



Long Lake Meadows No. 3 Sub

Real Estate and Rights of Way
Joint Underground Residential Distribution
Right of Way Agreement

LIBER 11653 PG 789

October 18, 1990

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 United Cable Television of Oakland County a Michigan corporation of 4500 Delemere Blvd. Royal Oak, Michigan, 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 **City of Troy, 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) ft in width unless otherwise indicated and the route is described as follows:

See Attached Appendix "B" B#92 REG/DEEDS PAID
0001 NOV.30 '90 10:58AM
4222 MISC 9.00

In order to provide for the property 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 with 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.

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.

(2)

Witnesses:

Grantors:

See Next Page
B#92 REG/DEEDS PAID
0001 NOV.30 '90 10:58AM
4222 MISC O.K. 9.00 EM

RECORDED RIGHT OF WAY NO. 4170

9.00
EM

Prepared by: Omer V. Racine/nkg
The Detroit Edison Company
30400 Telegraph Road, Suite 277
Birmingham, Mi 48010

Return on Back

ESTORI

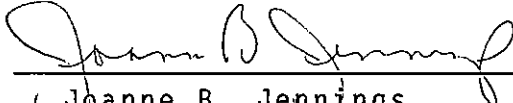
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RETURN TO
J. D. McDONALD
THE DETROIT EDISON COMPANY
30400 TELEGRAPH ROAD, 277 OAKDIN
BIRMINGHAM, MICHIGAN 48010

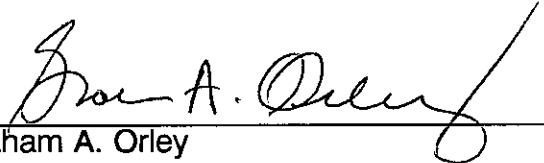
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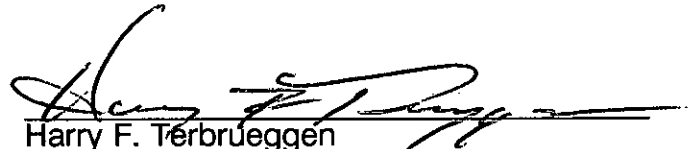
Elro Corporation, **LIBER 11653 PG 790**
A Michigan Corporation
201 West Big Beaver Road
Troy, MI 48084


Joanne B. Jennings

By:


Richard A. Schoenherr

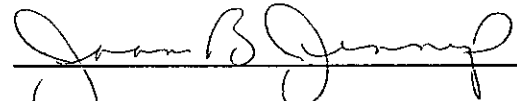

Graham A. Orley
President


Harry F. Terbrueggen
Executive Vice President

State of Michigan)
County of OAKLAND) SS:

Personally came before me this 18th day of October, 1990, Graham A. Orley, President, and Harry F. Terbrueggen, Executive Vice President, of the above-named corporation, to me known to be the persons who executed the foregoing instrument and to me known to be such President and Executive Vice President of said corporation, and acknowledged that they executed the foregoing instrument as such officers as the free act and deed of said corporation by its authority.

My Commission Expires: 2.9.91


Notary Public, JOANNE B. JENNINGS
County, Michigan Notary Public, Oakland County, MI
My Commission Expires Feb. 9, 1991

Appendix "A"

Proposed "Long Lake Meadows No. 3" subdivision part of the SW 1/4 of Section 12, T2N., R11E., City of Troy, Oakland County, Michigan (including all of Lots 11 and 12 of "Eyster's John R. Acres Subdivision", Liber 55, Page 53). Beginning at a point which is due east 1637.35 ft. along the South line of Section 12 and N00° 11'38" E 580.00 ft. from the southwest corner of Section 12, T2N., R11E.; thence due west 436.08 ft. along the south line of Lots 11 and 12 of "Eyster's John R. Acres Subdivision"; thence N 00° 01'23" E 520.00 ft. along the west line of Lot 12 of "Eyster's John R. Acres Subdivision"; thence due east 437.63 ft. along the north line of Lots 11 and 12 of "Eyster's John R. Acres Subdivision"; thence S 00° 11'38" W 520.00 ft. along the west line of "Long Lake Meadows" (Liber 197, Pages 25, 26, 27, 28 & 29) to the point of beginning. Containing 5.215 acres and comprising 15 lots numbered 136 through 150, both inclusive.

Sidwell No: 20-12-376-001 - lot 11
20-12-351-006 - lot 12 55053

RECORDED RIGHT OF WAY NO. 411720

RETURN TO
J. D. McDONALD
THE DETROIT EDISON COMPANY
30400 TELEGRAPH ROAD. 277 OAKDH
BIRMINGHAM, MICHIGAN 48010

To (Supervisor, RE & R/W) J. Mc DONALD	For RE & R/W Dept. Use	Date Received 9-28-90	DE/Bell/C.P. No. OE 90-43
Division OAKLAND	Date 9-21-90	Application No.	

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 LONG LAKE MEADOWS Sub #3	County OAKLAND
City/Township/Village TROY	Section No. 12
Type of Development <input type="checkbox"/> Proposed Subdivision <input type="checkbox"/> Apartment Complex <input type="checkbox"/> Condominium <input checked="" type="checkbox"/> Subdivision <input type="checkbox"/> Mobile Home Park <input type="checkbox"/> Other	
2. Name of Owner ELRO Corporation	Phone No. 689-6800
Address 201 W. Big BEAVER Troy 48084	
Owner's Representative HARRY TERBRUEGGEN	Phone No. 689-6800
Date Service is Wanted 11-1-90	
4. Entire Project will be developed at one time <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
5. Joint easements required — Michigan Bell Telephone <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No — Consumers Power <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
a. Name of Other Utilities If Not Michigan Bell Telephone or Consumers Power UNITED CABLE OF OAKLAND Co.	
b. Other Utility Engineer Names J. KREMER	Phone Numbers 549 1236
Addresses 4580 DELEMERE ROYAL OAK MI. 48073	
6. Additional Information or Comments FUT SU MEMO # 0-3603	

RECORDED RIGHT OF WAY NO.

41170

Note: Trenching letter attached will be submitted later

Service Planner I. S. TASSEN	Signed (Service Planning Supervisor) Dennis L. Brewer
Phone No. 167-9122	Address 240 ODHQ

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

TO Recs Center

DATE 12-17-90 TIME _____

Please set up R/W file for: Long Lake Meadows No 3 Sub
Being a part of SW 1/4 of Section 12, City of Troy
Oakland County, Michigan

COPIES TO: _____

SIGNED

Omer V. Racine

Omer V. Racine

REPORT _____

277 Oakland Division Headquarters

DATE RETURNED _____

TIME _____

SIGNED _____

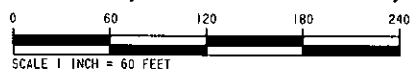
RECORDING RIGHT OF WAY

41170

"LONG LAKE MEADOWS NO. 3"

PART OF THE SOUTHWEST 1/4 OF SECTION 12, T.2N., R.11E., CITY OF TROY, OAKLAND COUNTY, MICHIGAN.

RECORDED RIGHT OF WAY NO. 41170

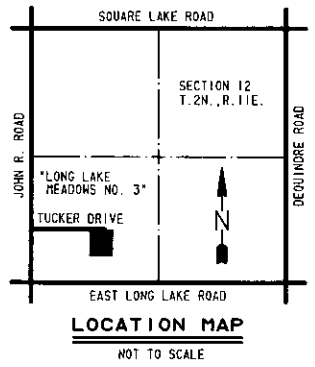


APPENDIX "B"

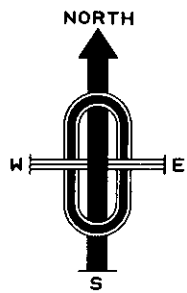
Wherever Private Easement for Public Utilities appears on this drawing, the easement shall apply to the grantee of the attached Right of Way Agreement

PLAT LEGEND
ALL DIMENSIONS ARE IN FEET.
ALL CURVILINEAR DIMENSIONS ARE SHOWN ALONG THE ARC.
(R.) DENOTES RADIAL (N.R.) DENOTES NOT RADIAL.
THE SYMBOL * O * INDICATES A MONUMENT WHICH IS A 1/2" DIAMETER STEEL BAR 36" LONG, ENCASED IN 4" DIAMETER CONCRETE.
ALL LOT MARKERS ARE 1/2" IRON PIPES AND ARE 18" LONG, "NO I.D. CAPS"
ALL BEARINGS ARE IN RELATION TO THE BEARING OF THE WEST LINE OF "LONG LAKE MEADOWS" AS RECORDED IN LIBER 197, PAGES 25 THRU 29, O.C.R.
THE SYMBOL * * * DENOTES AN ANGLE POINT.

"EYSTER'S JOHN R. ACRES SUBDIVISION"
(LIBER 55, PAGE 53)



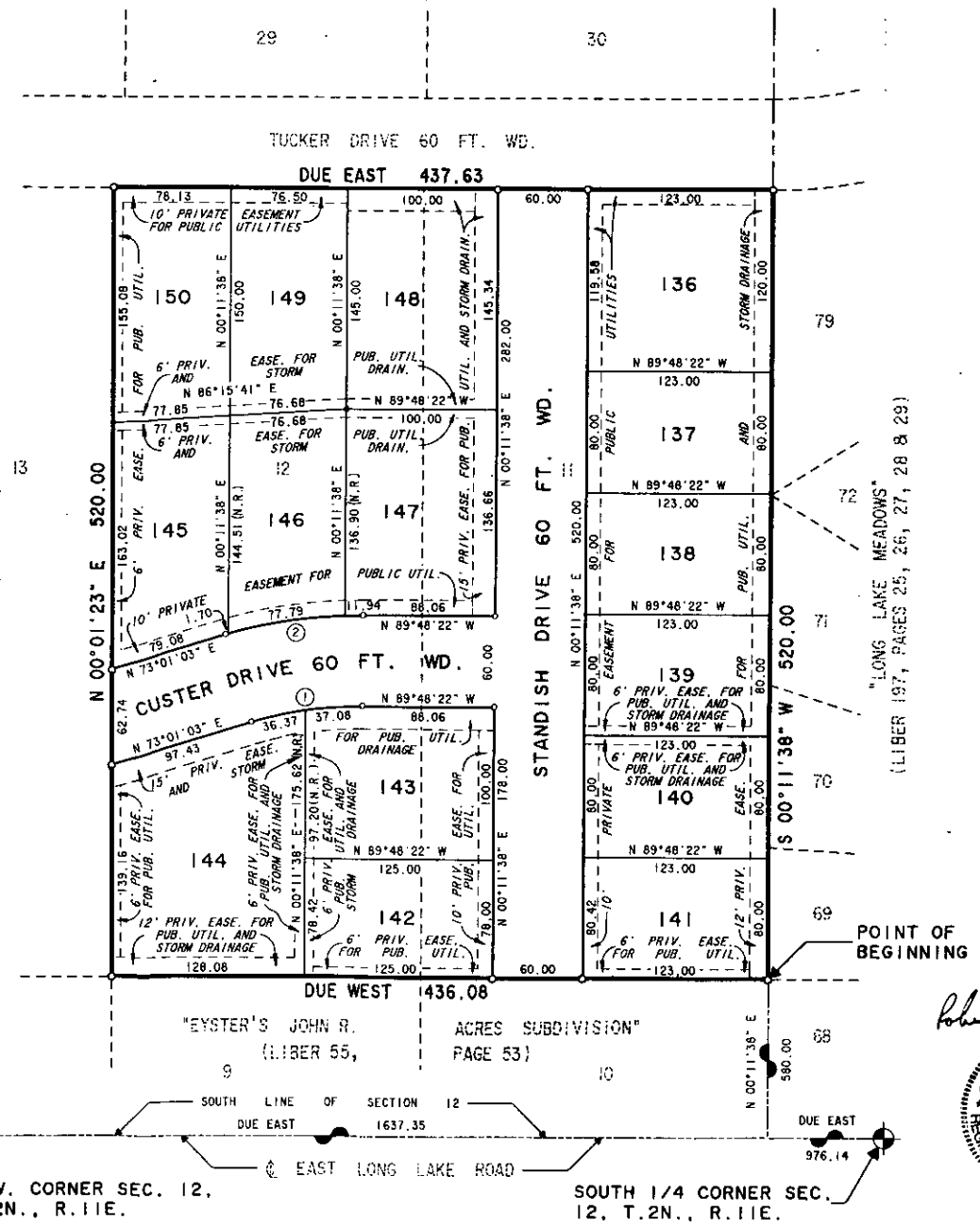
LIBER 11653 PG 791



CURVE DATA

NO	RADIUS	ARC	DELTA	CHORD	CHORD BEARING
1	245.00	73.45	17°10'35"	73.17	N 81°36'21" E
2	305.00	91.43	17°10'35"	91.09	N 81°36'21" E

"EYSTER'S JOHN R. ACRES SUBDIVISION"
(LIBER 55, PAGE 53)



Robert J. Patterson



MCS ASSOCIATES, INC.
CIVIL ENGINEERING AND SURVEYING
TIRLING HEIGHTS, MICHIGAN 48314

RETURN TO
J. D. McDONALD
THE DETROIT EDISON COMPANY
30400 TELEGRAPH ROAD, 277 OAKB
BIRMINGHAM, MICHIGAN 48019