Right of Way Agreement

rison

LIBER 10109 PAGE 029

LIBER 9564 PAGE 87

For valuable consideration, the receipt of which is hereby acknowledged, the undersigned hereby grant and convey to 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 referred to as "EDISON", the easements and right to erect, lay, maintain, reconstruct and replace underground facilities consisting of wires, cables, conduits, fixtures and appurtenances including the necessary above ground equipment, connections, poles and accessories which may from time to time be required in, under, upon, over and Oakland County, Michigan, across the land located in the City of Troy and more particularly described on the attached Appendix "A", with the full right to EDISON 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.

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

This easement is re-recorded for purposes of showing Phase 2, Step III of the planned "as installed" centerlines of easements granted as shown on drawing attached hereto.

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

- 1. The easements will be graded to within four (4) inches of final grade before EDISON 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 EDISON equipment.
- 2. No buildings or structures other than EDISONS' equipment are to be placed within the easements herein granted. No excavation is to be permitted within said easements without approval of EDISON.
- 3. No shrubs or foliage shall be planted or grown within five (5) feet of the front door of transformers or switching cabinet enclosures. EDISON 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 EDISONS' maintenance of their equipment.
- 4. If the lines of facilities of EDISON are damaged by the acts of Owners, their agents, employes or contractors, repairs shall be made by EDISON at the cost and expense of Owners. Owners are defined as those persons owning the land at the time the damage occurred.

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

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

Witnesses:

KETURN TU!

The Detroit Edison Company\_\_\_ 30400 Telegraph Road, #264

48010

Omer V. Racine

Birmingham, MI

Prepared By:

REG/DEEDS PAID 0003 SEP 15 87 MSC Troy Technology Park A Michigan Co-Partnership

Pomeroy,

A#36 REG/DEEDS PAIN 0001 DET:04/87 12:39PM

inng MISC 19.00

Address:

Grantors:

380 N. Woodward, #175

Birmingham, MI

This easement is re-recorded for purposes of showing the planned "as installed DE 963-50GRATERLines of easements granted as shown on drawing attached hereto.

RECORDED RIGHT OF WAY

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

The state of the second state of the second state of the second s

(LIBER 10109 \*\* 030 )
(LIBER 9564 PAGE 88)

TUBER 10222 MAG: 749

State of Michigan) County of Oakland)<sup>ss.</sup>

Notary Public,

County, Michigan

My Commission Expires Dec. 6, 1987

## Appendix "A"

A part of the NE 1/4 of Section 35, T2N., RIIE., City of Troy, Oakland County, Michigan; being more particularly described as beginning at a point on the East line of said Section 35 distant N 00°07'20" E., 399.85 feet from the East 1/4 corner of said Section 35; thence N 89°12'00" W., 1312.66 feet to a point on the East line of "Supervisor's Plat No. 29" recorded in Liber 65 of Plats, Page 21 of the Oakland County Records; thence along the East line of said plat N 00°25'25" E., 232.77 feet to the SE corner of Lot 11 of said plat; thence N 89°58'57" W., 323.90 feet along the South line of Lot 11 to the SW corner of Lot 11 also being a point on the East Right-of-Way line of Chicago Street (40 feet 1/2 R.O.W.); thence along the East Right-of-Way line of said Chicago Street N 00°25'04" E., 86.00 feet; thence S 89°58'57" E., 323.90 feet to a point on the East line of said "Supervisor's Plat No. 29", thence along the East line of said plat N 00°25'25" E., 688.74 feet to the SW corner of "Ring Industrial Park" recorded in Liber 179 of plats, Page 1 of the Oakland County Records; thence along the South line of said "Ring Industrial Park" S 89°47'40" E., 1307.27 feet to a point on the East line of Section 35; thence along the East line of said Section 35 S 00°07'20" W., 1021.12 feet to the point of beginning. Containing 31.14 gross acres.

SIDWELL # 20-35-226 - (30-34-044-052) - 086 - 087

> 20-35-27<u>6-005</u> -006 -007

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

# Detroit Edison

# Application for U.R.D. Easements

DE 963-5145 9-73CS (RR 11)

,— <i>T</i> .		For RE & R/W Dept. Use	1	E/Bell/C P. No.	
E JANSEN	<b>3</b> 00		9-9-86	OE 86	23C
OAKLAND		.9-8-86	Application No.		
We have included the following necessary	ary material and information:				
Material:					
A. Proposed Subdivision	ممجمع المانية				
copy of complete final proposed p	olat - All pages				
or  B. Other than proposed subdivision (col	nda anta mahila hama nark				
— other)	noo., apis. mobile nome park				
Property description.					
2. Site plan.					
3. title information (deed, title commit	ment, contract with title.				
commitment, or title search).					
Note: Do not submit application for URE material has been acquired.	J easements until all above				
· ·		•			
Information 1 Project Name			County		
TROY TEMUNDAGU	PARK PHI	ISE II	OAKLANI	2	RECORDED
City/Township/Village	J. 11. 12 J. 11. 12		Section No.		
TROY			NE14 SE	35	
Type of Development					
Proposed Subdivision	. Apartment Comp	olex	Condominium		BI
Subdivision	☐ Mobile Home Pa	rk	Other		BIGHT
2. Name of Owner			) Phone No	_	
TROY TECHNOLO	64 PARK	k	. 851-540	00	OF
Address		>		44 -4	YAW
380 N Woodwa	ARO SUITE	115 0	Phone No.	48011	
Owner's Representative			851-540		O.
KEITH J. Po.	MEROY		037-340		i
10-27-86					( )
		<u></u>			
4. Entire Project will be developed at on	ne time			🔲 Yes	No S
	o Roll Tolophono			🔲 Yes	<b>X</b> Nd
5 Joint aggregate required Michigan	II Dell Telephone				
5. Joint easements required — Michigan				l Vaa	<b>⊠</b> r <sub>No</sub>
	ers Power			Yes	<b>⊠</b> No
	ers Power			Yes	<b>⊠</b> No
Consumation of Other Utilities If Not Michigan Bell Telepharman at the Consum telepharman control of th	ers Power			Yes	<b>⊠</b> No
— Consum	ers Power		Phone Numbers	Yes	No
Consumation of Other Utilities If Not Michigan Bell Telepharman at the Consum telepharman control of th	ers Power			Yes	No
— Consum.  a. Name of Other Utilities If Not Michigan Bell Teleph  b. Other Utility Engineer Names	ers Power			Yes	No No
— Consum.  a. Name of Other Utilities If Not Michigan Bell Teleph  b. Other Utility Engineer Names	ers Power			Yes	No No
— Consum.  a. Name of Other Utilities If Not Michigan Bell Teleph  b. Other Utility Engineer Names	ers Power			Yes	No No
— Consum.  a. Name of Other Utilities If Not Michigan Bell Teleph  b. Other Utility Engineer Names  Addresses	ers Power		Phone Numbers		No No
— Consum.  a. Name of Other Utilities If Not Michigan Bell Teleph  b. Other Utility Engineer Names  Addresses	ers Power		Phone Numbers		No No
— Consum.  a. Name of Other Utilities If Not Michigan Bell Teleph  b. Other Utility Engineer Names  Addresses	ers Power		Phone Numbers		No No
— Consum  a. Name of Other Utilities If Not Michigan Bell Teleph  b. Other Utility Engineer Names  Addresses  6. Additional Information or Comments  **REFFE**  **DOWNER SHIP**	ers Power  The	- 86-10C ECHNOLOGY	Phone Numbers  FOR PROD  DIREK PH.	f of Z	
— Consum  a. Name of Other Utilities If Not Michigan Bell Teleph  b. Other Utility Engineer Names  Addresses  6. Additional Information or Comments  **REFFE**  **DUMIER SHIP**	ers Power  The	- 86-10C ECHNOLOGY	Phone Numbers  FOR PROD  DIREK PH.	f of Z	
— Consum.  a. Name of Other Utilities If Not Michigan Bell Teleph  b. Other Utility Engineer Names  Addresses	ers Power  TRAY  TRAY  TOUT DUICEA	- 86-10C ECHNOLOGY	Phone Numbers  FOR PROD  DIREK PH.	f of Z	
— Consum  a. Name of Other Utilities If Not Michigan Bell Teleph  b. Other Utility Engineer Names  Addresses  6. Additional Information or Comments  **REFFE**  **DUMIER SHIP**	ers Power  The	- 86-10C ECHNOLOGY	Phone Numbers  FOR PROD  DIREK PH.	f of Z	
— Consum  a. Name of Other Utilities If Not Michigan Bell Teleph  b. Other Utility Engineer Names  Addresses  6. Additional Information or Comments  **CEFFE**  **OWNER SHIP**  **AS INSTRUCE CONT  Note: Trenching letter   attached  Service Planner	ers Power  TRAY  TRAY  TOUT DUICEA	- 86-10C ECHNOLOGY	Phone Numbers  FOR PROD  DIREK PH.  SUPPLIED	f of Z	
— Consum  a. Name of Other Utilities If Not Michigan Bell Teleph  b. Other Utility Engineer Names  Addresses  6. Additional Information or Comments  **REFFE**  **DUNIER SHIP**  **AS INSTAUED CONI  Note: Trenching letter   attached  Service Planner	ers Power  Tone or Consumers Power  They  Will be submitted later	= 86-10C ECHNOLOGY WAT TO BE	Phone Numbers  FOR PROD  DIREK PH.  SUPPLIED	f of Z	
— Consum.  a. Name of Other Utilities If Not Michigan Bell Teleph  b. Other Utility Engineer Names  Addresses  6. Additional Information or Comments  **CEFFE**  **OWNIER SHIP**  **AS INSTAUED CONT  Note: Trenching letter   attached	ers Power  Consumers Power  Court Duces  Will be submitted later	= 86-10C ECHNOLOGY WAT TO BE	Phone Numbers  FOR PROD  DIREK PH.  SUPPLIED	f of Z	



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

Phone 645-4388

September 15, 1986

Keith J. Pomeroy 380 N. Woodward, #175 Birmingham, Michigan 48011

Gentlemen:

TROY TECHNOLOGY PARK Phase #2

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.

you would be responsible for any damages which might occur to the Company's underground lines after installation. It is the Your attention is called to Paragraph No. 4 of this agreement, whereby 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. Attn: Omer V. Racine, Room 264.

Sincerely,

Omer V. Racine, Representative Real Estate, Rights of Way & Claims

OVR/kw Enclosures

/	, 1	•
MORANDUM ORDER	TO Recor Center	10.5-87 TIME
	Please set up R/W file for: \(\tilde{V}\)	OF TECHNOLOGY PARK Phase To
/	Being a part of N.E.	of Section 35 Ctay of 11204
	Oakland County, Michigan	RIG
* · ·		——————————————————————————————————————
COPIES TO:		signed mer lacine
REPORT		Omer V. Racine  7 269 Oakland Div. Hqter 5.
		Teay Two
		SPC.35: NE'14 OF
DATE PETURNED		N

to the second of the second of

KEITH J. POMEROY

380 N. WOODWARD AVENUE **SUITE 175** BIRMINGHAM, MI 48011 (313) 646-2280

May 12, 1986

Tom Tassen Detroit Edison Oakland Division 30400 Telegraph Road Birmingham, MI 48010

Troy Technology Park RE:

Ring Screw Works, Lots 16-20

Dear Mr. Tassen:

Per your request, please find the following:

- Proof of Ownership (Deed) 1.
- Legal Description of Parcel 2.

Thank you.

CAS/kmc Enc1

MECORDED RIGHT

ဝှု YAW

KNOW ALL MEN BY THESE PRESENTS: That WILLIAM CHIAO and YUHWA CHIAO, his wife (who is executing this Warranty Deed for the sole purpose of waiving any and all dower interest she may have in the subject premises), whose address is 1140 East Big Beaver Road, Troy, Michigan 48084

Convey TROY TECHNOLOGY PARK, a Michigan co-partnership and Warrant

whose street number and postoffice address is 31805 Middlebelt Road, Suite 305, Farmington Hills, MI 48018 the following described premises situated in the City Troy and State of Michigan, to-wit: County of Oakland

See Exhibit A, attached hereto and made a part hereof for the Legal

together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, for the sum of \$2,000,000.00

subject to applicable building and use restrictions and easements affecting the land and such encumbrances as shall have accrued or attached since June 17, 1985, (being the date of the Land Contract in pursuance of which this Deed is being delivered) through the acts or omissions of persons other than Grantors or their assigns. Dated this

December

Signed in the presence of:

William Chiao, by Andrew An, his Attorney in Fact per Power of Attorney recorded in Liber 8715 Page 604, Oakland County Records

Signed by:

Yuhwa Chiao, his wife, by Andrew An, her Attorney in Fact per Power of Attorney recorded in Liber9012 Page 338, Oakland County Records

STATE OF MICHIGAN COUNTY OF Oakland

The foregoing instrument was acknowledged before me this 19.85 by Andrew An, Attorney in Fact for William

of behalf of said individual CANTHIA L. DAMM

Notary Public, Macomb County, MI My Commission expires My Commission Expired Mer. 12, 1986 Acting in Oakland Co.

City Treasurer's Certificate

When Recorded Return To:

Sanford H. Passer, Esq. Miro Miro & Weiner, P.C.

P.O. Box 908 Bloomfield Hills, MI 48303-0408

Send Subsequent Tax Bills To:

Grantee

Drafted by:

Sanford H. Passer, Esq.

Votary Public. County, Michigan

Business Address

Miro Miro & Weiner, P.C. P.O. Box 908

Bloomfield Hills, MI 48303-

00+100

00, Revenue Stamps

0908

Recording Fee

WARRANTY DEED FOR CORPORATION -	862 (State Bar of Michigan Form)	
The Grahum Ring Screw Work	S	
<ul> <li>Michigan</li> <li>31550 Stephenson Highway,</li> <li>conveys and warrants to Troy Techn</li> </ul>	corporation, whose Madison Heights, MI	48071
Co-Partnership		
Michigan 48009 the following described premises situated in the of Troy	ne City .County of Oakland	
and State of Michigan.	•	RECORDED
		<u> </u>
		al Park
Lots 16, 17, 18, 19 as recorded in Liber Oakland County Recor	and 20, Ring Industri 179, Pages 1 and 2 o ds	ar rare,
. "	,	A NO
·		jų
-		72
		9/1
	•	
for the sum of Five Hundred Sev	venty-Five Thousand (\$	575,000.00) Dollars
restrictions of record	rictions of record and further subject t	o all easements and
Dated this 31 stday of Mar	ch .1986	
Signed in presence of	B.	Signed:
NOEL B. HABER		crew Works, a Michigan Cor Corporation) GRANTO
NORRD	$\mathcal{C}^{\mathcal{L}}$	arle A Orace
JOHN Z. BOYD		rles R. O'Brien
		President
	By: <u>Cla</u>	nudia A. Hacker
STATE OF MICHIGAN		ecretary
	ss.	
The foregoing instrument was acknowledged by	= ) sefore me this 31st day of	March nudia A. Hacker
The foregoing instrument was acknowledged by Charles R. O Bri	len and Cla	udia A. Hacker
the President	nd Secretary	of Ring Screw Works
(Title(s)  of  Officer(s))	Michigan	(Name of Corporation)
	(State of Incorporation)	corporation, on behalf of the corporation
	1/NOQ2	B DARENEK
	Notary Public,	Wayne County
	Michigan, ac	ting in Oakland Coun
	Ny commission	expires: Feb. 17, 1987
County Treasurer's Certificate	City Treasurer's	Certificate
•		•
When Recorded Return To:	Send Subsequent Tax Bills To:	Drafted By:
Troy Technology Park		Noel B. Haberek
(Name) 380 North Woodward #175	Grantee	Business Address:
(Street Address)	· · · ·	3001 W. Big Beaver Ro Suite 704
Birmingham, MI. 48009		Troy Michigan 43084

Recarding Fee

# NOWAK & FRAUS A Grapessonal Corporation Of

Civil Engineers

Land Surveyors

1310 N. Stephenson Highway

Royal Oak, Michigan 48067

Telephone (313) 399-0886

#### LEGAL DESCRIPTION

### RELEASE PARCEL INCLUDING R.O.W.

A part of the N.E. 1/4 of Section 35, T.2N., R.11E., City of Troy, Oakland County, Michigan, being more particularly described as beginning at a point distant N.00° 07' 20"E., 399.85 feet from the East 1/4 corner of said Section 35; thence N.89° 12' 00"W., 75.01 feet; thence N.00° 07' 20"E., 437.11 feet to a point on the South line of Technology Drive; thence along the South line of Technology Drive N.89° 52' 40"W., 250.00 feet and N.81° 07' 54"W., 114.19 feet; thence S.00° 07' 20"W., 450.18 feet; thence N.89° 12' 00"W., 874.76 feet to a point on the East line of "Supervisor's Plat No. 29" as recorded in Liber 65, Page 21 of the Oakland County Records; thence N.00° 25' 25"E., 232.77 feet along said East line to the S.E. corner of Lot 11 of "Supervisor's Plat No. 29 Subdivision"; thence N.89° 58' 57"W., 323.90 feet along the South line of said Lot 11 to the S.W. corner of said Lot 11; thence N.00° 25' 04"E., 86.00 feet along the West line of said Lot 11; thence S.89° 58' 57"E., 323.90 feet to a point on the East line of said Lot 11; thence N.00° 25' 25"E., 688.74 feet along the East line of "Supervisor's Plat No. 29" to the S.W. corner of "Ring Industrial Park Subdivision" as recorded in Liber 179, Pages 1 and 2 of Oakland County Records; thence S.89° 47' 40"E., 640.27 feet along said South line of "Ring Industrial Park Subdivision"; thence S.00° 07' 20"W., 325.09 feet; thence S.89° 52' 40"E., 163.00 feet; thence S.OO° 07' 20"W., 179.00 feet to a point on the North line of Technology Drive; thence along the North line of Technology Drive S.89° 52' 40"E., 49.00 feet and N.81° 22' 34"E., 131.53 feet and S.89° 52' 40"E., 250.00 feet to a point on the West right-of-way line of John R Road (75.00 feet 1/2 R.O.W.); thence N.00° 07' 20"E., 483.23 feet along said West right-of-way line of John R Road to a point on the South line of "Ring Industrial Park Subdivision"; thence S.89° 47' 40"E., 75.00 feet along said South line to a point on said East line of Section 35; thence S.OO° 07' 20"W., 1021.12 feet along said East line of Section 35 to the point of beginning. Containing 935,035 square feet or 21.465 acres and subject to easements and restrictions of record. Il Supervisor's Pka Above Parcel includes Part of Lot 11 Supervisor's Pka Nove Parcel includes Part of Lot 11 Supervisor's Pka

JOB NO.: 4-5855-1

DATED : 11-20-85

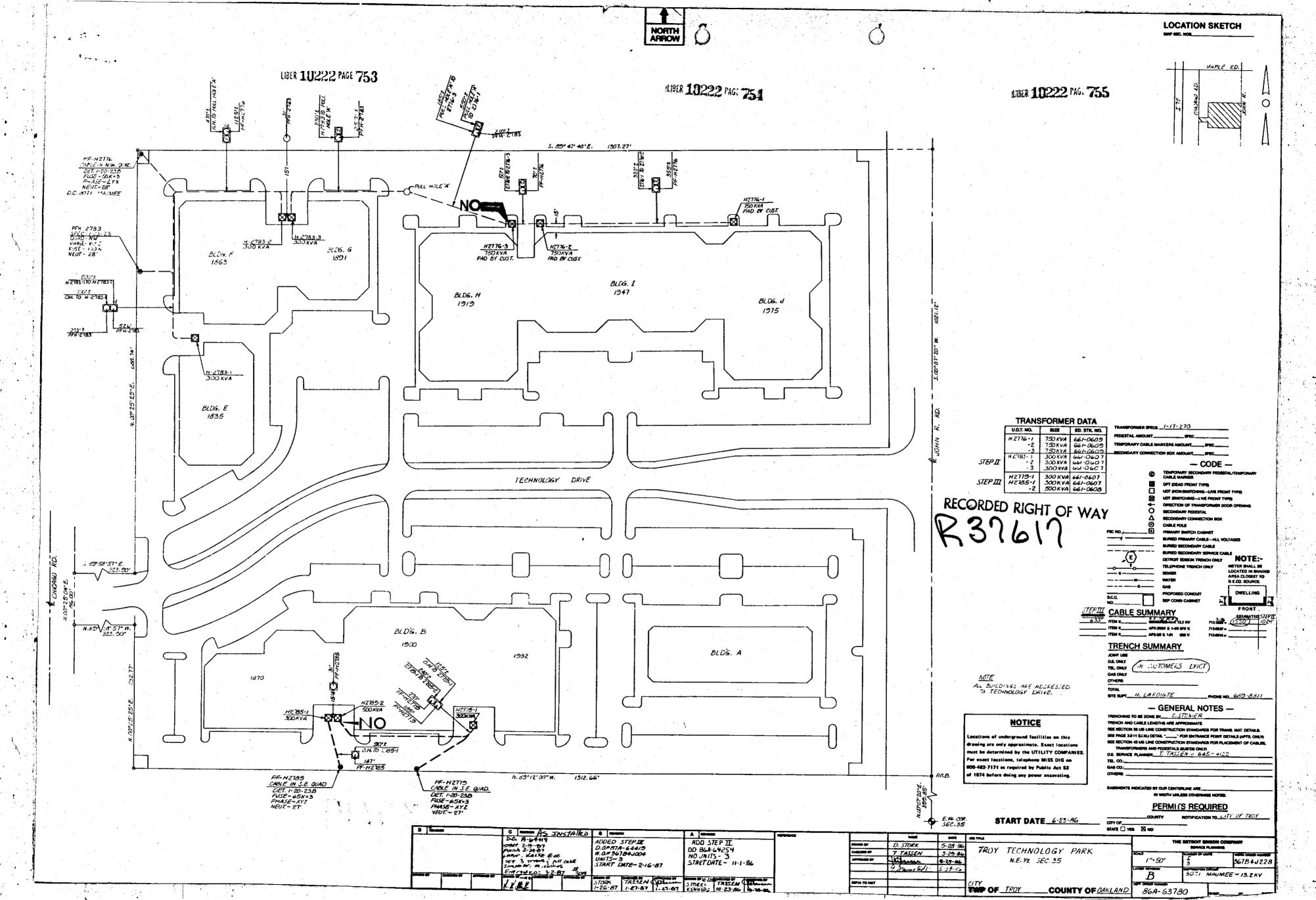
20.35 226 030-

032 | NEILY 037. 033 | NEILY 05024 037 | NEILY

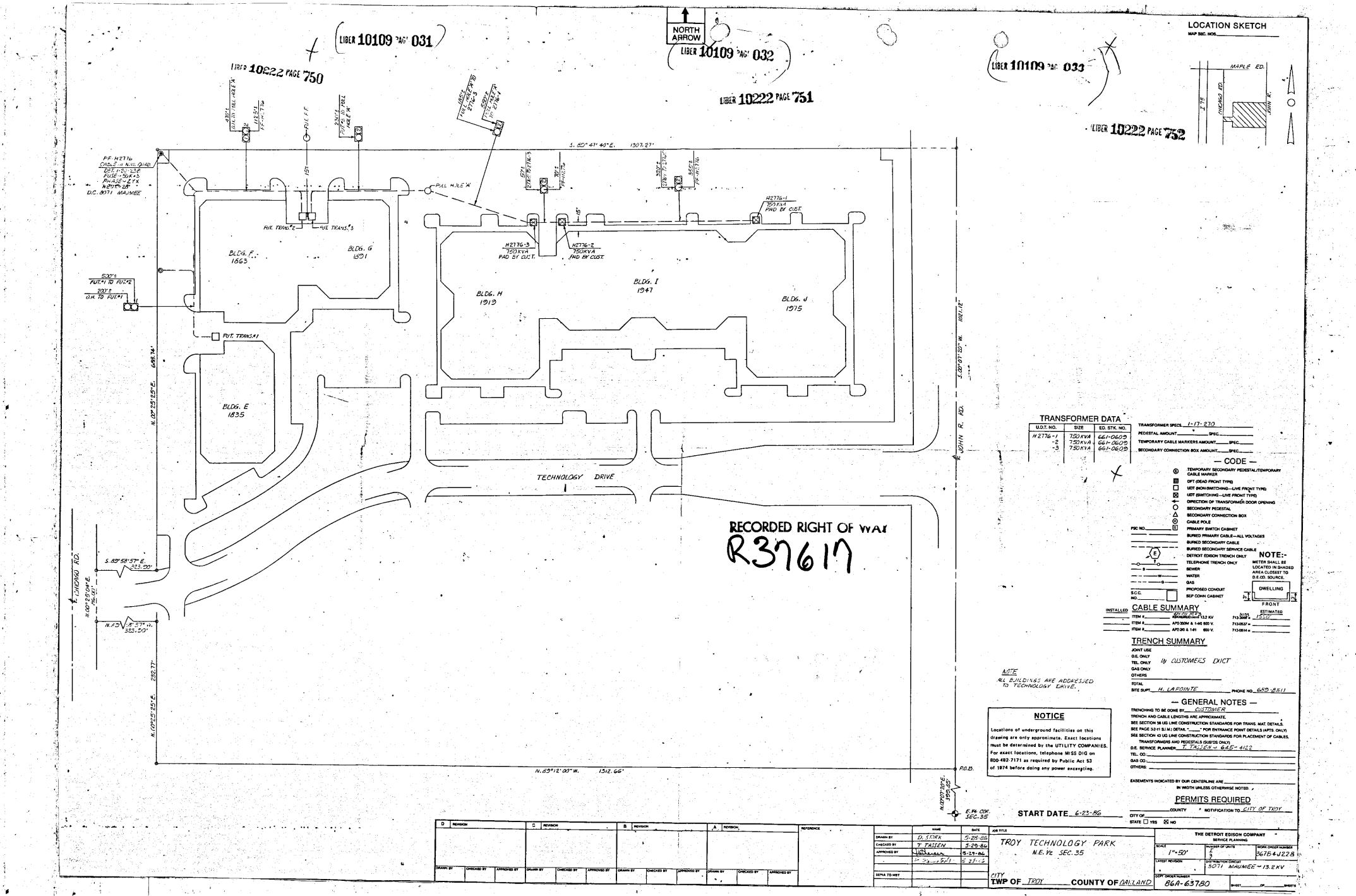
EXHIBIT A

364-19

RECORDED RIGHT OF WAY NO.



R37617



R37617

RETURN TO

1 D. MODONALD

THE DETROIT EDISON COMPANY

30400 TELEGRAPH RÔAD, 264 OAKDH
BIRMINGHAM, MICHIGAN 48010