

**Detroit Edison**

Real Estate and Rights of Way  
**Joint Underground  
Right of Way Agreement**

**ORIGINAL OUT FOR  
RECORDING  
DATE**

NOVEMBER 23<sup>rd</sup>, 19 90

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 Michigan Bell Telephone Company, a Michigan corporation of 444 Michigan Avenue, Detroit, Michigan hereinafter referred to collectively as "GRANTEE," the right to construct, reconstruct, modify, add to, operate and maintain underground line facilities consisting of poles, conduits, wires, cables, manholes, transformers and accessories required to provide electric, gas and communication services in, under, upon and across property located in the City of Lincoln Park, County of Wayne, State of Michigan, further described as on the attached Appendix "A"

RECORDED RIGHT OF WAY NO. 41205

as shown on the attached drawing No. D-1306 which is made a part hereof.

The right of way is 6 feet in width.

The rights hereby granted include the right of access to and from the right of way and the right to trim, cut down or otherwise control trees, brush or roots of any kind either within the right of way or on property adjoining the right of way which in the opinion of the GRANTEE interferes with the construction or operation of the line facilities. It is expressly understood and agreed that the GRANTEE shall, at no time, trim or cut down any trees unless, in the GRANTEE'S opinion, it is absolutely necessary to do so. The GRANTEE shall restore premises to its original condition or as near as can be in the event of damages caused by its employes, contractors, vehicles and equipment entering premises for the purposes set forth herein.

No buildings or structures are to be placed within said right of way herein granted without the written consent of the GRANTEE.

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:

Peter R. Sorrentino  
PETER R. SORRENTINO, REAL ESTATE SPECIALIST  
Burton A. Wilkowski  
BURTON A. WILKOWSKI, PROJECT MANAGER

United States Postal Service  
[Signature]  
By: **GENERAL MANAGER**  
Its: **REAL ESTATE DIVISION**

Prepared by:  
Thomas Wilson, Real Estate Associate  
Room 426 GO  
2000 Second Avenue  
Detroit, MI 48226

Address:  
222 South Riverside Plaza  
Chicago, IL 60606-6154

# FORM OF ACKNOWLEDGMENT FOR INDIVIDUALS

State of Illinois )  
County of Kane ) SS:

Personally appeared before me, a Notary Public in and for the County and State aforesaid,

Robert E. Hill  
(Identify individual party to the lease)

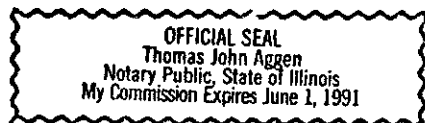
who is known to me to be the same person who executed the foregoing Joint Underground Right of Way Agreement ~~lease~~, and who acknowledged that

he signed, sealed and delivered the same as the U.S. Postal Service's  
(he)(she) (his) (her)

free and voluntary act for the uses and purposes therein set forth.

Witness my hand and notarial seal, in the County and State aforesaid, this 23rd day of November.

19 90.



(Notarial Seal)

Thomas John Aggen  
Notary Public

My commission expires 6/1/91

RECORDED RIGHT OF WAY NO. 41205

APPENDIX A

A part of Lots 1, 2 and 3 of "O.A. Riopell's Subdivision" as recorded in Liber 31 of Plats, Page 59, Wayne County Records and part of Lot 1 and vacated Russell Street of "Lincoln Park Urban Renewal Replat No. 1", as recorded in Liber 89 of Plats, Page 81, Wayne County Records, said plats being a part of Private Claim 61, City of Lincoln Park, Wayne County, Michigan, being more particularly described as follows:

Beginning at the Southwest corner of Lot 1 of "Lincoln Park Urban Renewal Replat No. 1", thence North 29 degrees 00 minutes 00 seconds East 65.00 feet along the Easterly right-of-way line of Fort Street; thence South 60 degrees 59 minutes 21 seconds East 275.08 feet (deed recorded as South 60 degrees 46 minutes 32 seconds East 275.00 feet); thence North 28 degrees 59 minutes 45 seconds East 174.88 feet (deed recorded as North 29 degrees 00 minutes 00 seconds East 175.00 feet); thence South 60 degrees 59 minutes 03 seconds East 159.51 feet (deed recorded as South 61 degrees 00 minutes 00 seconds East 159.84 feet) along the Northerly line of said Lot 1; thence South 29 degrees 12 minutes 50 seconds West 266.41 feet (platted as South 29 degrees 13 minutes 36 seconds West 266.70 feet); thence South 60 degrees 47 minutes 07 seconds East 10.23 feet to the Westerly right-of-way of Electric Street; thence along said right-of-way South 28 degrees 54 minutes 47 seconds West 257.01 feet (platted as South 29 degrees 39 minutes West 253.14 feet); thence North 60 degrees 52 minutes 50 seconds West 444.20 feet (platted as North 61 degrees West) along the Southerly line of said Lot 3; thence North 29 degrees 00 minutes 00 seconds East 282.75 feet along the Easterly right-of-way of Fort Street to the point of beginning

RECORDED RIGHT OF WAY NO.

41205

Ecorse Twp  
1. 1. 61

**Detroit  
Edison**

CORPORATE REAL ESTATE SERVICES

Detroit Division  
R/W No. D-1306  
Project No. GD1930

Date: December 14, 1990  
To: Records Center  
From: David Lord *[Signature]*  
Real Estate Associate  
Subject: URD R/W for United States Postal Service in the City  
of Lincoln Park, Wayne County, Michigan

Attached for Records Center are papers related to the above-mentioned Right of Way dated November 23, 1990 from United States Postal Service to Detroit Edison, and Michigan Bell Telephone Company.

The Application for Right of Way was submitted by Steve Torok of Service Planning. The Right of Way was negotiated by Tom Wilson and completed by David Lord.

The billing for the joint use of this right of way will be done by Detroit Division.

Please incorporate these papers in the appropriate right of way file.

Approved:

*Barbara A. Fulton*

Barbara A. Fulton  
Supervisor, Corporate Real Estate Services

attachment

cc: J. C. Price  
S. P. Torok

G1

**Serving Customers**

*We're all a part of it!*

RECORDED RIGHT OF WAY NO. 41205

To (Supervisor, RF & R/W) <b>T. WILSON</b>	For R/E & R/W Dept Use	Date Received	Dt./Bell/C.P. No.
Division <b>426 G.O.</b>	Date <b>7-11-90</b>	Application No. <b>D-1306</b>	

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).

**ATTACHMENTS + DWG. # A-24282**

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

**Information**

1. Project Name: <b>U.S. POSTAL SERVICE - CENTRAL REGION</b>		County <b>WAYNE</b>
City/Township/Village <b>LINCOLN PARK</b>		Section No. <b>PC 61</b>
Type of Development		
<input type="checkbox"/> Proposed Subdivision	<input type="checkbox"/> Apartment Complex	<input type="checkbox"/> Condominium
<input type="checkbox"/> Subdivision	<input type="checkbox"/> Mobile Home Park	<input checked="" type="checkbox"/> Other
2. <b>KESSLER &amp; ASSOC., ARCHITECTS</b>		Phone No. <b>963-5906</b>
Address <b>733 ST. ANTOINE DET. 48226</b>		Phone No.
Owner's Representative		Phone No.

RECORDED RIGHT OF WAY NO. 4206

Date Service is Wanted . . . . .

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 . . . . . Phone Numbers . . . . .

Addresses . . . . .

6. Additional Information or Comments . . . . .

Note: Trenching letter  attached  will be submitted later

Service Planner <b>STEVE TOKOK</b>	Signed (Service Planning Supervisor)
Phone No. <b>X79681</b>	Address <b>430 S.B.</b>

