

G 99929

DEVONSHIRE VILLAGE APARTMENTS

LI 19421 PA 398

F929212

LI 18867 PA 857

APARTMENTS

AGREEMENT - EASEMENT - RESTRICTIONS

RE-RECORD

This instrument made this 8th day of July, 19 74, by and between the undersigned Owners and THE DETROIT EDISON COMPANY, a corporation organized and existing concurrently under the laws of the states 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."

W I T N E S S E T H :

WHEREAS, Owners are erecting apartments known as Devonshire Village Apartments, on land in the City of Woodhaven, County of Wayne, State of Michigan, as 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 service made by the parties hereto, it is hereby 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 the easements are graded to within four (4") inches of final grade before the underground facilities are installed.

(3) 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 and 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.

(4) Owners hereby grant to EDISON and BELL easement for electric and communication underground 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 utility facilities in relation to building lines and indicating the easements by their centerlines. Easements herein granted shall be six (6') feet in width unless otherwise indicated on said drawing. However, secondary electric service and communication entrance line locations, as shown on an installed drawing are not guaranteed; actual locations can be determined after contact with utilities.

(5) Owners to pay the cost of conduit for electric and/or communication facilities to accomodate patios or similar site conditions.

(6) Easements herein granted are subject to the following restrictions and additional conditions:

a. Said easements shall be subject to Order of and the Rules and Regulations adopted from time to time by the Michigan Public Service Commission.

RECORDED JUN 8 1976 AT 219 -1-
FOREST E. YOUNGBLOOD, Register of Deeds
WAYNE COUNTY, MICHIGAN 48226
DE FORM LE 11 11 71 CS

RECORDED JUL 25 1974 AT 203
BERNARD J. YOUNGBLOOD, Register of Deeds
WAYNE COUNTY, MICHIGAN 48226

"This easement is re-recorded for purposes of showing the planned "As Installed" centerlines of easements granted as shown on drawing attached hereto"

G 99929

F929212

RECORDED RIGHT OF WAY NO. 29445

RE-RECORD

LI 19421 PA 399
LI 18867 PA 858

- b. Owners will place survey stakes indicating building plot lines and property lines before trenching.
- c. No shrubs or foliage shall be permitted on Owners land within five (5') feet of front door of transformers or switching cabinet enclosures.
- d. Sanitary sewers shall be installed prior to installation of electric and communication lines. Sewer, water and gas lines may cross easements granted for electric and communication lines, but shall not be installed parallel within said easements.
- e. Owners shall make no excavations nor erect any structures within the easements identified on the "as installed" drawing. No excavations for fences shall be allowed within the limits of the utility easements provided for electric and communication lines unless prior written approval is secured from the utilities.
- f. Owners to provide for clearing the easements of trees, large stumps, and obstructions sufficiently to allow trenching equipment to operate. Owners to pay to utility concerned the extra trenching costs involved if trenching is required while ground is frozen.
- g. EDISON and BELL shall have the right of access at all times upon premises for the purposes of constructing, repairing, and maintaining their electric and communication lines and facilities.
- h. 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 provisions of this instrument shall run with the land and shall be binding upon and inure to the benefit of the respective heirs, administrators, executors, personal representatives, successors and assigns of the parties hereto.

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

In the Presence of:

Raymond G. Dupont
RAYMOND G. DUPONT

Irene C. Kata
IRENE C. KATA

Marsha Pavelka
MARSHA PAVELKA

Melford Hartman
MELFORD HARTMAN

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)

RECORDED IN CASE OF WAY NO.

29445

STATE OF MICHIGAN)
) SS
WAYNE)
COUNTY OF OAKLAND)
XXXXXX)

RE-RECORD

On this 11th day of July, 1974, before me, the subscriber, a Notary Public in and for said County, personally appeared W.C. Arnold and Lillian J.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 J.H. Carroll acknowledged said instrument to be the free act and deed of said corporation.

My Commission Expires: May 14, 1976

Irene C. Kafa
Notary Public IRENE C. Kafa
Wayne County, Michigan

STATE OF MICHIGAN)
) SS
COUNTY OF Oakland)

On this 15th day of July, 1974, 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, 1975

RECORDED IN BOOK OF 147 NO. 29445

RE-RECORD

EUREKA SERVICE CORPORATION,
A Michigan Corporation
20600 Eureka Road
Taylor, Michigan 48180
LI 19421 PA 401

In Witness of:

Donald E. Bezzo
Donald E. Bezzo

Faye M. Tabor
Faye M. Tabor

E. G. Wilkinson
E. G. Wilkinson, Chairman of the Board

Arthur J. Hayes
Arthur J. Hayes, President

STATE OF MICHIGAN)
) SS
COUNTY OF Wayne)

On this 8th day of July, 1974, before me the subscriber, a notary public in and for said County, appeared E. G. Wilkinson and Arthur J. Hayes, to me personally known, who being by me duly sworn did say they are the Chairman of the Board and President of EUREKA SERVICE CORPORATION, A Michigan Corporation, and that said instrument was signed in behalf of said Corporation, by authority of its Board of Directors, and E. G. Wilkinson and Arthur J. Hayes acknowledged said instrument to be the free act and deed of said Corporation.

Donald E. Bezzo
Donald E. Bezzo
Notary Public, Wayne County, Michigan

My Commission Expires: 12-14-75

In Witness of:

Donald E. Bezzo
Donald E. Bezzo

Faye M. Tabor
Faye M. Tabor

Howard Ellias
Howard Ellias, A Single Man

Guy Vettese
Guy Vettese

Helen Vettese
Helen Vettese, His Wife

Arthur W. Gerish
Arthur W. Gerish

Janet Gerish
Janet Gerish, His Wife

STATE OF MICHIGAN)
) SS
COUNTY OF Wayne)

On this 8th day of July, 1974, before me, the undersigned, A notary public in and for said County, personally appeared HOWARD ELLIAS, A single man, GUY VETTESE, HELEN VETTESE, His Wife, ARTHUR W. GERISH, JANET GERISH, His Wife, known to me to be the persons named in and who executed the foregoing instrument as grantors and acknowledged the same to be their free act and deed.

Donald E. Bezzo
Donald E. Bezzo
Notary Public, Wayne County, Michigan

My Commission Expires: 12-14-75

APPENDIX "A"

That part of the NW 1/4 of Section 14, T4S, R10E, City of Woodhaven, Wayne County, Michigan described as: Beginning at a point on the S line of KING ROAD, distant due S 60.00 ft. and S 89°22'50" E 360 ft. from the NW corner Sec. 14 and proceeding thence along the S line of King Road S 89°22'50" E 355.90 ft., thence S 0°37'10" W 928.36 ft. thence N 89°57'40" W 345.99 ft., thence due N 932.06 ft. to the point of beginning. Containing 7.585 acres.
PREPARED BY: John C. Greenlee, 2000 Second Avenue, Detroit, Michigan 48226

Detroit
Edison

Date: August 13, 1974

To: Ms. Ruth Rush, Records
Management Administrator

From: John Greenlee
Real Estate Representative



Subject: Agreement - Easement - Restrictions for Underground
Residential Distribution for Devonshire Village Apartments
located in the City of Woodhaven, Wayne County

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 John Greenlee.

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.

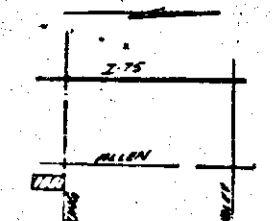
JG:bz

Attachment

RECORDED RIGHT OF WAY NO. 29445

ARROW

LOCATION SKETCH
U. G. MAP SEC. NO. **ANS 35-1**



LI19421 PA404

TRANSFORMER DATA

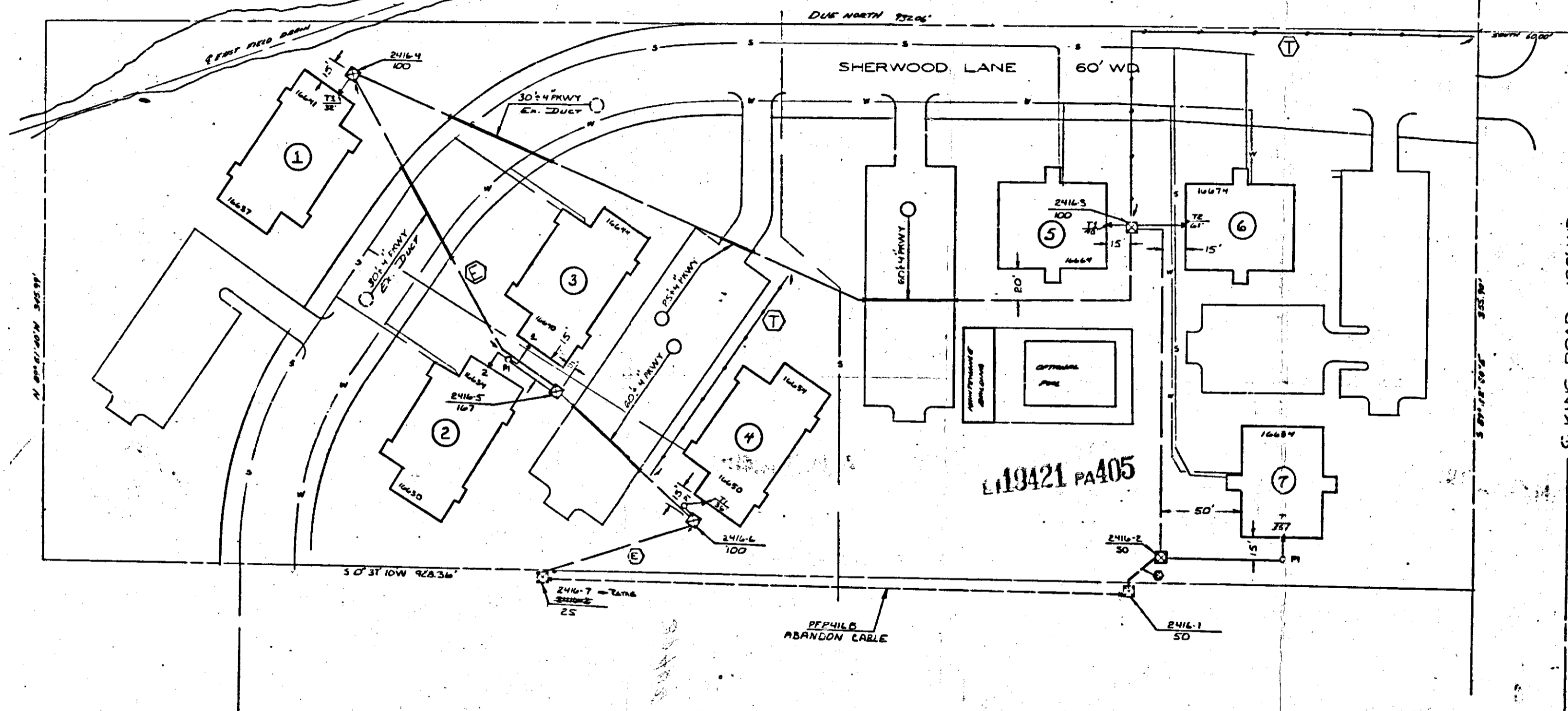
U.D.T. NO.	SIZE	ED STK. NO.
2416-2	50	1661-1152
-3	100	1152
-4	100	1153
-5	167	1154
-6	100	1661-1153

Time C. 2416-2 to Bus 2416-2

LI19421 PA402

LI19421 PA403

LI19421 PA405



TRANSFORMER SPEC **117261 / 7351E**
PEDESTAL SPEC - **R13**
NO. OF PEDESTALS **3**

- CODE -

- TEMPORARY SECONDARY PEDESTAL
- DFT (DEAD FRONT TYPE)
- LOT NON-SWITCHING-LIVE FRONT TYPE
- LOT 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

LI19421 PA406

CABLE SUMMARY

ITEM 465	23APEC X 1 122 KV	713-222	1,500'
ITEM 457	AP7-3008 B 140 800 V.	713-237	500'
ITEM	AP220 B 1-01 800 V.	713-214	

TRENCH SUMMARY

JOINT USE	1200'
B. E. ONLY	340'
TEL ONLY	510'
TOTAL	2050'

SITE SUPT. **L. SCHAFER**
PHONE NO. **292-7011**

- GENERAL NOTES -

TRENCHING TO BE DONE BY **M. B. T.**
TRENCH AND CABLE LENGTHS ARE APPROXIMATE.
SEE DRAWING U1-2208 FOR TRANS. MAT. DETAILS.
SEE PAGE 3-211 (E.L.M.) DETAIL " " FOR ENTRANCE POINT DETAILS (APTS. ONLY).
SEE DRAWING U1-2203 FOR PLACEMENT OF CABLES, TRANSFORMERS AND PEDESTALS (SUBS. ONLY).
D.E. SERVICE PLANNER **SCS SAJOT**
TEL. CO. **1117-2260**

CONTACT "MISE DIG" (8477-344) BEFORE DOING ANY EXCAVATION.
DIMENSIONS INDICATED BY OUR CENTERLINES ARE 10' SIX FEET IN WIDTH UNLESS OTHERWISE NOTED.

PERMITS REQUIRED
CITY OF WOODHAVEN
- 4 Permits -

OF WOODHAVEN
ESTATES
WAYNE CO. WOODHAVEN, MI 48095
DETROIT EDISON COMPANY
68184 WOODHAVEN, MICHIGAN

OF WOODHAVEN
ESTATES
WAYNE CO. WOODHAVEN, MI 48095
DETROIT EDISON COMPANY
68184 WOODHAVEN, MICHIGAN

D	C	B	A	REFERENCE	NAME	DATE	JOB TITLE
			AS INSTALLED IN FIELD FOR RECORD- ING	SEE WOODHAVEN WOODS SUB. N. 3 WUB-4-2344	H. CUTTING	8-21-74	
					R. S. HODGS	4-20-77	
					L. CUTLER	4-20-78	
					J. SAND	9-20-78	

THE DETROIT EDISON COMPANY SERVICE PLANNING DEPARTMENT	
SCALE 1" = 30'	WORK ORDER NUMBER 7878134622
LATEST REVISION Δ	DISTRIBUTION CIRCUIT PO69ACME/13.2KV
DEPT. ORDER NUMBER A 44608	SHEET 1 OF 1 SHEETS

LOCATED IN SECTION 16

SECTION	TOWNSHIP	RANGE
16	4	15

RETURN TO
P. W. POTTER
THE DETROIT EDISON COMPANY
8750 TELEGRAPH ROAD
TAYLOR, MICHIGAN 48180

RE-RECORDED

RECEIVED
WAYNE COUNTY MICH.
1976 JUN 8 PM 2 19

FILING DEPARTMENT
RECORDS DEEDS

6-8 6:57 513 A 1 0017

PROPERTY LINE
EIA DIM LATTER
EIA DIM LATTER

-BLOOD-

PROPERTY LINE
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PROPERTY LINE
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EIA DIM LATTER

-GENERAL NOTES-

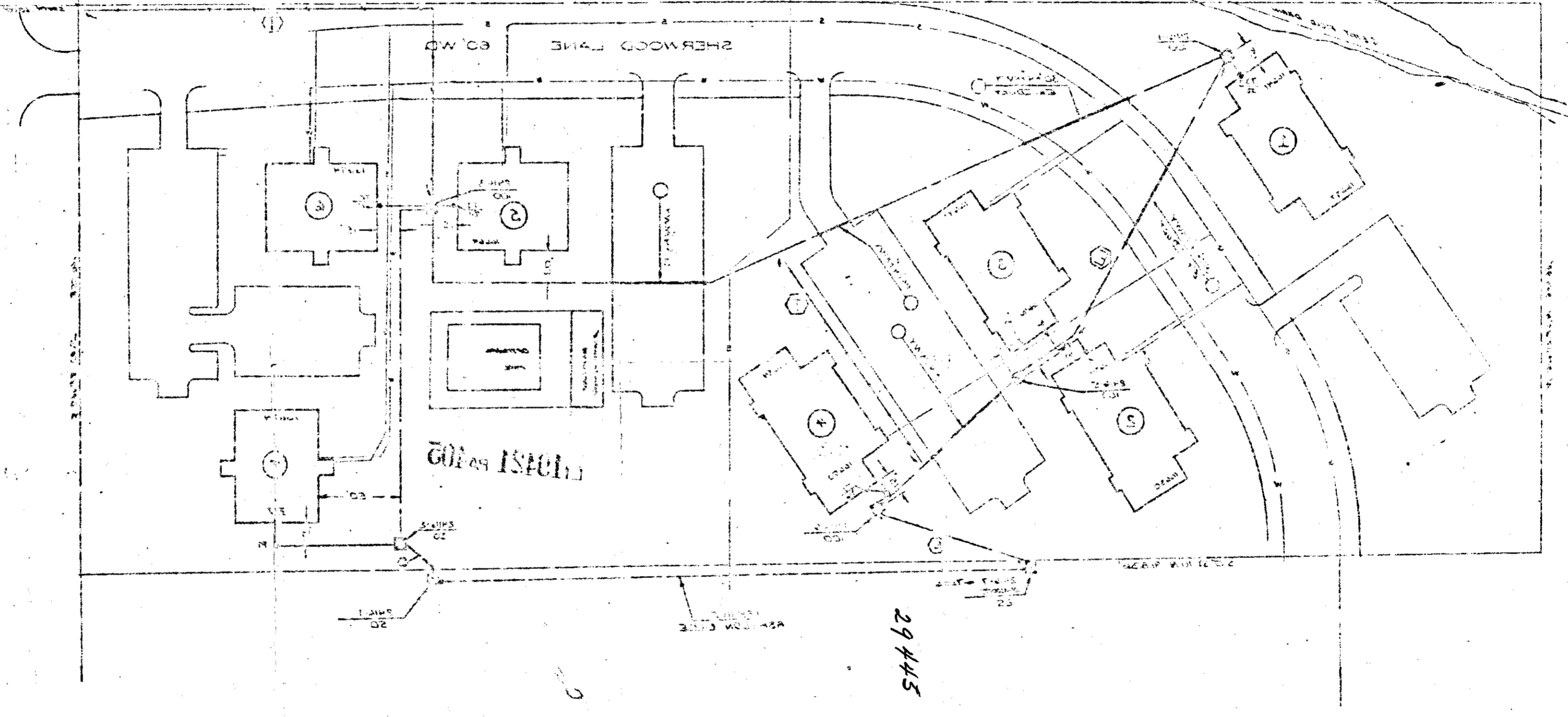
PROPERTY LINE
EIA DIM LATTER
EIA DIM LATTER

PROPERTY LINE
EIA DIM LATTER
EIA DIM LATTER

SECTION	TOWNSHIP	RANGE	PLAT	DATE	RECORD
16	4	15			

RETURN TO
P. W. POTTER
THE DETROIT EDISON COMPANY
8750 TELEGRAPH ROAD
TAYLOR, MICHIGAN 48180

RETURN TO
P. W. POTTER
THE DETROIT EDISON COMPANY
8750 TELEGRAPH ROAD
TAYLOR, MICHIGAN 48180



29445

Handwritten signature or initials