PARTIAL DISCLATMER OF INTEREST

THIS PARTIAL DISCLAIMER, made this 28th day of January, 1982, by THE DETROIT EDISON COMPANY, a corporation organized and existing concurrently under the laws of the States of Michigan and New York, with offices at 2000 Second Avenue, Detroit, Michigan 48226.

WHEREAS, a certain instrument entitled, AGREEMENT-EASEMENT-RESTRICTIONS, for the use of public utilities, dated November 22, 1972, as recorded in Liber 5786, Page 331, and subsequently re-recorded in Liber 7735, Page 770 for the purpose of showing easements as shown on the attached drawing, upon premises as described in Exhibit "A" therein, consisting of 150.12 acres, more or less, commonly known as Centaur Condominiums; and

WHEREAS, the subject premises are only partially developed; and

WHEREAS, the present owners BEZTAK COMPANY, a Michigan corporation of 23999 West Ten Mile Road, Suite G, Southfield, Michigan, have requested a partial disclaimer of interest over the undeveloped portion of the premises; and

WHEREAS, BEZTAK COMPANY warrants and represents unto THE DETROIT
EDISON COMPANY that it is the fee owner of a parcel of land described
in a survey by Giffels-Webster Engineers, Inc., dated September 9, 1977,
and recorded in Liber 29, Page 9, Oakland County, Michigan, referred to
as Pleasant Lake Highlands;

NOW, THEREFORE, THE DETROIT EDISON COMPANY hereby disclaims
all of its right, title and interest in that original grant entitled

NOW, THEREFORE, THE DETROIT EDISON COMPANY hereby disclaims all of its right, title and interest in that original grant entitled AGREEMENT-EASEMENT-RESTRICTIONS for the use of public utilities as indicated therein, except as to the following described parcel:

Part of the Southeast 1/4 of Section 20 and the Northeast 1/4 of Section 29, both being in Town 2 North, Range 9 East, West Bloomfield Township, Oakland County, Michigan, described as: Beginning at a Section corner common to both Section 20 and 29, said corner being the Southeast corner of Section 20 and the Northeast corner of Section 29; thence South 87°20'19" West, 866.91 feet along the section line common to said Section 20 and 29 (Walnut Lake Road) thence continuing along Walnut Lake Road North 62°15'56" West, 368.86 feet; thence South 01°49'15" West, 187.21 feet to a point on said Section line common to Section 20 and 29 (now Leytonstone Drive); thence South 87°20'19" West, 128.06 feet along said common Section line to a point on the East line of Benfold Drive (25 feet wide); thence South 01°52'07" East, 1315.57 feet along said East line of Benfold Drive; thence North 87°58'46" East, 620.00 feet; thence South 16°28'00" West, 30.00 feet; thence South 52°26'59" West, 24.70 feet; thence South 21°02'56" East, 356.74 feet; thence North 68°57'04" East, 490.65 feet; thence North 01°59'56" West, 106.98 feet; thence North 88°00'04" East, 160.00 feet to a point on the East line of Section 29 (Drake Road); thence North 01°59'56" West, 1444.01 feet along said East line of Section 29 to the Point of Beginning. Containing 45.237 acres of land.

-1-

FITTY OF CITY NO. 33205

All terms, covenants and conditions of the basic instrument entitled AGREEMENT-EASEMENT-RESTRICTIONS, shall remain in force and effect as to that portion that is excepted from this Partial Disclaimer of Interest.

IN WITNESS WHEREOF, THE DETROIT EDISON COMPANY has caused this instrument to be executed by its duly authorized officers on the day and year first above written.

In the Presence of:

THE DETROIT EDISON COMPANY

- Jul	Polio CF	Ding	to
	EKEDDIE C. BR		
Barba	ra Ann	Mah	r

ROBERT R. TEWKSBURY, DIRECT

Real Estate and Rights of Way Dept.

_ B

IRENE C. KATA

ASSISTANT SECRETARY

STATE OF MICHIGAN

EARBARA ANN MAHER

SS

COUNTY OF WAYNE

On this 28th day of January , 1982, before me the subscriber, a Notary Public Public in and for said County, appeared Robert R. Tewksbury and Irene C. Kata

to me personally known, who being by me duly sworn did say they are the Director, Real Estate and and Assistant Secretary of THE DETROIT EDISON COMPANY, a corporation organized and existing concurrently under the laws of the States of Michigan and New York, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed in behalf of said corporation by authority of its Board of Directors and Robert R. Tewksbury and Irene C. Kata acknowledged said instrument to be the free act and deed of said corporation.

Notary Public, Wayne County, I My Commission expires:

BARBARA ANN MAHER Notary Public, Wayne County, Mich.' My Commission Expires June 28, 1982

-2-

LIBER 5786 PAGE 331

APARTMENTS

AGREEMENT - EASEMENT - RESTRICTIONS

80

by and between the undersigned Owners and THE DETROIT EDISON COMPANY, a corpora-This instrument made this 22ND day of November tion 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."

WITNESSETH:

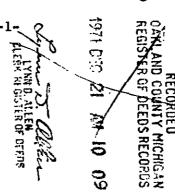
WHEREAS, Owners are erecting apartments known as CENTAUR, on land in the Township of West Block CONDOMINIUMS of West Bloomfield Oakland _, State of Michigan, as described in Appendix "A", County of attached hereto and made a part hereof, and EDISON and BELL will install their electric and communication 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.
- Owners must certify to EDISON and BELL that the easements are (2) 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 ngeligence 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.
- (5) Easements herein granted are subject to the following restrictions:
 - Said easements shall be subject to Order of and the Rules and Regulations adopted from time to time by the Michigan Public Service Commission.
 - Owners will place survey stakes indicating building plot lines and property lines before trenching.

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



OF THE NO. 33205

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- 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 <u>parallel</u> 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.
- 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:	THE DETROIT EDISON COMPANY
Hazel L. Brandau	By M. C. ARNOLD, DIRECTOR
Lease C. Kat	By Wellow Lihnes Real Estate and Rights of Way Dept.
IRENE C. KATA	Evelyn Lehman Assistant Secretary
	MICHIGAN BELL TELEPHONE COMPANY
LINDA M. LOFFMAN	By Glelly Leving Phillip G Hilzinger Arga Engineer
marcha Pauelka	(Authorized Signature)
MARSHA PAVELKA	TT
DE FORM LE 11 1-71 CS	-2- CONSOLIDATED CAPITAL CORPORATION a Michigan Corporation 5600 Drake Walled Yake, Michigan
Detty Martin Betty Martin	By Henry J. Moses
Joan Rybinski	By David Robb

UBER 5/80 PAGE 300 LIBER 7735 PAGE 1/2			
STATE OF MICHIGAN)			
) SS. COUNTY OF WAYNE)			
On this 10th day of December , 1971, before me the subscriber	۲,		
a Notary Public in and for said County, appeared W. C. Arnold ar	nd		
Evelyn Lehman , to me personally known, who being by me duly swor	rn		
did say they are the <u>Director</u> , <u>RE & R/W Dept.</u> and <u>an Assistant Secretary</u>	_		
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 instru	u-		
ment is the corporate seal of said corporation, and that said instrument was sign	ned		
in behalf of said corporation, by authority of its Board of Directors, and			
W.C. Arnold and Evelyn Lehman acknowledged said	d		
instrument to be the free act and deed of said corporation.			
Lange C KATA 1373			
Notary Public, Wayne County, Michigan			
My Commission Expires: June 24, 1972			
Many Many			
COMMUNICATION AND AND AND AND AND AND AND AND AND AN			
STATE OF MICHIGAN) SS.			
COUNTY OF OAKLAND)			
On this 15th day of December , 1971, before me the subscriber	,		
a Notary Public in and for said County, appeared Phillip G. Hilzinger			
to me personally known, who being by me duly sworn did say that he is the SECTEN Area Engineer			
Superadiscut and Abight xxfx Magaz authorized by and for MICHIGAN BELL TELEPHONE COMPANY	,		
a Michigan corporation, and that said instrument was signed in behalf of said cor	r-		
poration, by authority of its Board of Directors, and Phillip G. Hilzinger			
acknowledged said instrument to be the free act and deed of said corporation. Melford Hartman			
Notary Public, Oakland County, Michigan			
My Commission Expires: MELFORD HARTMAN			
Notary Public, Wayne County, Michigan Acting In Oakland County PREPARED BY: Peter A. Marquardt My Commission Expires Sept. 15, 1975			
2000 Second Avenue, Room 226 Detroit, Michigan 48226			

COUNTY OF Layre

On this And day of November, 1971, before me the subscriber, a Notary Public in and for said County, appeared Nenry G. Moses and Level Robb, to me personally known, who being by me duly sworn did say they are the President and Secretary of CONSOLIDATED CAPITAL CORPORATION, a Michigan corporation, and that the seal affixed to said instrument is the corporate seal of said corporation, and this said instrument was signed in behalf of said corporation, by authority of its Board of Directors, and Nenry f. Moses and Laved Hobb acknowledged said instrument to be the free act and deed of said corporation.

Detay Public, Nantur G. Notary G. Notary Public, Nantur G. Notary G. Notary Public, Nantur G. Notary G. Notary G. Notary G. Notary G. Notary

BETTY MARTIN

Notary Public, Wayne County, Michigan My commission expires March 12, 1974

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APPENDIX "A"

Land in the Township of West Bloomfield, County of Oakland and State of Michigan, described as:

Parcel 1: A parcel of land situated in part of the North 1/2 of Section 29 and part of the Southeast 1/4 of Section 20, both sections being in T. 2N, R. 9E., West Bloomfield Township, Oakland County, Michigan, more particularly described as follows: Beginning at a point on the North line of said Section 29, said point being South 87°20'19" West, 374.77 ft. from the Northeast corner of said Section 29; thence South 01°59'56" East, 843.80 ft. to a point; thence South 59°16'00" West, 392.29 ft. to a point; thence South 07°16'30" West, 115.00 ft. to a point; thence North 60°43'30" West, 206.00 ft. to a point; thence North 31°30'01" East, 112.62 ft. to a point; thence North 68°50'00" West, 520.00 ft. to a point; thence North 01°52'07" West, 729.50 ft. to a point; thence North 87°20'19" East, 128.06 ft. to a point; thence North 01°49'15" East, 187.21 ft. to a point; thence South 62°15'56" East, 368.86 ft. to a point; thence North 87°20'19" East, 492.14 ft. to the point of beginning, containing 20.700 acres, more or less.

Parcel 2: A parcel of land situated in part of the North 1/2 of Section 29, T. 2N., R. 9E., West Bloomfield Township, Oakland County, Michigan, more particularly described as follows: Beginning at the Northeast corner of said Section 29; thence South 01°59'56" East, 1444.09 ft. to a point; thence South 88°00'04" West, 160.00 ft. to a point; thence South 01°59'56" East, 120.00 ft. to a point; thence North 88°00'04" East, 160.00 ft. to a point; thence South 01°59'56" East, 1081.20 ft. to a point; thence South 87°43'06" West, 1664.83 ft. to a point; thence South 87°44'40" West, 331.28 ft. to a point; thence North 65°45'56" West, 2245.91 ft. to a point; thence North 01°57'07" West,

...Continued

... Oone Inde

RETURN TO: James C. Wetzel

2000 Second Avenue - Rm. 226

Detroit, Nichigan 48226

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LIBER 7735 PAGE 774

55.82 ft. to a point; thence North 65°45'56" West, 246.37 ft. to a point; thence North 65°38'17" West, 89.58 ft. to a point; thence North 01°57'07" West, 122.81 ft. to a point; thence North 87°48'37" East, 1664.64 ft. to a point; thence North 87°41'45" East, 982.53 ft. to a point; thence North 87°58'46" East, 1319.75 ft. to a point; thence North 01°52'07" West, 586.57 ft. to a point; thence South 68°50'00" East, 520.00 ft. to a point; thence South 31°30'01" West, 112.62 ft. to a point; thence South 60°43'30" East, 206.00 ft. to a point; thence North 07°16'30" East, 115.00 ft. to a point; thence North 59°16'00" East, 392.29 ft. to a point; thence North 01°59'56" West, 843.80 ft. to a point; thence North 87°20'19" East, 374.77 ft. to a point of beginning, containing 150.12 acres, more or less.

Edison FEI-138, 296
Pont Sex CIR

Send to: Stephen A. McNamee 226 G. O.

APARTMENT PROJECTS - UNDERGROUND SERVICE			
	Condominium		
	Name of Project CENTAUR APARTMENTS		
2.	Name of Developer Henry J. MosEs		
	Address 5600 DRAKE WALLED LAKE MI		
	Phone <u>626-9222</u>		
3.	Description of Property (please attach description) Yes.		
4.	Primary or individual metering? Individual		
5.	When is service wanted? 9-1-7/		
6.	Will entire project be developed at one time? No - Phases		
7.	Single Phase? Three Phase		
8.	Cable poles on property No. ?		
9.	Customer service cable 10.		
10.	Do we furnish trenching? /e 5		
11.	Are easements all joint with Bell?		
12.	Do we need additional easement drawings from Bell?		
13.	Bell Engineer K. CARR Phone 542-9930		
14.	Sales Representative D. Foley Phone 15-296.		
7-20-71	Lift mergage for moses to eall		

REAL ESTATE AND RIGHTS OF WAY DEPARTMENT

Date:

February 9, 1982

To:

Elaine Ryan Records Center

130 G.O.

From:

F. C. Bryant 30.
RE & R/W Coordination

406 G.O.

Subject:

Partial Disclaimer of Interest - A Part of Section 29, T2N, R9E, West Bloomfield Township, Oakland County, Michigan

Attached for the Records Center is a Partial Disclaimer of Interest from The Detroit Edison Company to the Beztak Company.

Please incorporate these papers in the Recorded Rights of Way File No. 33205.

Approved by:

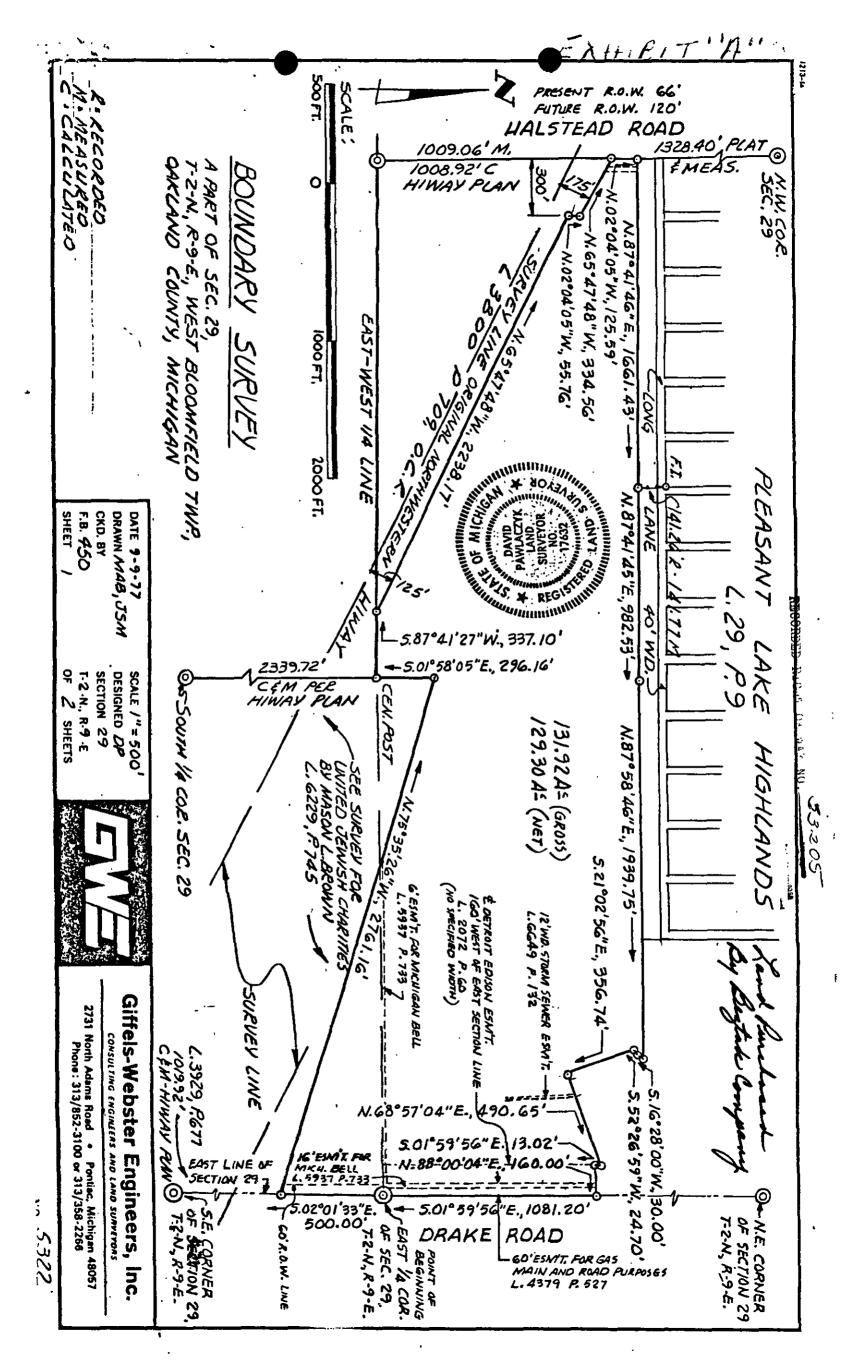
R. G. DuPont Supervisor

Real Estate Services

FCB:mak

Attachment

cc: J. A. Robertson



;-

..... NO.

Partial Release

500.00 FEET ALONG THE EAST LINE OF SAID SECTION; THENCE N. 750 35' 25" W., 2761.16; THENCE S. 010 58' 05" E., 296.16 FEET TO THE CENTER POST OF SECTION 29. (THE PREVIOUS TWO OAKLAND COUNTY, MICHIGAN, BEING DESCIRBED AS: BEGINNING AT A PART OF SECTION 29, T-2-N., R-9+E., WEST BLOOMFIELD TOWNSHIP NOTE: COURSES BEING ALONG THE NORTHERLY LINE OF PROPERTY OWNED BY THENCE N. 02º 04' 05" W., 55.76 FEET; THENCE N. 65º 47' 48" S. 87° 41' 27"W., 337.10 FEET ALONG THE EAST-WEST 1/4 LINE OF SECTION 29, THENCE N. 65° 47' 48" W., 2238.17 FEET ALONG A UNITED JEWISH CHARITIES AND SURVEYED BY M.L. BROWN AS RECORDED THE EAST 1/4 CORNER OF SECTION 29, THENCE S. 020 01' 33" E., OAKLAND COUNTY RECORDS) . TO THE ABOVE MENTIONED SURVEY LINE TO A POINT ON THE WEST CENTERLINE OF THE PROPOSED NORTHWESTERN HIGHWAY EXTENSION LINE OF SECTION 29. (THE PREVIOUS THREE COURSES BEING DESCRIBED IN LIBER 3929, PAGE 667 AND LIBER 3800, PAGE 709, 334.56 FEET ALONG A LINE 175 FEET NORTHERLY OF AND PARALLEL LINE BEING 125 FEET NORTHERLY OF AND PARALLEL TO THE SURVEY IN LIBER 6229, PAGES 745, OAKLAND COUNTY RECORDS) THENCE (THE PREVIOUS THREE COURSES BEING

> CLOSURE ON THE UNADJUSTED FIELD OBSERVATIONS OF SUCH SURVEYED AND MAPPED THE LAND HEREON PLOTTED AND THIS SURVEY WAS MADE AT THE REQUEST OF URBAN SYSTEMS SURVEY WAS LESS THAN 1/500 , AND THAT ALL OF THE DESCRIBED IN SEPTEMBER 1977, AND THAT THE RATIO OF DEVELOPMENT COMPANY AND I HEREBY CERTIFY THAT I HAVE REQUIREMENTS OF P.A. 132, 1970 HAVE BEEN COMPLIED WITH



1939.75 FEET ALONG THE SOUTH LINE OF SAID SUBDIVISION, THENCE S. 160 28' 00" W., 30.00 FEET; THENCE S. 520 26' 59" W., 24.70 FEET; THENCE S. 210 02' 56" E., 356.74 FEET; THENCE N. 680 57' 04" E., 490.65 FEET; THENCE S. 010 59' 56" E.,

CONTAINING 131.92 ACRES. SUBJECT TO THE RIGHTS OF THE PUBLIC 1081.20 FEET ALONG SAID LINE TO THE POINT OF BEGINNING AND

IN DRAKE AND HALSTEAD ROADS AND SUBJECT TO ANY EASEMENTS OR

RESTRICTIONS, RECORDED OR UNRECORDED.

13.02 FEET; THENCE N. 880 00' 04" E., 160.00 FEET TO A POINT ON THE EAST LINE OF SECTION 29, THENCE S. 010 59' 56" E.,

OAKLAND COUNTY RECORDS, THENCE N. 870 41' 46" E., 1661.43
FEET AND N. 870 41' 45" E., 982.53 FEET, AND N. 870 58' 46" E.,

SUBDIVISION AS RECORDED IN LIBER 29, PAGE 9 OF PLATS,

THENCE N. 02º 04' 05" W., 125.59 FEET ALONG SAID SECTION

LINE TO THE SOUTHWEST CORNER OF "PLEASANT LAKE HIGHLANDS"

Giffels-Webster Engineers, Inc.

HI SE WANNING SOFTE

CONSULTING ENGINEERS AND LAND SURVEYORS

2731 North Adams Road • Pontiac, Michigan 48057
Phone: 313/852-3100 or 313/358-2266

DESCRIPTION

Part of the Southeast 1/4 of Section 20 and the Northeast 1/4 of Section 29, both being in Town 2 North, Range 9 East, West Bloomfield Township, Oakland County, Michigan.

Described as: Beginning at a Section corner common to both Section 20 and 29 said corner being the Southeast corner of Section 20 and the Northeast corner of Section 29; thence South 87°20'19" West, 866.91 feet along the section line common to said Section 20 and 29 (Walnut Lake Road) thence continuing along Walnut Lake Road North 62°15'56" West, 368.86 feet; thence South 01°49'15" West, 187.21 feet to a point on said Section line common to Section 20 and 29 (now Leytonstone Drive); thence South 87°20'19" West, 128.06 feet along said common Section line to a point on the East line of Benfold Drive (25 feet wide); thence South 01° - 52'07" East, 1315.57 feet along said East line of Benfold Drive;

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thence North 87°58'46" East, 620.00 feet;
thence South 16°28'00" West, 30.00 feet;
thence South 52°26'59" West, 24.70 feet;
thence South 21°02'56" East, 356.74 feet;
thence North 68°57'04" East, 490.65 feet;
thence North 01°59'56" West, 106.98 feet;
thence North 88°00'04" East, 160.00 feet to a point on the East line
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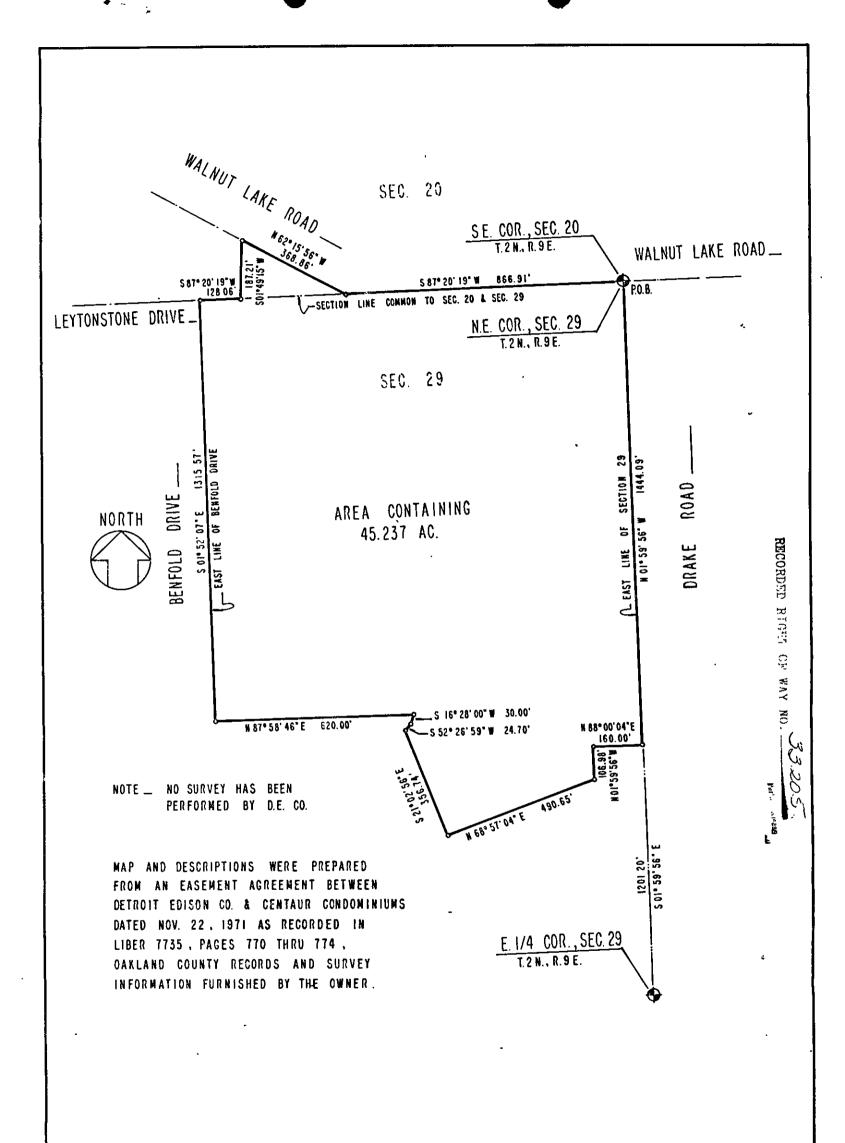
of Section 29 (Drake Road); thence North 01°59'56" West, 1444.09 feet along said East line of Section 29 to the Point of Beginning.

Containing 45.237 acres of land.

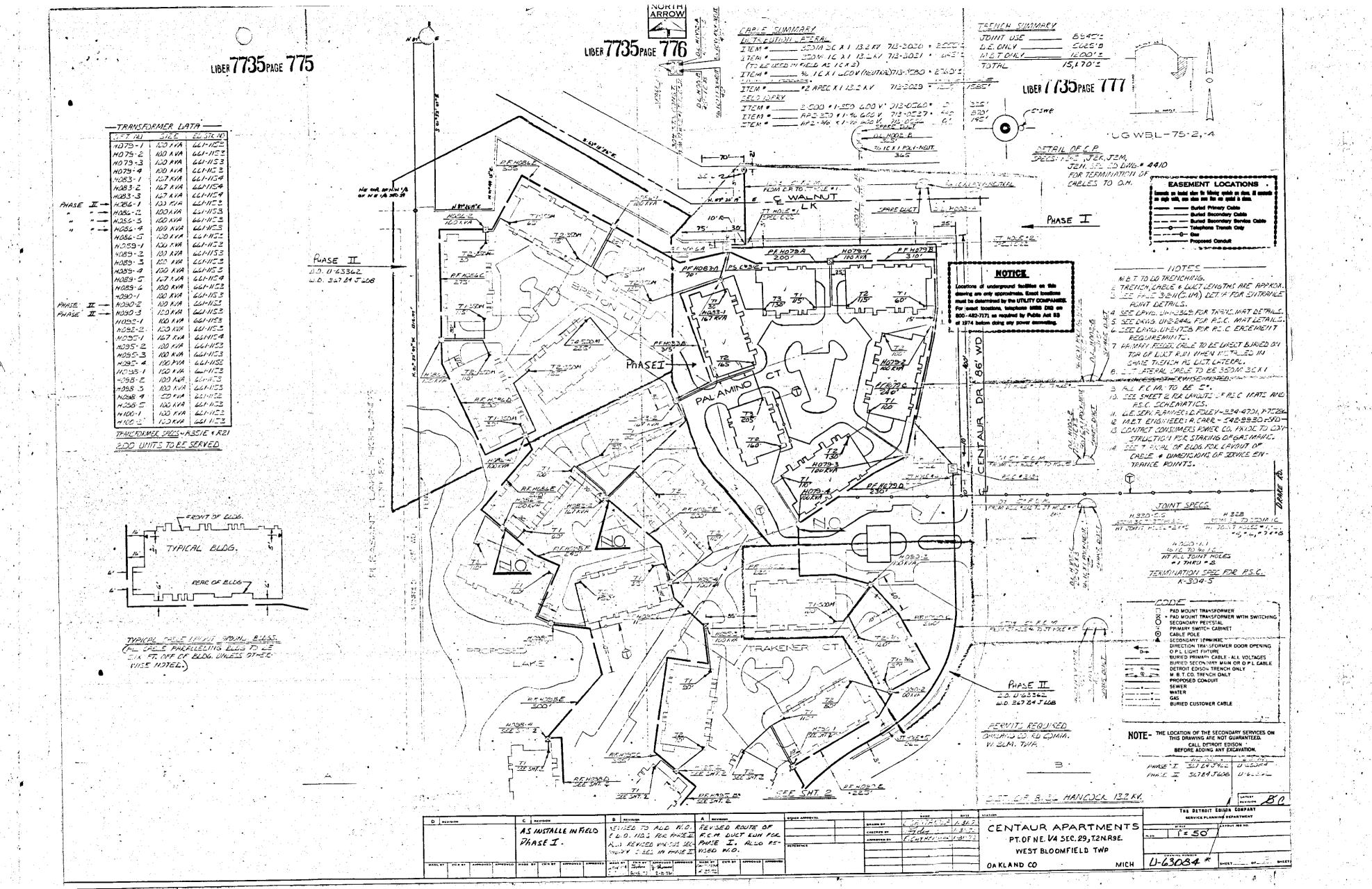
SHEET 2 OF 2

EASEMENT AGREEMENT MAP & DESCRIPTION OF RETAINED AREA: Being Part of Section 29 & Section 29, Town 2 North, Range 9 East, West Bloomfield Township, Cakland County, Michigan.

Detroit Edison —— SYSTEM ENGINEERING DEPT. ——				
SURVEY BY	DRAWN BY		APPROVED BY	
	FV:bk	10/30/81	A. Valua	
SCALE	ERROR IN	CLOSURE	DRAWING NO.	
		7.44.1	SE WBL-I	



LOCATION EASEMENT AGREEMENT MAP & DESCRIPTION OF RETAINED AREA	Detroit Edison	STEM ENGINEERIN	NG DEPT.
BEING PART OF SEC. 20 & SEC. 29 , T.2 M., R.9 E., WEST BLOOMFIELD TWP., OAKLAND COUNTY, MICHIGAN	SURVEY BY NONE	DRAWN DY G GORDON 10-26-81	APPROVED BY
wed. Second less fair, Sinches County, Wolfer	SCALE 1 INCH = 300 FEET	ERROR IN CLOSURE LESS THAN I: 10,000	SE WBL-I



THE DETICHEM, MICHIGAN 48010
36:00 TELECRAPH ROAD, 272 OAKDH
THE DETROIT EDISON COMPANY

PERCHANTAL RICHES OF SIX NO COLONIA Referen