assistant Secretary of THE DETROIT EDISON COMPANY, a corporation organized and existing concurrently under the laws of Michigan and New York, and that the seal affixed to said instrument is the corporate seal of the said corporation, and that said instrument was signed in behalf of said corporation by authority of its Board of Directors and W. C. Arnold and Lillian I.H. Carroll acknowledged said instrument to be the free act and deed of said Corporation.

My commission expires: May 14, 1976

Irene C. Kata  
Notary Public **IRENE C. KATA**  
Wayne County, Michigan

STATE OF MICHIGAN )

SS

COUNTY OF OAKLAND )

On this 9th day of May, 19 73, before me, the subscriber, a Notary Public in and for said County, appeared William F. Murray Jr. to me personally known, who being by me duly sworn, did say that he is Staff Supervisor of Right of Way, authorized by and for MICHIGAN BELL TELEPHONE COMPANY, a Michigan Corporation, and that the said instrument was signed in behalf of said Corporation, by authority of its Board of Directors, and William F. Murray Jr. acknowledged said instrument to be the free act and deed of said corporation.

My commission expires: \_\_\_\_\_

Melford Hartman  
Notary Public  
\_\_\_\_\_  
County, Michigan

MELFORD HARTMAN  
Notary Public, Wayne County, Michigan  
Acting in Oakland County  
My Commission Expires Sept. 15, 1979

State of Michigan

County of WAYNE

LI 18446 PA 518

On this 7th day of May, 19 73, before me, a Notary Public,

personally appeared JAMES F. ACKRON and EDWARD KUZEL

to me personally known, who being by me duly sworn, did respectively say that

they (~~is~~) are) (~~is~~) member (s) of the partnership known as BELLE VILLA  
ESTATES ADULT MOBILE HOME COMMUNITY, a Michigan Co-partnership which

executed the within instrument and that they acknowledged said instrument  
to be the free act and deed of the said partnership.

My commission expires: 8-23-76

Cecilia Ann Norush  
Notary Public Cecilia Ann Norush

Washtenaw County, Michigan  
"ACTING IN WAYNE COUNTY"

Appendix A BELLE VILLA ESTATES ADULT MOBILE HOME PARK

A parcel of land being the S.E.  $\frac{1}{4}$  of the S.W.  $\frac{1}{4}$  of Section 27,  
Town 3 South, Range 8 East, City of Belleville, Wayne County, Michigan,  
and is more particularly described as:

Beginning at a point on the South line of Section 27, Town 3 South,  
Range 8 East, City of Belleville, Wayne County, Michigan, said South  
line being coincident with the centerline of Hull Road (66 feet wide)  
said point located distant East 1305.20 feet from the S.W. corner of  
said Section 27 and proceeding thence North  $05^{\circ} 32' 05''$  West 133.58 feet;  
thence South  $89^{\circ} 51' 15''$  East 1351.20 feet to a point on the North and  
South  $\frac{1}{4}$  line of said Section 27; thence South  $03^{\circ} 34' 17''$  East 1326.50  
feet along said North and South  $\frac{1}{4}$  line to the South  $\frac{1}{4}$  corner of said  
Section 27; thence West 1305.20 feet along said South line of Section 27  
to the point of beginning and containing 40.4322 Acres of land, more or  
less.

proofread ak

28650

RIGHT OF WAY #28649 IS A PHOTO COPY. FOR ORIGINAL SEE  
RIGHT OF WAY #30062.

RECORDED RIGHT OF WAY NO. 28649

INTERDEPARTMENT CORRESPONDENCE

Real Estate and Rights of Way Department

May 8, 1973

MEMORANDUM TO:


RUTH RUSH, Supervisor  
Records Center  
225 General Offices

Re: Agreement-Easement-Restrictions for underground residential distribution for Lakepoint Village Condominium located in the Southwest 1/4 of Sec. 19, Van Buren Township, Wayne County, Michigan.

Attached for the Records Center is the agreement covering the underground electric and communication services for the above named project. We are requesting the Records Center set up a file and forward to this department the Real Estate file number.

The agreement was negotiated by James Daskaloff of the Legal Department.

When the file is closed, all pertinent papers will be forwarded to the Records Center to be placed in the file bearing number previously assigned.

  
Thomas E. Blondell  
Real Estate Representative

TEB/gmc

Attachment

RECORDS CENTER
RECEIVED MAY 31 '73
TICKLER MADE
CLASSIFIED

RECORDED RIGHT OF WAY NO. 28679

28650

# Wayne County Drain Office

CHARLES N. YOUNGBLOOD  
COMMISSIONER

3400 CADILLAC TOWER  
DETROIT, MICHIGAN 48226  
224-5566

July 16, 1973

Detroit Edison Company  
2000 Second Avenue  
Detroit, Michigan 48226

Attention: Mr. E. Okerson

Re: Hubbard Drain  
Belle Villa Estates Mobile Home Park  
City of Belleville - Plan No. U-30219

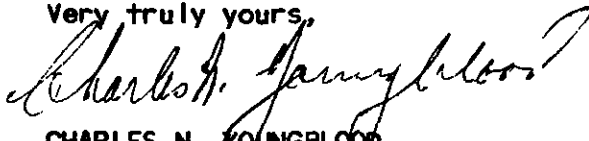
Dear Sir:

We have reviewed your proposed plans and find that they meet with our approval with the following changes: On the set of plans we are returning to you, we have noted in red the cross section of the drain as per our files. Note that conduit should be placed three feet below elevation 670.30 U.S. & G.S. datum.

We shall wish to inspect final drain restoration and you should notify our Field Office (728-6351) as to when this inspection may take place.

If there are any questions, please contact Mr. Agresta at 224-5574.

Very truly yours,

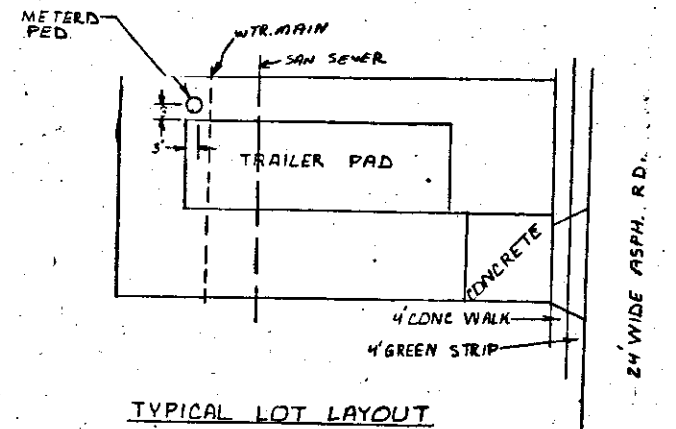
  
CHARLES N. YOUNGBLOOD  
Wayne County Drain Commissioner

CNY:SLA:cn  
Enc.  
cc: Field Office

RECORDED RIGHT OF WAY NO. 28650

L20915  
P532

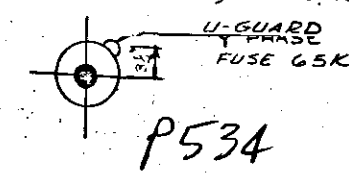
CREW NOTE:  
TREES & BRUSH ON &  
NEAR WEST PROP. LINE  
TO REMAIN UNDISTURBED



#533

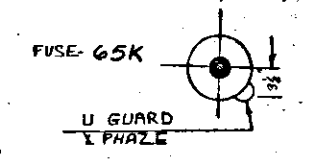
CP 1	2ND LE	12PS	OWEN
CP 2	"	13PS	"
CP 3	"	14PS	"
CP 4	"	16PS	"

CABLE POLE #1 DETAIL  
SPECS J-2F2, J-2M, J-2N, J-2J

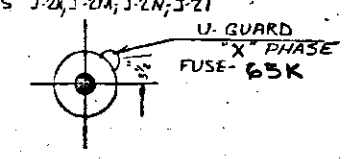


P534

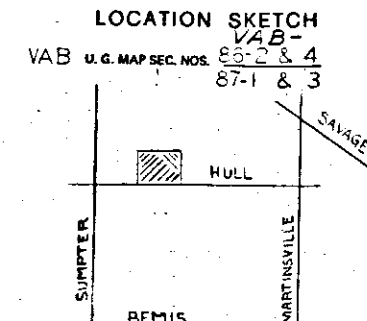
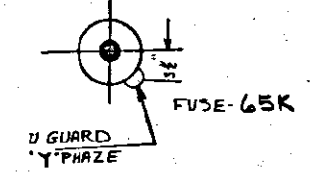
CABLE POLE #4 DETAIL  
SPECS J-2F2, J-2M, J-2N, J-2J



CABLE POLE #3 DETAIL  
SPECS J-2F2, J-2M, J-2N, J-2J



CABLE POLE #2 DETAIL  
SPECS J-2F2, J-2M, J-2N, J-2J



TRANSFORMER DATA

U.D.T. NO.	SIZE	ED. STR. NO.
M 501-1	50	661-1152
-2	50	661-1152
-3	25	661-1151
-4	50	661-1152
M 504-1	50	661-1152
-2	50	661-1152
-3	50	661-1152
M 507-1	25	661-1151
-2	25	661-1151
-3	25	661-1152
-4	25	661-1152
-5	50	661-1152
-6	50	661-1152
M 510-1	25	661-1151
-2	50	661-1152
-3	25	661-1151
-4	50	661-1152
-5	50	661-1152
-6	50	661-1152

TRANSFORMER SPECS R-21, R351E, R321  
PEDESTAL SPEC-R13  
NO. OF PEDESTALS 69

- CODE -
- ⊙ TEMPORARY SECONDARY PEDESTAL
  - ⊙ DFT (DEAD FRONT TYPE)
  - ⊙ LDT (NONSWITCHING-LIVE FRONT TYPE)
  - ⊙ LDT (SWITCHING-LIVE FRONT TYPE)
  - ← DIRECTION OF TRANSFORMER DOOR OPENING
  - SECONDARY PEDESTAL
  - ▲ SECONDARY TERMINAL
  - ⊙ CABLE POLE
  - PRIMARY SWITCH CABINET
  - BURIED PRIMARY CABLE-ALL VOLTAGES
  - BURIED SECONDARY CABLE
  - BURIED SECONDARY SERVICE CABLE
  - DETROIT EDISON TRENCH ONLY
  - TELEPHONE TRENCH ONLY
  - SEWER
  - WATER
  - GAS
  - PROPOSED CONDUIT

CABLE SUMMARY

ITEM# 446	42APEC X 1 132 KV	713-3029	7640'
ITEM# 457	AP2-350M & 1-40 600 V.	713-0537	1950'
ITEM#	AP2-20 & 1-61 600 V.	713-0614	4395'

TRENCH SUMMARY

JOINT USE	1500'
D. E. ONLY	1350'
TEL. ONLY	350'
TOTAL	9,200'

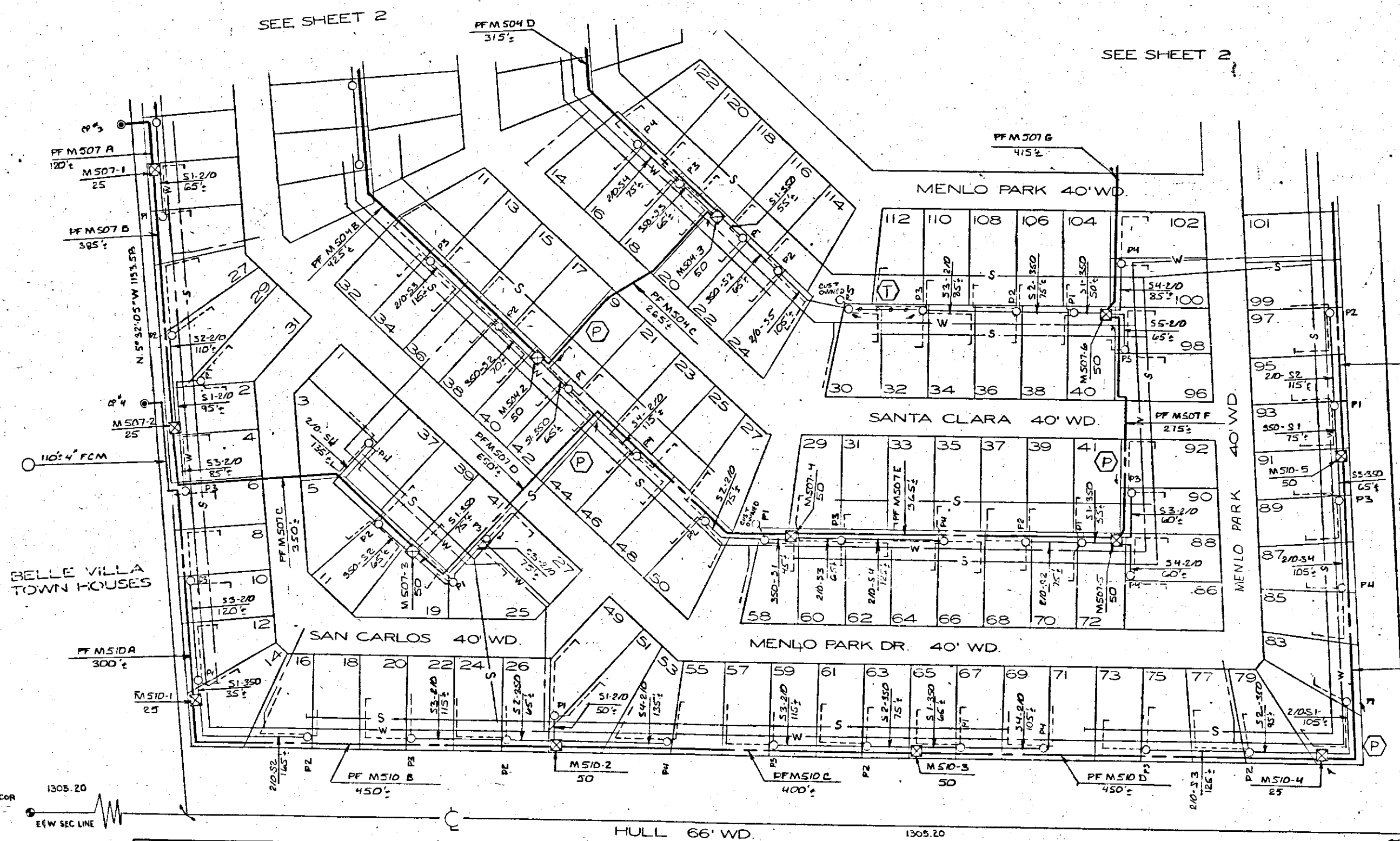
SITE SUPT. ED. KUZEL  
PHONE NO. 699-7022

- GENERAL NOTES -

TRENCHING TO BE DONE BY M.B.T.  
TRENCH AND CABLE LENGTHS ARE APPROXIMATE.  
SEE DRAWING UH-2289 FOR TRANS. MAT. DETAILS.  
SEE PAGE 32-11 (S.I.M.) DETAIL " " FOR ENTRANCE POINT DETAILS (ARTS. ONLY).  
SEE DRAWING UH-4-2263 FOR PLACEMENT OF CABLES, TRANSFORMERS AND PEDESTALS (SUBS. ONLY).  
D.E. SERVICE PLANNER: W. GORDON 720-3800  
TEL. CO.: W.M. SIMM 282-9928

CONTACT "MISS DIG" (647)341 BEFORE DOING ANY EXCAVATION.  
EASEMENTS INDICATED BY OUR CENTERLINES ARE (6') SIX FEET IN WIDTH UNLESS OTHERWISE NOTED.

PERMITS REQUIRED  
CITY OF BELLEVILLE  
WAYNE COUNTY DRAIN COMMISSION



STORM SEWERS ARE SHALLOW HAND DIG AND INSTALL CABLE UNDER SEWERS WHEN CROSSING  
GAS TRENCH AT 36"

CREW NOTE:  
TREES & BRUSH ON &  
NEAR WEST PROP. LINE  
TO REMAIN UNDISTURBED

D	C	B	A	REFERENCE	NAME	DATE	JOB TITLE
AS INSTALLED IN FIELD FOR RECORDING			REVISE CO. DRAIN AND CP. LOCATIONS		H. CUTTING	3-24-73	BELLE VILLA ESTATES SERVICE PLANNING DEPARTMENT
					D. ADAMS	4-17-73	
					M. G. ...	4-17-73	

SCALE	1" = 50'	NUMBER OF UNITS	U-30219
LATEST REVISION	"B"	DISTRIBUTION CIRCUIT	1697 BELLEVILLE 13.2 KV 150-UP
DEPT. ORDER NUMBER	U-30219	SHEET	1 OF 2 SHEETS



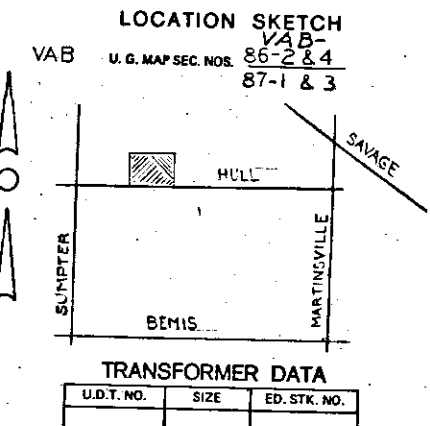
RECORDED RIGHT OF WAY NO. 28650

L-20915  
P535



P536

P537

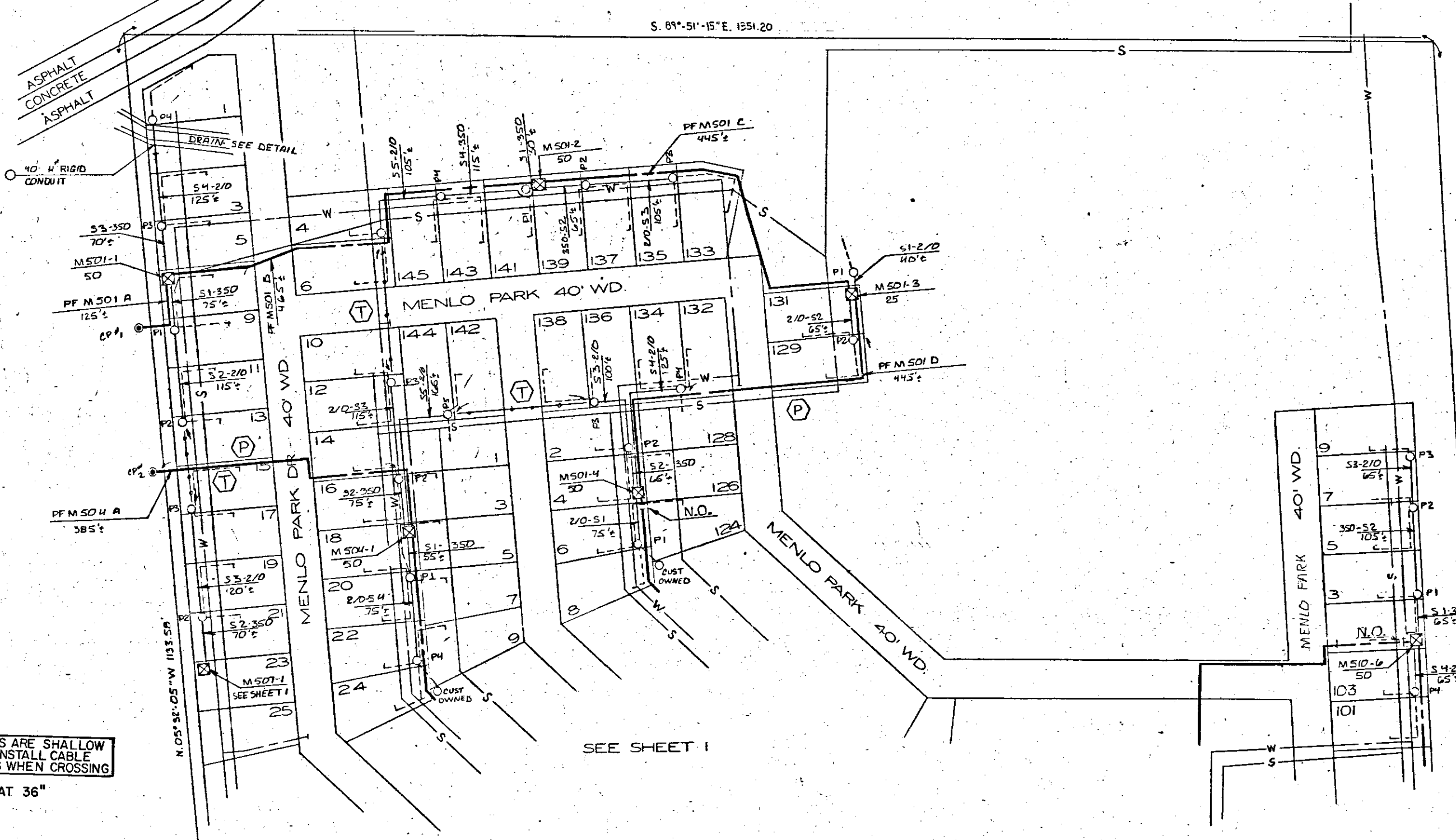


CREW NOTE:  
TREES & BRUSH ON &  
NEAR WEST PROP. LINE  
TO REMAIN UNDISTURBED

BELLE VILLA MOBILE HOMES

S. 89°-51'-15" E. 1351.20

STORM SEWERS ARE SHALLOW  
HAND DIG AND INSTALL CABLE  
UNDER SEWER WHEN CROSSING  
GAS TRENCH AT 36"



- TRANSFORMER SPEC.  
PEDESTAL SPEC.-R13  
NO. OF PEDESTALS
- CODE -
- ⊙ TEMPORARY SECONDARY PEDESTAL
  - ⊠ DFT (DEAD FRONT TYPE)
  - ⊡ UDT (NON-SWITCHING-LIVE FRONT TYPE)
  - ⊣ UOT (SWITCHING-LIVE FRONT TYPE)
  - ← DIRECTION OF TRANSFORMER DOOR OPENING
  - SECONDARY PEDESTAL
  - ⊙ SECONDARY TERMINAL
  - ⊙ CABLE POLE
  - ⊠ PRIMARY SWITCH CABINET
  - BURIED PRIMARY CABLE-ALL VOLTAGES
  - BURIED SECONDARY CABLE
  - BURIED SECONDARY SERVICE CABLE
  - DETROIT EDISON TRENCH ONLY
  - TELEPHONE TRENCH ONLY
  - SEWER
  - WATER
  - GAS
  - PROPOSED CONDUIT

CABLE SUMMARY

ITEM#	#2APEC X 1 13.2 KV	713-3029
ITEM#	AP2-35DM & 1-4/0 800 V.	713-0537
ITEM#	AP2-2/0 & 1-#1 600 V.	713-0614

TRENCH SUMMARY

JOINT USE	
D. E. ONLY	
TEL. ONLY	
TOTAL	

SITE Supt. ED KUZEL  
PHONE NO. 699-7022

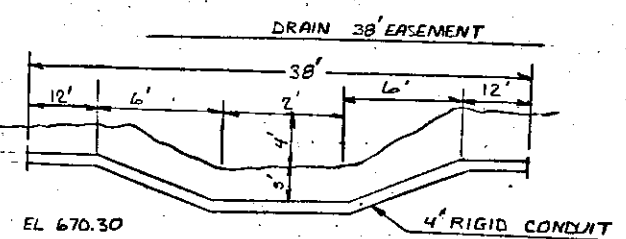
- GENERAL NOTES -

TRENCHING TO BE DONE BY  
TRENCH AND CABLE LENGTHS ARE APPROXIMATE.  
SEE DRAWING UI-2369 FOR TRANS. MAT. DETAILS.  
SEE PAGE 3-2-11 (S.I.M.) DETAIL " " FOR ENTRANCE  
POINT DETAILS (A.P.T.S. ONLY)  
SEE DRAWING UI-4-2253 FOR PLACEMENT OF CABLES,  
TRANSFORMERS AND PEDESTALS (SUBDS ONLY).  
D.E. SERVICE PLANNER: WALT G. KOSCIUSKO  
TEL. CO.: 723-3800

CONTACT "MISS DIG" (6477-344) BEFORE  
DOING ANY EXCAVATION.  
EASEMENTS INDICATED BY OUR CENTERLINES ARE 6'  
SIX FEET IN WIDTH UNLESS OTHERWISE NOTED.

PERMITS REQUIRED

STORM SEWERS ARE SHALLOW  
HAND DIG AND INSTALL CABLE  
UNDER SEWERS WHEN CROSSING  
GAS TRENCH AT 36"



D	C	B	A	REFERENCE	DATE	BY	TITLE
			REVISE 40 DRAIN ADD CP LOCATIONS		4-17-73	H. CUTTING	BELLE VILLA ESTATES MOBILE HOME PARK S.E. 1/4 OF THE S.W. 1/4 OF SEC 27 CITY OF BELLEVILLE T 3 S R 8 E WAYNE CO MICH
			AS INSTALLED IN FIELD FOR RECORDING		4-17-73	W.C. Budel	

DRAWN BY	H. CUTTING	DATE	4-17-73	JOB TITLE	
CHECKED BY	W.C. Budel	DATE	4-17-73		
APPROVED BY					

SCALE	1"=50'	NUMBER OF UNITS	WORK ORDER NUMBER
LATEST REVISION	"B"	DISTRIBUTION CIRCUIT	U-30219
DEPT. ORDER NUMBER	U-30219	SHEET	2 OF 2 SHEETS

RECORDED RIGHT OF WAY NO. 28650