

LIBER 11066 PG 727  
Real Estate and Rights of Way

(LIBER 10813 PG 480) 88151920

Detroit Edison

Joint Underground Residential Distribution  
Right of Way Agreement 99 140734

SEPTEMBER 7, 19 88

For good and valuable consideration of system betterment, the undersigned hereby grant and convey to THE DETROIT EDISON COMPANY, a Michigan corporation of 2000 Second Avenue, Detroit, Michigan and General Telephone Company of Michigan a Michigan corporation of 455 E. Ellis Road, Muskegon, MI 49441 hereinafter referred to collectively as "GRANTEE", the right to erect, lay, maintain, reconstruct, add to and replace underground facilities consisting of wires, cables, conduits, fixtures and appurtenances including the necessary above ground equipment, connections, poles and accessories required in, under, upon, over and across the property located in the Township of Milford, County of Oakland, State of Michigan, and more particularly described on the attached Appendix "A"; with the full right to the GRANTEE of ingress and egress upon said property for the purposes of this grant, and the further right to trim, cut down or otherwise control brush and trees within the right of way herein described.

Said right of way shall be ten (10) feet in width unless otherwise indicated and the route is described as follows:

The Exact location of said easement shall be shown on a drawing to be recorded 90 days after construction.

8#92 REG/DEEDS PAID  
0001 SEP 18 89 11:37AM  
0487 MISC 15.00

4#36 REG/DEEDS PAID  
0001 SEP 20 88 01:34PM  
5384 MISC 11.00

RECORDED RIGHT OF WAY NO. 39705

DEED #2

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

1. The right of way will be graded to within four inches of final grade before the GRANTEE'S lines are installed and this ground elevation must be maintained after installation of utilities to avoid the pooling of water in, on or around GRANTEE'S above ground equipment.
2. No buildings or structures other than GRANTEE'S equipment are to be placed within the right of way herein granted. No excavation is to be permitted within said right of way without approval of GRANTEE.
3. No shrubs or foliage shall be planted or grown within eight feet of the front door of transformers or switching cabinet enclosures. GRANTEE 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 right of way causing an interference with GRANTEE'S maintenance of their equipment.
4. If the lines or facilities of GRANTEE are damaged by the acts of owners, their agents, employes or contractors, repairs shall be made by the granting company so damaged at the cost and expense of owners. Owners are defined as those persons owning the property at the time the damage occurred (It is understood that contractor vendors are not owners as herein defined.)

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(s) on the date of this agreement.

Witnesses:

Grantors:

15.00

See Next Page

11.00

Prepared by: Omer V. Racine  
The Detroit Edison Company  
30400 Telegraph Rd., Suite 277  
Birmingham, MI 48010

Address: O.K. - RR

[Signature]

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

Witnesses:

Milford Pine Meadows Associates  
A Michigan Co-Partnership

By:

Patricia J. Rustom  
Patricia J. Rustom

Its Co-Partner  
Shouhayib Investment Company  
A Michigan Corporation  
755 West Big Beaver Road, Suite 2106  
Troy, MI 48084

Carol S. Pletz  
Carol S. Pletz

Kamal H. Shouhayib  
Kamal H. Shouhayib, President

State of Michigan )  
                          ) SS:  
County of Oakland )

Personally came before me this 7th day of September, 1988 **Kamal H. Shouhayib**, President, Shouhayib Investment Company, Co-Partner of the above named Co-partnership to me known to be the person who executed the foregoing instrument and to me known to be such Co-Partner of said Co-Partnership, and acknowledged that he executed the foregoing instrument as such Co-Partner as the free act and deed of said Co-Partnership, by its authority.

My Commission Expires: \_\_\_\_\_

**PATRICIA J. RUSTOM**  
Notary Public, Macomb County, MI  
My Commission Expires Feb. 8, 1989  
Acting In Oakland County, MI

Patricia J. Rustom  
Notary Public  
County, Michigan

RECORDED RIGHT OF WAY NO. 39705

Witnesses:

LIBER 11066PG729

Bartlett B. Smith  
BARTLETT B. SMITH  
Frances M. Smith  
Frances M. Smith

Glenn G. Kuschel  
Glenn G. Kuschel  
Leona T. Kuschel  
Leona T. Kuschel, his wife  
2940 S. Milford Road  
Milford, MI 48042

State of Michigan )  
County of Oakland ) SS:

Personally came before me this 16<sup>th</sup> day of September, 1988, the above named Glenn G. Kuschel and Leona T. Kuschel, his wife, to me known to be the persons who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

My Commission Expires: 7-18-89

Bartlett B. Smith  
Bartlett B. Smith  
Notary Public,  
Oakland County, Michigan

Witnesses:

Bartlett B. Smith  
Bartlett B. Smith  
Frances M. Smith  
Frances M. Smith

Robert W. Kuschel  
Robert W. Kuschel  
Beverly J. Kuschel  
Beverly J. Kuschel, his wife  
2940 S. Milford Road  
Milford, MI 48042

State of Michigan )  
County of Oakland ) SS:

Personally came before me this 14<sup>th</sup> day of September, 1988, the above named Robert W. Kuschel and Beverly J. Kuschel, his wife, known to be the persons who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

My Commission Expires: 7-18-89

Bartlett B. Smith  
Notary Public,  
Oakland County, Michigan

RECORDED RIGHT OF WAY NO. 39705

Situated in the Township of Milford, Oakland County, Michigan, described as:

Part of the N.E. 1/4 of Section 28, T2N, R7E, Milford Township, Oakland County, Michigan, described as commencing at the E. 1/4 corner of said Section 28, thence S. 86°47'56" W., along the East and West 1/4 line of said Section, 425.00 ft. to the point of beginning of said parcel, thence continuing along said line, S. 86°47'56" W., 2221.84 ft. to the center of said Section 28, thence N. 02°09'34" W., along the North and South 1/4 line of said Section, 1309.91 ft., thence N. 86°49'53" E., 2208.67 ft., thence S. 02°44'06" E., 205.00 ft., thence N. 86°49'53" E., 425.00 ft. to the East line of said Section and centerline of South Milford Road, thence S. 02°44'06" E., along said line, 518.26 ft., thence S. 86°47'56" W., 425.00 ft., thence S. 02°44'06" E., 585.00 ft. to the point of beginning.

(SIDWILL NO 16-28-200-004) NOW  
-010  
~~011~~

Ent 16-28-200-000

Units 1-23 Milford Pine Meadows  
Occp# 591

RECORDED RIGHT OF WAY NO. 39705

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

TO Records Center

DATE 10-18-89 TIME \_\_\_\_\_

Please set up R/W file for: MILFORD PINE MEADOWS SITE CONDO  
Being a part of NE 1/4 of Section 28 Milford Twp  
Oakland County, Michigan

COPIES TO \_\_\_\_\_

SIGNED \_\_\_\_\_

*Omer V. Racine*  
Omer V. Racine

REPORT \_\_\_\_\_

277 Oakland Division Headquarters

DATE RETURNED \_\_\_\_\_

TIME \_\_\_\_\_

SIGNED \_\_\_\_\_

RECORDED RIGHT OF WAY NO.

39705

**Detroit Edison**

**Application for U.R.D. Easements**

DE 463 1-1-88

Applicant Name <i>J. McDonald</i>	Date <i>8-29-88</i>	OE # <i>88-37</i>
Division <i>Oakland</i>	Date <i>8-24-88</i>	

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 or 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 <i>Milford Pine Meadows</i>	County <i>Oakland</i>	RECORDED RIGHT OF WAY NO. <i>39925</i>
City/Township/Village <i>Milford Twp</i>	City No.	
Type of Development <input checked="" type="checkbox"/> Proposed Subdivision <i>Condo</i>	<input type="checkbox"/> Apartment Complex	
<input type="checkbox"/> Subdivision	<input type="checkbox"/> Mobile Home Park	
2 Name of Owner <i>Milford Pine Meadows Assoc</i>	State No.	
Address <i>Suite 2106, 755 W Big Beaver Rd, Troy Mi 48084</i>		
Owner's Representative <i>Shoukry Investment Co</i>		
Date Service is Wanted <i>Nov 1-1988</i>		

4 Entire Project will be developed at one time  Yes  No

5. Joint easements required ~~Michigan Bell Telephone~~ *GEN Telephone*  Yes  No  
 -- Consumers Power  Yes  No

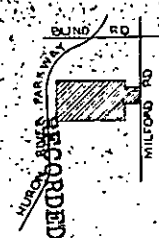
6 Name of Other Utilities If Not Michigan Bell Telephone or Consumers Power

b Other Utility Engineer Names <i>Gen Tel, Barbara Brewer</i>	Phone Numbers <i>653-9761</i>
------------------------------------------------------------------	----------------------------------

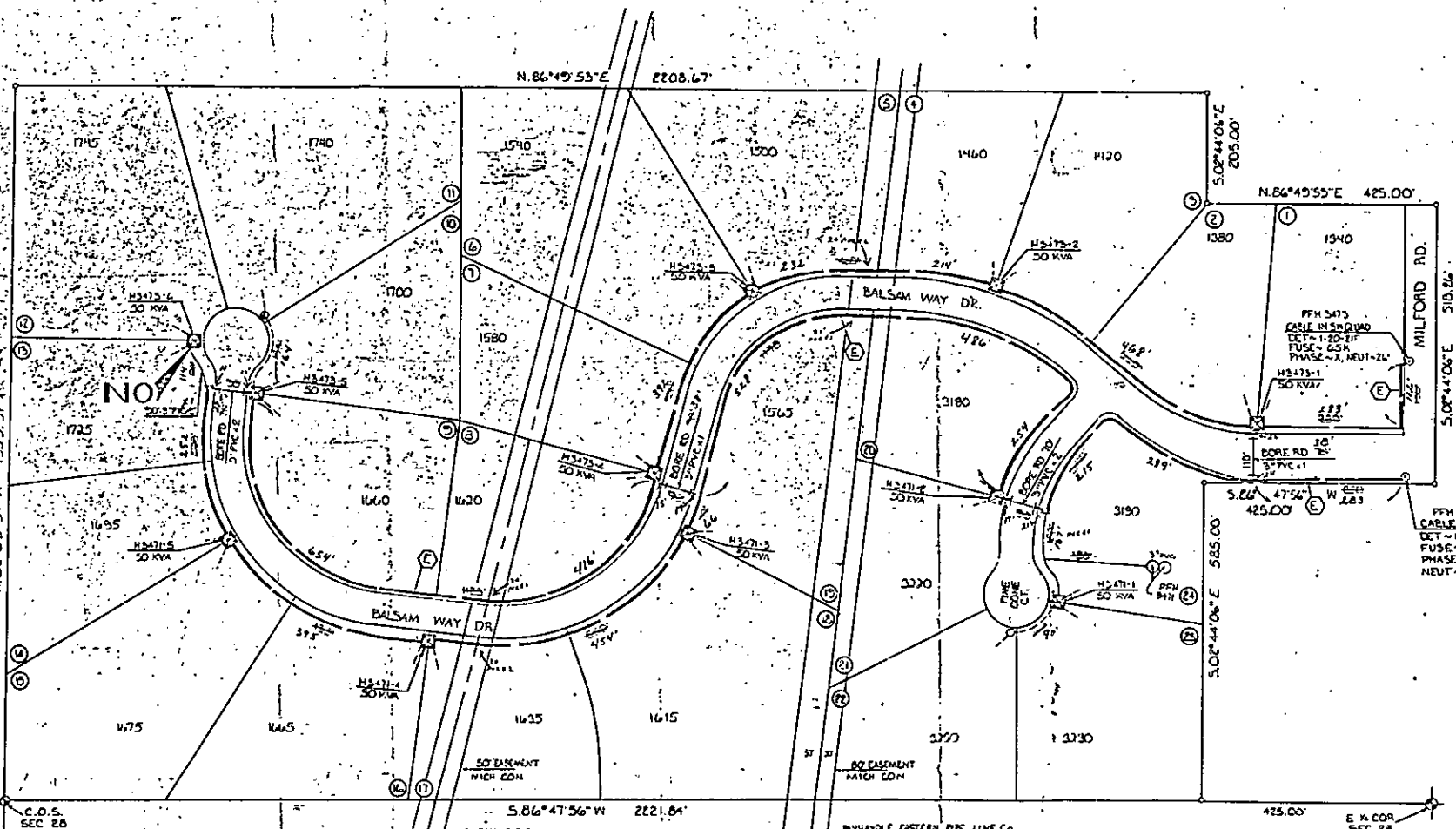
6 Additional Information or Comments

Note Trenching letter  attached  will be submitted later

Service Planner <i>McWoodard</i>	Signed (Service Planning Supervisor) <i>ROMney</i>
Phone No	Address



RECORDED  
RIGHT OF WAY NO. 39705



**EASEMENT LOCATIONS**

Legend for easement types:

- Buried Primary Cable
- Buried Secondary Cable
- Buried Secondary Service Cable
- Telephone Trench Only
- Gas
- Proposed Conduit

**TRANSFORMER DATA**

U.D.T. NO.	SIZE	EQ. STK. NO.
H5475-1	50 KVA	
H5475-2	50 KVA	
H5475-3	50 KVA	
H5475-4	50 KVA	
H5475-5	50 KVA	

**TRANSFORMER SPEC. 1-17-26.1**

NO. OF FEEDERS: \_\_\_\_\_

NO. OF TEMPORARY CABLE WAYS: E

TEMPORARY CABLE MARK. OR SPEC. \_\_\_\_\_

SECONDARY CONNECTION BOX SPEC. \_\_\_\_\_

**CODE**

- ⊙ TEMPORARY SECONDARY FEEDER/TEMPORARY CABLE MARKER
- ⊙ OFF GRID FRONT TYPE
- ⊙ LIVE WORKING CABLE - LIVE FRONT TYPE
- ⊙ 100' SWITCHING - LIVE FRONT TYPE
- ⊙ DIRECTION OF TRANSFORMER DOOR OPENING
- ⊙ SECONDARY CONNECTION BOX
- ⊙ CABLE POLE
- ⊙ PRIMARY SWITCH CABINET
- ⊙ BURIED PRIMARY CABLE - ALL VOLTAGES
- ⊙ BURIED SECONDARY CABLE
- ⊙ BURIED SECONDARY SERVICE CABLE
- ⊙ DETECT. EMBLEM TRENCH ONLY
- ⊙ TELEPHONE TRENCH ONLY
- ⊙ BRICK
- ⊙ WATER
- ⊙ GAS
- ⊙ PROPOSED CONDUIT
- ⊙ REPAIR CABINET

**CABLE SUMMARY**

ITEM #	DESCRIPTION	QUANTITY	UNIT PRICE	TOTAL
1	2340' 1/2" 150 KV	7032'	2.11	14837.52
2	AP030M 1-1/2" 150 KV	7032'	1.00	7032.00
3	AP030M 1-1/2" 150 KV	7032'	1.00	7032.00

**TRENCH SUMMARY**

ITEM #	DESCRIPTION	QUANTITY	UNIT PRICE	TOTAL
1	3" PVC 1"	2773'	0.22	609.06
2	3" PVC 1"	82'	0.22	18.04

**GENERAL NOTES**

1. TRENCHING TO BE DONE BY DECO

2. TRENCH AND CABLE LENGTHS ARE APPROXIMATE

3. SEE SECTION 42 US LINE CONSTRUCTION STANDARDS FOR DETAILS

4. SEE PAGE 2511 (S1) DETAILS FOR ENTRANCE POINT DETAILS (APTS. ONLY)

5. SEE SECTION 42 US LINE CONSTRUCTION STANDARDS FOR PLACEMENT OF CABLES

6. TRANSFORMERS AND FEEDERS TO BE INSTALLED BY DECO

7. SEE SERVICE PLANNER BY (MILFORD) 6-15-1127

8. TEL. CO. TIM SWEET 1-652-2774

9. GAS CO. \_\_\_\_\_

10. OTHER: \_\_\_\_\_

ALL UTILITIES TO BE UNDERGROUND LOCATED IN 10' EASEMENT ADJACENT TO THE ROAD R.O.W.

WELLS & SEPTIC  
PVC FURNISHED BY DECO  
INSTALLED BY CUST.

CONTACT "BUBBLES" 81-487176 BEFORE DOING ANY EXCAVATION.

EASEMENTS INDICATED BY OUR CENTERLINE ARE BY WHOLE UNLESS OTHERWISE NOTED.

**PERMITS REQUIRED**

CITY OF \_\_\_\_\_

STATE OF \_\_\_\_\_

MEHEGAN GAS Co  
155 HOGAN RD  
FOWLERVILLE, MA 01836  
800-521-2031 EXT-0074-6543  
JACK WINDER

PIVOTAL EARTH PFC LINE Co.  
2500 CROSSLAKE RD  
MORVELL, MA. PHONE-541-645-4770

NOTIFY 72 HRS ADVANCE OF CONST.

NOTIFY 72 HRS ADVANCE OF CONST.

START DATE 1-15-89

NO.	REVISION	DATE	BY	APP. BY
1	ISSUED	1-15-89	W. WOODWARD	
2	REVISED	1-15-89	G. HUBBY	
3	REVISED	1-15-89	J. BROWN	

PROJECT NO.	11066PC731	DATE	1-15-89
DESIGNED BY	W. WOODWARD	DATE	1-15-89
CHECKED BY	G. HUBBY	DATE	1-15-89
APPROVED BY	J. BROWN	DATE	1-15-89

**MILFORD PINE MEADOWS**  
PART OF NE 1/4 SEC 28  
T2N, R7E

MILFORD TWP OAKLAND CO 88A6460

THE DETROIT EDISON COMPANY  
SERVICE PLANNER  
SCALE 1"=100'  
DATE 1-15-89  
PROJECT NO. 8859 INLAND 13.2K