

LIBER 11775PG081 (89 077179)

OSPREY BAY ON EL LAKE CONDO SUB

Real Estate & Rights of Way

037249

Detroit Edison

Joint Underground Residential Distribution Right of Way Agreement

LIBER 10917PG491

APRIL 29, 19 89

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 "UTILITY", 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 required to provide communication and electric services in, under, upon, over and across the property located in the Township of Springfield, County of Oakland State of Michigan, and more particularly described on the attached Appendix "A"; with the full right to the UTILITIES 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.

①

B#92 REG/DEEDS PAID
0001 MAY.26'89 11:26AM
9693 MISC 9.00

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

1. The right of way will be graded to within four inches of final grade before the UTILITY'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 UTILITY'S above ground equipment.
2. No buildings or structures other than UTILITY'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 UTILITY.
3. No shrubs or foliage shall be planted or grown within eight feet of the front door of transformers or switching cabinet enclosures. UTILITY 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 UTILITY'S maintenance of their equipment.
4. If the lines or facilities of UTILITY are damaged by the acts of owners, their agents, employes 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 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.

Witnesses:

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

Racine

Grantors:
B#92 REG/DEEDS PAID
0001 MAR.15'91 11:49AM
3447 MISC 15.00

15.00
2.00 RMT
RL

See Next Page

B#92 REG/DEEDS PAID
0001 MAR.15'91 11:49AM
3447 RMT FEE 2.00

2.00

Address:

O.K. - RR

O.K. - LM

THIS EASEMENT IS RE-RECORDED FOR PURPOSES OF SHOWING THE PLANNED "AS INSTALLED" CENTERLINES OF EASEMENTS GRANTED AS SHOWN ON DRAWING ATTACHED HERETO.

1958 FEB 10 10 00 AM
BIRMINGHAM, ALA 35203

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

Witnesses:

Denise E. Murphy
DENISE E. MURPHY

Desiree L. Soto
DESIREE L. SOTO

Max Levy
Max Levy

Cathey Jo Levy
Cathey Jo Levy, His Wife

23616 London Court #1817
Southfield, MI 48034

State of Michigan)
) SS:
County of Oakland)

Personally came before me this 5 day of May, 1989, the above named Max Levy and Cathey Jo Levy, 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.

DESIREE L. SOTO
Notary Public, Oakland County, MI
My Commission Expires Aug. 18, 1994

My Commission Expires: _____

Desiree L. Soto
Notary Public,
County, Michigan

Osprey Bay on Eliz Lake
A Michigan Co-Partnership
G-4225 Miller Road
Flint, Michigan 48507

Witnesses:

Debra Ann Horvath
DEBRA ANN HORVATH

Marvin Heidenrich
MARVIN HEIDENRICH

Marvin H. Gottlieb
Marvin H. Gottlieb, Co-Partner

Jeanne Moore Mair
Jeanne Moore Mair, Co-Partner

State of Michigan)
) SS:
County of Genesee)

Personally came before me this 9th day of May, 1989, Marvin H. Gottlieb, Co-Partner, Jeanne Moore Mair, Co-Partner of the above named Co-Partnership, to me known to be the persons who executed the foregoing instrument, and to me known to be such Co-Partners of said Co-Partnership and acknowledged that they executed the foregoing instrument as such Co-Partners as the free act and deed of said Co-Partnership.

My Commission Expires January 27, 1992

Debra Ann Horvath
Notary Public,
County, Michigan
DEBRA ANN HORVATH
Notary Public, Oakland County, Michigan
Acting in Genesee County, Michigan
My Commission Expires January 27, 1992

RECORDED RIGHT OF WAY NO. 47645

RETURN TO
J. D. McDONALD
THE DETROIT EDISON COMPANY
3043 TELEGRAPH ROAD, 277 OAKDH
BIRMINGHAM, MICHIGAN 48010

Witnesses:

LIBER 11775PC083

LIBER 10917PC493

Debra Ann Horvath
DEBRA ANN HORVATH

Marvin Heidenrich
MARVIN HEIDENRICH

Robert H. Kelley
Robert H. Kelley

Lisa Kelley
Lisa Kelley
340 Union Lake Road
Union Lake, MI 48085

State of Michigan)
County of Oakland) SS:

Personally came before me this 29th day of April, 1989, the above named Robert H. Kelley and Lisa Kelley, 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: January 27, 1992

Debra Ann Horvath
Notary Public, Oakland County, Michigan
DEBRA ANN HORVATH
Notary Public, Oakland County, Michigan
Acting in Genesee County, Michigan
My Commission Expires January 27, 1992

Appendix "A"

Part of the N.W. 1/4 of S.W. 1/4 of Section 9, T4N, R8E, Springfield Township, Oakland County, Michigan, described as beginning at the intersection of the S. right-of-way line of Rattalee Lake Road and the West line of Section 9, located S. 01°11'57" E. 75.00 ft. from the N.W. corner of Section 9, T4N, R8E, thence N. 88°32'05" E. 1030.85 ft. along the said South right-of-way line of Rattalee Lake Road, to the West right-of-way line of Interstate Highway I-75, thence S. 41°55'05" E. 1639.68 ft. along said West right-of-way line, thence S. 88°18'16" W. 93.69 ft., thence S. 01°51'08" E. 1324.56 ft. to the East and West 1/4 line of Section 9, T4N, R8E, thence S. 00°58'47" E. 396.00 ft., thence N. 88°07'07" E. 430.00± ft. to a point on the shore of Eliza Lake located S. 88°07'07" W. 70± ft. from Point "B", thence Southerly and Northwesterly 4710± ft. along the shoreline of Eliza Lake, thence S. 88°48'02" W. 30± ft. to Point "A", which is located S. 09°59'44" W. 259.01 ft. and S. 41°47'08" W. 93.83 ft. and N. 58°56'42" W. 384.35 ft. and N. 74°45'58" W. 250.42 ft. and S. 36°26'40" W. 237.79 ft. and S. 76°31'34" W. 147.26 ft. and N. 43°10'40" W. 85.17 ft. and N. 08°43'42" E. 180.00 ft. and N. 78°46'01" W. 270.00 ft. and S. 81°18'19" W. 221.01 ft. and S. 56°10'43" W. 71.54 ft. and N. 60°40'17" W. 119.29 ft. and N. 28°01'56" W. 629.15 ft. and N. 34°39'25" W. 586.32 ft. and S. 82°30'00" W. 120.00 ft. and N. 21°51'19" W. 265.03 ft. from Point "B", thence continuing S. 88°48'02" W. 60.00 ft. to the West line of Section 9, T4N, R8E, thence N. 01°11'57" W. 1642.32 ft. along said West Section line to the point of beginning. Containing 106.76 acres and subject to the right of the public in the Westerly 33 ft. for Tindall Road and subject to the riparian rights of any property owners on Eliza Lake.

Sidwell NO. 07-09-101(004) 000
(003)

N.K.A. OSPREY BAY ON ELIZA LAKE CONDOMINIUM PLAN NO 625
UNITS 1, 3, 5, 7, 9, 11, 13-27

RECORDED FROM OF WAY NO. 41645



POSTAGE WILL BE PAID BY ADDRESSEE
FIRST CLASS PERMIT NO. 1000 DETROIT MICH

4/2

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

Applicant Name J. McDONALD		Date 1-24-89	Application No. OE-89-3J
Division OAKLAND		Date 1-18-89	Applicant's Address

We have included the following necessary material and information:

Material:

- A. Proposed Subdivision (CONDO)
 - 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 OSPREY BAY ON ELIZA LAKE		County OAKLAND
City/Township/Village SPRINGFIELD TWP		Section No. SECT. 9.
Type of Development		
<input checked="" type="checkbox"/> Proposed Subdivision	<input type="checkbox"/> Apartment Complex	<input type="checkbox"/> Condominium
<input type="checkbox"/> Subdivision	<input type="checkbox"/> Mobile Home Park	<input type="checkbox"/> Other
2. Name of Owner JEAN MOORE MAIR		Phone No. 659-1091
Address P.O. BOX 198		
Owner's Representative JEAN M. MAIR		Phone No.
Date Service is Wanted 6-1-89		
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"/>		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
-- Consumers Power.		<input type="checkbox"/> Yes <input type="checkbox"/> No
3. 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		

RECORDED RIGHT OF WAY NO. 41646

Note: Trenching letter attached will be submitted later

Service Planner ROBERT SOUSA/JD	Signed (Service Planning Supervisor) <i>[Signature]</i>
Phone No. 645-4111	Address 240 ODHO.

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

TO Records Center

DATE 4-3-91 TIME _____

Please set up R/W file for: Asprey Bay on Eliz. Lk. Condo.
Being a part of NW 1/4 & SW 1/4 of Section 9, Springfield Twp.
Oakland County, Michigan

COPIES TO: _____

SIGNED _____

Omer V. Racine
Omer V. Racine

REPORT _____

277 Oakland Division Headquarters

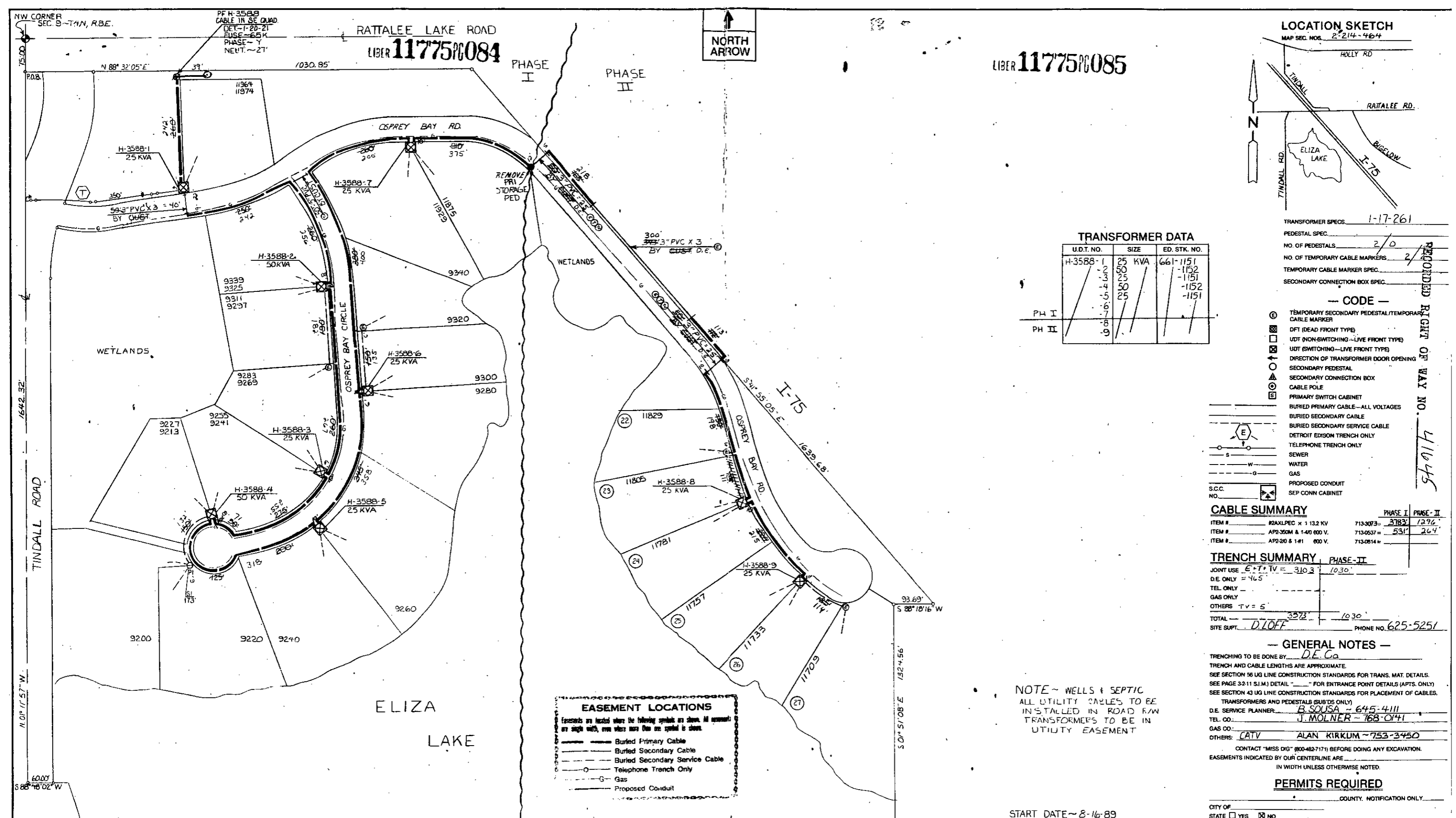
DATE RETURNED _____

TIME _____

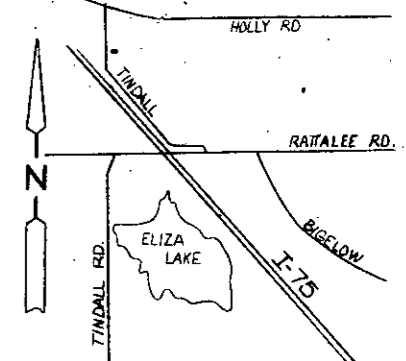
SIGNED _____

RECORDED RIGHT
OF WAY NO.

41645



LOCATION SKETCH
MAP SEC. NOS. 2-214-464



LIBER 117750085

RATALEE LAKE ROAD
LIBER 117750084

TRANSFORMER DATA

U.D.T. NO.	SIZE	ED. STK. NO.
H-3588-1	25 KVA	661-1151
-2	50	-1152
-3	25	-1151
-4	50	-1152
-5	25	-1151
-6		
-7		
-8		
-9		

TRANSFORMER SPECS 1-17-261
PEDESTAL SPEC.
NO. OF PEDESTALS 2/0
NO. OF TEMPORARY CABLE MARKERS 2/1
TEMPORARY CABLE MARKER SPEC.
SECONDARY CONNECTION BOX SPEC.

CODE

- ⊕ TEMPORARY SECONDARY PEDESTAL/TEMPORARY CABLE MARKER
- ⊖ DFT (DEAD FRONT TYPE)
- ⊕ UDT (NON-SWITCHING—LIVE FRONT TYPE)
- ⊖ UDT (SWITCHING—LIVE FRONT TYPE)
- DIRECTION OF TRANSFORMER DOOR OPENING
- SECONDARY PEDESTAL
- SECONDARY CONNECTION BOX
- CABLE POLE
- PRIMARY SWITCH CABINET
- BURIED PRIMARY CABLE—ALL VOLTAGES
- BURIED SECONDARY CABLE
- BURIED SECONDARY SERVICE CABLE
- DETROIT EDISON TRENCH ONLY
- TELEPHONE TRENCH ONLY
- SEWER
- WATER
- GAS
- PROPOSED CONDUIT
- SEP CONN CABINET

CABLE SUMMARY

ITEM #	DESCRIPTION	PHASE I	PHASE II
1	#24XLPCC x 1 1/2 KV	713-3073 = 3783	1296
2	AP2-350M & 1-40 600 V.	713-0537 = 531	264
3	AP2-20 & 1-41 600 V.	713-0514 =	

TRENCH SUMMARY PHASE-II

JOINT USE E.T. TV =	310.3	1030
D.E. ONLY =	46.5	
TEL. ONLY		
GAS ONLY		
OTHERS TV =	5	
TOTAL	357.3	1030
SITE SUPT.	D. LOFF	PHONE NO. 625-5251

GENERAL NOTES

TRENCHING TO BE DONE BY D.E. Co
TRENCH AND CABLE LENGTHS ARE APPROXIMATE.
SEE SECTION 56 UG LINE CONSTRUCTION STANDARDS FOR TRANS. MAT. DETAILS.
SEE PAGE 32-11 S.I.M. DETAIL " " FOR ENTRANCE POINT DETAILS (APTS. ONLY)
SEE SECTION 43 UG LINE CONSTRUCTION STANDARDS FOR PLACEMENT OF CABLES.
TRANSFORMERS AND PEDESTALS (SUBS ONLY)
D.E. SERVICE PLANNER: B. SOUSA - 645-4111
TEL. CO.: J. MOLNER - 768-0141
GAS CO.:
OTHERS: CATV ALAN KIRKUM - 753-3450
CONTACT "MISS DIG" (800-482-7171) BEFORE DOING ANY EXCAVATION.
EASEMENTS INDICATED BY OUR CENTERLINE ARE IN WIDTH UNLESS OTHERWISE NOTED.

PERMITS REQUIRED

CITY OF _____ COUNTY, NOTIFICATION ONLY.
STATE YES NO

NOTE - WELLS & SEPTIC
ALL UTILITY CABLES TO BE INSTALLED IN ROAD R/W TRANSFORMERS TO BE IN UTILITY EASEMENT

EASEMENT LOCATIONS
Easements are located where the following symbols are shown. All easements are single width, even where more than one symbol is shown.

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

D	REVISION	C	REVISION	B	REVISION	A	REVISION
		AS INSTALLED		PHASE II		AS INSTALLED	
		D.O. # A-63848 W.O. # 34704 J403 START 7-27-90 FINISH 7-30-90 LABOR UNION EXC. NOTES F. OSBORNE ENG. 9-19-90 CREW HARLAN		D.O. # 30A-63848 W.O. # 367B4J403 UNITS ~ 6 START ~ 7-19-90		D.O. # A-64568 W.O. # 34704 J4976 START 8-21-89 FINISH 8-24-89 LABOR UNION EXC. NOTES F. OSBORNE ENG. 9-8-89 CREW HARLAN	
		DRAWN BY RCM CHECKED BY APPROVED BY		DRAWN BY R. MARTIN CHECKED BY R. SOUSA APPROVED BY U. BRAUN		DRAWN BY RCM CHECKED BY APPROVED BY	
		1-30-91		7-2-90 7-5-90 7-5-90		7-2-90	

NAME	DATE	JOB TITLE
DRAWN BY R. MARTIN	2-28-89	
CHECKED BY R. SOUSA	7-18-89	
APPROVED BY U. BRAUN	7-18-89	
APPROVED BY F. GRAUNSTADT/ENG	7-19-89	

REFERENCE: O.H. D.O. # A-58222
URD SPR 25

CITY OF _____ COUNTY, NOTIFICATION ONLY.
STATE YES NO

THE DETROIT EDISON COMPANY SERVICE PLANNING		
SCALE 1" = 100'	NUMBER OF UNITS 21	WORK ORDER NUMBER 367B/4J726
LATEST REVISION "B"	DISTRIBUTION CIRCUIT 8009 WHT LK 13.2KV	
DEPT. ORDER NUMBER 89A-64568	SHEET 1 OF 1 SHEETS	

START DATE ~ 8-16-89

OSPREY BAY CONDOMINIUMS
IN ELIZA LAKE
PART OF THE N.W. 1/4 S.W. 1/4 SEC. 9 T.4.N., R.B.E.
SPRINGFIELD TWP OAKLAND CO.

RECORDED RIGHT OF WAY NO. 41645