

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

TO Records Center

DATE 6-9-92 TIME \_\_\_\_\_

Please set up R/W file for: The Heathers Condo Phase x1  
Being a part of SE 1/4 of Section 2, Bloomfield Twp.  
Oakland County, Michigan

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

SIGNED

Omer V. Racine  
Omer V. Racine  
277 Oakland Division Headquarters

REPORT \_\_\_\_\_

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

TIME \_\_\_\_\_

SIGNED \_\_\_\_\_

RECORDED RIGHT OF WAY

10687  
102901

To (Supervisor, RE & R/W) <i>Jim McDonald</i>	For RE & R/W Dept. Use	Date Received <i>10-11-96</i>	OE/Bell/C.P. No. <i>OE 96-19 T</i>
Division <i>DAKLAND</i>	Date	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: *THE HEATHERS Phase X* County: *DAKLAND*  
 City/Township/Village: *Bloomfield* Section No.: *S.E. 1/4 Sec 2*  
 Type of Development:  
 Proposed Subdivision     Apartment Complex     Condominium  
 Subdivision     Mobile Home Park     Other  
 2. Name of Owner: *Robert Jamison Corporation* Phone No.:  
 Address: *3883 TELEGRAPH STE 202 - ATT: JOHN ROGERS*  
 Owner's Representative: *BLM HILLS MI 48013* Phone No.: *644-3460*  
 Date Service is Wanted: *12-1-96*

4. Entire Project will be developed at one time .....  Yes     No  
 5. Joint easements required — Michigan Bell Telephone *Steve Dasset 3740*  Yes     No  
 — Consumers Power *Bill Vernagus*  Yes     No

a. Name of Other Utilities If Not Michigan Bell Telephone or Consumers Power: *Booth Communications - 3741*  
 b. Other Utility Engineer Names: *Dave Forsman* Phone Numbers: *540-6734*  
 Addresses: *645 S. ETON BRAN. 48009*

6. Additional Information or Comments

Note: Trenching letter  attached     will be submitted later  
 Service Planner: *[Signature]* Signed (Service Planning Supervisor): *[Signature]*  
 Phone No.:    Address:

RECORDED RIGHT OF WAY NO. 42901

**Detroit Edison**

The Heathers Condo, Phase XI  
**Real Estate and Rights of Way  
Joint Underground Residential Distribution  
Right of Way Agreement**

LIBER 12596 PG 082

Release 10

90 190693  
92 114867  
LIBER 11653 PG 715  
A#36 REG/DEEDS PAID  
0001 MAY.11.92 12:59PM  
9987 MISC 15.00

November 1, 1990

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

For good and valuable consideration of system betterment, the undersigned hereby grant and convey to CONSUMERS POWER COMPANY, a Michigan corporation of 212 West Michigan Avenue, Jackson, Michigan, 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 and BOOTH COMMUNICATION OF BIRMINGHAM, a Michigan corporation of 645 South Eaton, Birmingham, 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, piping, venting, gas facilities and appurtenances including the necessary above ground equipment, connections, poles and accessories required to provide gas, electric and communication services with the usual services, connections, and accessories in, under, upon, over and across the property located in the **Township of Bloomfield, County of Oakland, County of Oakland, State of Michigan**, and more particularly described on the attached Appendix "A"; with the full right to the UTILITY 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:

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

In order to provide for the property 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 GRANTEE'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 with 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, employees 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.

Witnesses:

Grantors:

O.K. — LM

A#36 REG/DEEDS PAID  
0001 MAY.11.92 12:59PM  
9987 RMT FEE 2.00  
See Next Page

A#92 REG/DEEDS PAID  
0001 NOV.30.90 10:55AM  
4222 MISC 7.00

O.K. — LM

RECORDING RIGHT OF WAY NO. 42901

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

Address:

Return on Back

80001

RECEIVED  
MAY 11 1960  
BIRMINGHAM

RECEIVED  
MAY 11 1960  
BIRMINGHAM

RECEIVED  
MAY 11 1960  
BIRMINGHAM

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

Witness:

LIBER 11653 PG 716

LIBER 12596 PG 083

Robert Jamieson Corporation  
A Michigan Corporation  
3883 Telegraph Road, Suite 202  
Bloomfield Hills, Mi 48013

*Norman E. Heilenman*

Norman E. Heilenman

*Paul C. Robertson, Jr.*

Paul C. Robertson, Jr.  
President

*Janet L. Sitar*

Janet L. Sitar

*David W. Robertson*

David W. Robertson  
Secretary-Treasurer

State of Michigan )  
                          ) SS:  
County of Oakland )

Personally came before me this 1st day of November, 1990, PAUL C. ROBERTSON, JR. President and DAVID W. ROBERTSON, Secretary-Treasurer of Robertson Jamieson Corporation, a Michigan Corporation, and that said instrument was signed on behalf of said corporation by authority of its Board of Directors and the said Paul C. Robertson and David W. Robertson, acknowledged the said instrument to be the free act and deed of the corporation.

My Commission Expires: 9-7-92

*Janet L. Sitar*

Janet L. Sitar

Notary Public, oakland  
County, Michigan

Appendix "A"

A part of the SE 1/4 of Section 2, T2N., R10E., Bloomfield Township, Oakland County, Michigan, being more particularly described as: commencing at the southeast corner of Section 2; thence S 87° 59' 31" W., 2,358.59 feet along the south line of said Section 2 to the point of beginning; thence S 87° 59' 31" W., 453.61 feet; thence N 01° 01' 13" W., 132.00 feet; thence S 88° 24' 11" W., 66.00 feet; thence S 00° 32' 23" E 72.01 feet; thence S 88° 24' 11" W., 117.36 feet; thence N 01° 35' 49" W., 48.00 feet; thence N 88° 20' 49" W., 544.05 feet; thence along a curve to the right 234.08 feet, said curve having a radius of 641.20 feet, a delta of 20° 55' 01" and a long chord bearing of N 77° 53' 18" W., 232.78 feet; thence N 18° 59' 07" E., 422.53 feet; thence S 78° 28' 14" E., 489.24 feet; thence N 89° 51' 49" E., 308.78 feet; thence S 67° 02' 44" E., 148.34 feet; thence S 48° 25' 22" E., 191.61 feet; thence N 83° 20' 20" E., 111.20 feet; thence along a curve to the right 50.26 feet, said curve having a radius of 32.00 feet, a delta of 90° 00' 00" , and a long chord bearing of S 51° 39' 40" E., 45.26 feet; thence S 06° 39' 40" E., 89.85 feet; thence S 25° 08' 32" E., 39.07 feet; thence along a curve to the right 26.17 feet, said curve having a radius of 15.00 feet, a delta of 99° 58' 33" , and a long chord bearing of S 65° 09' 15" E., 22.98 feet; thence along a curve to the right 57.79 feet, said curve having a radius of 263.00 feet, a delta of 12° 35' 20" , and a long chord bearing of S 08° 52' 17" E., 57.67 feet; thence S 02° 34' 37" E., 62.62 feet to the point of beginning and containing 11.38 acres.

Sidwell No: (19-02-400-006)  
                          now-010)

Above covers Pt 3

Pt 3 1962-400-011 - Pt 3 SW + SE 1/4

Also Ent Lochmoor Village  
units 1+2 occ # 740  
19-02-400-011 parent parcel

ENT 3000740

RECORDED RIGHT OF WAY NO. 42901

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



RECORDS RIGHT OF WAY NO. 42901

42901