

LIBER 0677 PAGE 846

(85 46850)

LIBER 8971 PAGE 174

Detroit Edison

Right of Way Agreement

86193384

18/13

April 22, 19 85

For valuable consideration, the receipt of which is hereby acknowledged, the undersigned hereby grant and convey to CONSUMERS POWER COMPANY, a Michigan corporation of 212 Michigan Avenue, Jackson, Michigan, 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 and the MICHIGAN BELL TELEPHONE COMPANY, a Michigan corporation, of 444 Michigan Avenue, Detroit, Michigan 48226 hereinafter referred to as "UTILITIES", the easement and right to erect, lay, maintain, reconstruct and replace underground facilities consisting of wires, cables, conduits, fixtures, piping, venting, gas facilities and appurtenances including the necessary above ground equipment, connections, poles and accessories which may from time to time be required for transmitting and distributing electricity, providing communication services and gas facilities with the usual services connections and accessories in, under, upon, over and across the land located in the City of Novi, Oakland County, Michigan, and more particularly described on the attached Appendix "A"; with the full right to the UTILITIES of ingress and egress upon said land for the purposes of this grant, and the further right to trim, cut down or otherwise control brush and trees within the easements herein described.

1 #

Said easements shall be ten (10) feet in width unless otherwise indicated and their route is described as follows: The exact location of said easement shall be shown on a drawing to be recorded within 90 days after construction.

In order to provide for the proper maintenance and protection of UTILITIES, the undersigned covenant and agree that:

1. The easements will be graded to within four (4) inches of final grade before the UTILITIES lines are installed and this ground elevation must be maintained after installation of utilities to avoid the pooling of water in, on or around above ground UTILITIES equipment.

2. No buildings or structures other than UTILITIES equipment are to be placed within the easements herein granted. No excavation is to be permitted within said easement without approval of UTILITIES.

3. If the lines or facilities of UTILITIES' are damaged by the acts of Owners, their agents, employees or contractors, repairs shall be made by the Utility company so damaged at the cost and expense of Owners. Owners are defined as those persons owning the land at the time the damage occurred.

4. No shrubs or foliage shall be planted or grown within five (5) feet of the front door of transformers or switching cabinet enclosures. UTILITIES shall not be responsible to Owners for damages to or removal of trees or plant life planted in front of said door or within the easement causing an interference with UTILITIES maintenance of their equipment.

THIS GRANT is declared to be binding upon the heirs, successors, lessees, licenses and assigns of the parties hereto.

RECORDED RIGHT OF WAY NO. 36791

IN WITNESS WHEREOF, the undersigned have hereunto set their hand and seal on this date:

Witnesses:

Grantors:

Rose Grain
Steve Ayers

Russell Button

Prepared By: J.D. McDonald
The Detroit Edison Company
30400 Telegraph Road, Suite 264
Birmingham, MI 48010

Address: 44109 Grand River

Novi, MI 48050

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

DEAD

RETURN TO
J. D. McDONALD
THE DETROIT EDISON COMPANY
30400 TELEGRAPH ROAD, 264 OAKDH
BIRMINGHAM, MICHIGAN 48010

OAKLAND COUNTY REGISTERED
RECORDED
MICHIGAN
85 APR -2 15:24

APPENDIX "A"

Part of the Northeast 1/4 of Section 13; Town 1 North, Range 8 East, City of Novi, Oakland County, Michigan. Described as: Beginning at East 1/4 corner of Section 13; thence South 87 degrees 02 minutes 12 seconds West 1150.00 feet along the East and West 1/4 line of said Section 13; thence North 01 degree 48 minutes 36 seconds West 546.00 feet; thence North 87 degrees 02 minutes 12 seconds East 1150.00 feet to the East line of Section 13 (Haggerty Road); thence South 01 degree 48 minutes 36 seconds East 546.00 feet along said East line to the Point of Beginning.

①

Sidwell # 22-13-401-002 ²⁰⁰⁻⁰²⁸

STATE OF MICHIGAN

County of Oakland } SS

On this 22nd day of April, A.D. 1985, before me, the undersigned, a notary public in and for said county, personally appeared A. Russell Button, a married man known to me to be the person who executed the foregoing instrument, and acknowledged the same to be his free act and deed.

Rose Estelle Button-Crain
Notary Public, Oakland County, Michigan
Rose Estelle Button-Crain

My commission expires: 12-28-88

RETURN TO
J. D. McDONALD
THE DETROIT EDISON COMPANY
30400 TELEGRAPH ROAD, 264 OAKDH
BIRMINGHAM, MICHIGAN 48010

RECORDED RIGHT OF WAY NO. 36791

STATUTORY FORM

RECORDED RIGHT OF WAY NO. _____

KNOW ALL MEN BY THESE PRESENTS: That A. RUSSELL BUTTON and NESBY BUTTON, husband and wife

whose address is* 44109 Grand River, Novi, Michigan 48050

Quit Claim to A. RUSSELL BUTTON

whose street number and postoffice address is 44109 Grand River, Novi, Michigan 48050

the following described premises situated in the City of Novi County of Oakland and State of Michigan, to-wit:

Part of the Northeast 1/4 of Section 13; Town 1 North, Range 8 East, City of Novi, Oakland County, Michigan. Described as: Beginning at East 1/4 corner of Section 13; thence South 87 degrees 02 minutes 12 seconds West 1150.00 feet along the East and West 1/4 line of said Section 13; thence North 01 degree 48 minutes 36 seconds West 546.00 feet; thence North 87 degrees 02 minutes 12 seconds East 1150.00 feet to the East line of Section 13 (Haggerty Road); thence South 01 degree 48 minutes 36 seconds East 546.00 feet along said East line to the Point of Beginning.

BURTON ABSTRACT AND TITLE COMPANY HAS OPERATED CONTINUOUSLY SINCE 1866

MAKE YOUR REAL ESTATE TRANSFERS SAFE BY USING BURTON TITLE INSURANCE

together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, for the sum of One Dollar (\$1.00) ~~and other valuable consideration.~~

EXEMPT - 7 M. 27 OF 1963 SECTION 5(1)

Dated this 20th day of September 1979

Signed in the presence of:

Signed by:

STUART W. KAUFMAN
Paul E. Lagrou

A. RUSSELL BUTTON
NESBY BUTTON

STATE OF MICHIGAN }
COUNTY OF WAYNE }

On this 20th day of September 1979 before me personally appeared A. RUSSELL BUTTON and NESBY BUTTON, his wife

to me known to be the person S described in and who executed the foregoing instrument and acknowledged that executed the same as their free act and deed.

Paul E. Lagrou Notary Public, Oakland County, Michigan

My Commission expires June 16, 1981

When recorded return to: LAMPERT, FRIED & LEVITT, P.C. 20840 Southfield Rd., Ste. 320 Southfield, MI 48075

Recording Fee 3.00 Rev. Stamps

Drafted by: Michael A. Lewis (P 26468) LAMPERT, FRIED & LEVITT, P.C. 20840 Southfield Rd., Ste. 320 Southfield, MI 48075

*See note re P.A. 1963, No.150, on reverse side

RECORDED RIGHT OF WAY NO. 36791

KNOW ALL MEN BY THESE PRESENTS: That 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, MI 48226 Conveys to A. RUSSELL BUTTON and NESBY BUTTON, husband and wife

whose Street Number and Post Office address is 44109 Grand River, Novi, Michigan

the following described premises situated in the City of Novi County of Oakland and State of Michigan, to-wit:

Part of the Northeast 1/4 of Section 13; Town 1 North, Range 8 East, City of Novi, Oakland County, Michigan. Described as: Beginning at East 1/4 corner of Section 13; thence South 87°02'12" West, 1150.00 feet along the East and West 1/4 line of said Section 13; thence North 01°48'36" West, 546.00 feet; thence North 87°02'12" East, 1150.00 feet to the East line of Section 13 (Haggerty Road); thence South 01°48'36" East, 546.00 feet along said East line to the Point of Beginning. Containing 14.412 acres.

together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining,

for the sum of Eighty-two Thousand Five Hundred and no/100 (\$82,500.00) (Dollar(s))

and covenants that it has no heretofore done, committed or suffered to be done or committed any act or omission whereby the premises hereby granted, or any part thereof, is or maybe charged or encumbered in title, estate or otherwise whatsoever.

Subject to the rights of the public in and to that part known as Haggerty Road, the zoning ordinance of the Township of Novi, easements and restrictions of record. Also subject to an easement for overhead and underground electrical lines for the transmission and distribution of electricity which The Detroit Edison Company reserves unto itself, its successors and assigns across the easterly sixty (60) feet of the above described property.

Signed this 13th day of July, 1979.

Signed, Sealed and Delivered in Presence of:

Signed and Sealed:

Barbara A. Mention
BARBARA A. MENTION
Barbara Ann Maher
BARBARA ANN MAHER

THE DETROIT EDISON COMPANY
By W. C. Arnold (L.S.)
MANAGER-GENERAL SERVICES
Irene C. Kata (L.S.)
ASST. SECRETARY

In the STATE OF MICHIGAN, COUNTY OF WAYNE
On this 13th day of July, 1979
appeared W. C. Arnold and Irene C. Kata
to me personally known, who being by me sworn, did each for himself say that they are respectively the Manager-General Services and Assistant Secretary of THE DETROIT EDISON COMPANY
the corporation named in and which executed the within instrument, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and said W. C. Arnold and Irene C. Kata acknowledged said instrument to be the free act and deed of said corporation.

My commission expires BARBARA ANN MAHER A.D. 19
Notary Public, Wayne County, Mich.
My Commission Expires June 28, 1982

Barbara Ann Maher
Notary Public County, Michigan

Instrument drafted by J. Alicia Furqua
2000 Second Avenue, Detroit, MI 48226

County Treasurer's Certificate
City Treasurer's Certificate
STATE OF MICHIGAN
REAL ESTATE TRANSFER TAX
\$ 90.75

Recording Fee 3.00
Revenue Stamp 90.75
66739
When recorded return to Mich. Aff. Wnk of Det. 22595 W. 8 M. 10 Detroit, 48219

22-13208-02 = 57,500.00 - MIN 200
LAWYERS TITLE INSURANCE CORP.

RECORDED RIGHT OF WAY NO. 36791

79 1081 79 Deed Warranty Deed

7635/522

KNOW ALL MEN BY THESE PRESENTS: That A. RUSSELL BUTTON and NESBY BUTTON, 2251 P 518
husband and wife
whose address is* 44109 Grand River, Novi, Michigan 48050 252 180 1913

Quit Claim to A. RUSSELL BUTTON

whose street number and postoffice address is 44109 Grand River, Novi, Michigan 48050

the following described premises situated in the City of Novi County of Oakland and State of Michigan, to-wit:

Part of the Northeast 1/4 of Section 13; Town 1 North, Range 8 East, City of Novi, Oakland County, Michigan. Described as: Beginning at East 1/4 corner of Section 13; thence South 87 degrees 02 minutes 12 seconds West 1150.00 feet along the East and West 1/4 line of said Section 13; thence North 01 degree 48 minutes 36 seconds West 546.00 feet; thence North 87 degrees 02 minutes 12 seconds East 1150.00 feet to the East line of Section 13 (Haggerty Road); thence South 01 degree 48 minutes 36 seconds East 546.00 feet along said East line to the Point of Beginning.

BURTON ABSTRACT AND TITLE COMPANY HAS OPERATED CONTINUOUSLY SINCE 1866

MAKE YOUR REAL ESTATE TRANSFERS SAFE BY USING BURTON TITLE INSURANCE

together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, for the sum of One Dollar (\$1.00) ~~and what public consideration.~~

EXEMPT - P.M.S. 271 (1) SECTION 5(i)

Dated this 20th day of September 19 79

Signed in the presence of:

Signed by:

Stuart M. Kaurman
STUART M. KAURMAN
Paul E. Lagrou
Paul E. Lagrou

A. Russell Button
A. RUSSELL BUTTON
Nesby Button
NESBY BUTTON

STATE OF MICHIGAN }
COUNTY OF WAYNE, }

On this 20th day of September 19 79 before me personally appeared A. RUSSELL BUTTON and NESBY BUTTON, his wife

to me known to be the person S described in and who executed the foregoing instrument and acknowledged that executed the same as their free act and deed.

Paul E. Lagrou
Paul E. Lagrou Notary Public,
Oakland County, Michigan

My Commission expires June 16, 19 81

When recorded return to: Recording Fee 3.00 Drafted by: Michael A. Lewis (P 26468)
LAMPERT, FRIED & LEVITT, P.C. Rev. Stamps Business address: LAMPERT, FRIED & LEVITT, P.C.
20840 Southfield Rd., Ste. 320 20840 Southfield Rd., Ste. 320
Southfield, MI 48075 Southfield, MI 48075
*See note to P.A. 1963, No.150, on reverse side

RECORDED RIGHT OF WAY NO. 36791



Oakland Division
30400 Telegraph Road
Birmingham, Michigan 48010
(313) 645-4000

April 3, 1985

Mr. A. Russell Button
44109 Grand River
Novi, Michigan 48050

Dear Mr. Button:
~~Carroll K. K...~~

Re: Country Cousins Mobile Park

Enclosed is the original and one copy of the Right of Way Agreement for the above described project. Please have the original executed and returned to us. The copy should be retained by you for your records.

In order to comply with the recording statutes of the State of Michigan, please have two separate witnesses. The notary can be one of the witnesses. Also, print or type the names of all parties signing the documents, including witnesses, and notary.

Your attention is called to Paragraph No. 3 of this agreement, whereby you would be responsible for any damages which might occur to the Company's underground lines after installation. It is, therefore, extremely important that not only you, but any contractors working for you, exercise due care to avoid any damage.

Prompt return of this instrument, fully completed, will assist in prompt scheduling of our work to be completed in your project. Please return all documents addressed to: The Detroit Edison Company, 30400 Telegraph Road Birmingham, Michigan, 48010, Att: James D. McDonald, Room ~~272~~ 264.

Sincerely,

James D. McDonald
James D. McDonald, Representative
Real Estate, Rights of Way & Claims

JM/l
Enclosures

RECORDED RIGHT OF WAY NO. 36791

To (Supervisor, RE & R/W) JIM McDONALD	For RE & R/W Dept. Use	Date Received	DE/Bel/C.P. No.
Division OAKLAND	Date 3-12-85	Application No. OE 85-10 T	

We have included the following necessary material and information:

Material:

- A. Proposed Subdivision
 - 1. copy of complete final proposed plat - All pages
- or
- B. Other than proposed subdivision (condo., apts. mobile home park - other)
 - 1. Property description.
 - 2. Site plan.
 - 3. title information (deed, title commitment, contract with title commitment, or title search).

Note: Do not submit application for URD easements until all above material has been acquired.

Information

1. Project Name COUNTRY COUSINS MOBILE PARK	County OAKLAND
City/Township/Village NOVI MICH	Section No. 13

Type of Development

<input type="checkbox"/> Proposed Subdivision	<input type="checkbox"/> Apartment Complex	<input type="checkbox"/> Condominium
<input type="checkbox"/> Subdivision	<input checked="" type="checkbox"/> Mobile Home Park	<input type="checkbox"/> Other

2. Name of Owner A. RUSSEL BUTTON	Phone No. 349-2156
Address 44109 GRAND RIVER NOVI MICH 48050	

Owner's Representative A. RUSSEL BUTTON	Phone No. 349-2156
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Date Service is Wanted
JULY 1985

4. Entire Project will be developed at one time Yes No

5. Joint easements required — Michigan Bell Telephone Yes No
 — Consumers Power Yes No

a. Name of Other Utilities if Not Michigan Bell Telephone or Consumers Power

b. Other Utility Engineer Names METRO VISION OF OAKLAND COUNTY	Phone Numbers 471-9060
Addresses 37635 ENTERPRISE CT FARMINGTON HILLS MI 48018	

6. Additional Information or Comments

Note: Trenching letter attached will be submitted later

Service Planner D. CERMAK	Signed (Service Planning Supervisor) John M. Bredler
Phone No. 645-4130	Address 240 DDHQ

RECORDED RIGHT OF WAY NO. 316791

MEMORANDUM ORDER

FOR GENERAL USE

DE FORM 963-0808 (MS-77) 12-53

TO _____

DATE 4-26-87

TIME _____

Re: Underground Service -

Agreement and Easements obtained - OK to proceed with construction.

RECORDED RIGHT OF WAY

COPIES TO: _____

SIGNED _____

(James McDonald, Representative
Real Estate, Rights of Way & Claims
272 Oakland Division Headquarters

REPORT _____

DATE RETURNED _____

TIME _____

SIGNED _____

MEMORANDUM ORDER
FOR GENERAL USE
DE FORM MS 77 12-53

TO Records Center

DATE 2-12-87

RECORDED
INDEXED
FILED
OFFICE OF
THE
CLERK
OF
THE
SHERIFF

Please set up R/W file for:

Country Cousins Mobile Park

Being a part of Northeast 1/4 of Section 13, City of Novi

Oakland County, Michigan

COPIES TO: _____

SIGNED

Omer V. Racine

Omer V. Racine
264 Oakland Div. Hqtrs.

REPORT _____

DATE RETURNED _____

TIME _____

SIGNED _____

36791

RECORDED RIGHT OF WAY NO. 36791

36791