

Detroit Edison

Joint Underground Residential Distribution Right of Way Agreement

JANUARY 11, 19 88

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, 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 _____ City _____ of Walled Lake _____, 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) feet 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.

B#92 REG/DEEDS PAID
0001 JUN.05'92 11:08AM
6277 MISC 15.00

[Handwritten signature]

A#36 REG/DEEDS PAID
0001 MAR.07'89 10:59AM
3926 MISC 9.00

RECORDED RIGHT OF WAY NO. 43080

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:

Grantors:

DEED 1

See Next Page

B#92 REG/DEEDS PAID
0001 JUN.05'92 11:08AM
6277 RMT FEE 2.00

[Handwritten signature]

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

Address: _____

OK - G.K.

[Handwritten signature]
As per orig

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

Applicant Name <u>Jim McDONALD</u>	Date <u>12-6-88</u>	Application No. <u>12-8-88 DE 88-38T</u>
Division <u>OAKLAND</u>		

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 <u>WINWOOD PLACE</u>	County <u>OAK</u>
City/Township/Village <u>WALLED LK</u>	Section No. <u>34</u>

Type of Development

- Proposed Subdivision
 Apartment Complex ~~condos~~
 Condominium
 Subdivision
 Mobile Home Park
 Other

2 Name of Owner <u>WINWOOD SQUARE PROPERTIES</u>	Phone No. <u>540-8070 ✓</u>
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Address
1111 W LONG LK RD STE 201 TROY, MICH 48068-44

Owner's Representative <u>GREGORY ANDERSON OR JOANNE M FLETCHER ✓</u>	Phone No. <u>540-8070 ✓</u>
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Date Service is Wanted
4-1-89

4. Entire Project will be developed at one time Yes No

5. Joint easements required — Michigan Bell Telephone Yes No
 — Consumers Power Rls # ~~0004~~ 8918 Yes No

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

Other Utility Engineer Names	Phone Numbers
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Addresses

6. Additional Information or Comments

Note: Trenching letter attached will be submitted later

Service Planner <u>J.V. SLOMEZENSKI</u>	Signed (Service Planning Supervisor) <u>[Signature]</u>
Phone No. <u>4148</u>	Address <u>240 OAK</u>

CONSUMERS POWER RIGHT OF WAY NO. 43082

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

TO Records Center

DATE 7-22-92 TIME _____

Please set up R/W file for: LAURELWOOD PLACE CONDO
Being a part of NE 1/4 of Section 34, City of Walled Lake
Oakland County, Michigan

COPIES TO: _____

SIGNED _____

Omer V. Racine
Omer V. Racine

277 Oakland Division Headquarters

REPORT _____

Commerce Typo
NE 1/4 Sec 34

DATE RETURNED _____

TIME _____

SIGNED _____

RECORDED
RIGHT OF WAY NO. 43080

Appendix "A"

Commerce

Part of the N.E. ¼ of Section 34, T2N, R8E, City of Walled Lake, Oakland County, Michigan, described as: Beginning at the E. ¼ corner of said Section, thence N. 88°02'23" W. (N. 89°00'20" W. recorded), along the East-West ¼ line of said Section (as monumented), 525.15 ft. to the N.E. corner of "Supervisor's Plat No. 1" of Commerce Township, as recorded in Liber 51 of Plats, Page 42, Oakland County Records, thence N. 89°53'23" W. (N. 89°00'20" W. recorded), along the North line of said Subdivision and East - West ¼ line of said Section (as monumented), 160.00 ft. to the Northeast corner of "Hill Croft Subdivision" as recorded in Liber 28 of Plats, Page 21, Oakland County Records; thence N. 89°15'42" W. (N. 89°00'20" W. recorded), along the North line of said Subdivision, 344.07 ft., thence N. 00°14'02" E. 149.94 ft. (N. 00°54'20" E. 150.00 ft. recorded), thence N. 89°29'49" W. 296.89 ft. (N. 89°00'20" W. 297.09 ft. recorded), thence S. 28°01'18" W. 49.71 ft. (S. 28°32'00" W. 49.71 ft. recorded), thence S. 00°11'54" W. 26.88 ft. (S. 00°54'28" W. 27.85 ft. recorded), thence N. 56°43'14" W. 71.29 ft. (N. 60°40'00" W. 73.21 ft. recorded), thence N. 28°03'16" E. 333.53 ft. (N. 29°12' E. 334.00 ft. recorded), thence N. 61°56'48" W. 150.43 ft. (N. 60°40'00" W. 150.00 ft. recorded) the East line of "Pierce Subdivision" as recorded in Liber 35 of Plats, Page 8, Oakland County Records, thence N. 26°54'34" E., along the East line of said Subdivision, 89.31 ft. (N. 29°12'00" E. 90.00 ft. recorded), thence S. 61°32'25" E. 100.00 ft. (S. 60°40'00" E. 100.00 ft.) thence N. 28°00'07" E. 258.20 ft. (N. 29°12'00" E. 258.01 ft. recorded) thence S. 88°37'24" E. 802.95 ft. (S. 88°35'20" E. 801.91 ft. recorded), thence N. 00°12'47" E. 225.00 ft., thence S. 88°37'07" E. 333.57 ft. (S. 87°22'00" E. 333.39 ft. recorded) to the West line of "Tri-A Subdivision" as recorded in Liber 76 Plats, Page 4, Oakland County Records and the East line of said Section 34 (as monumented), thence S. 00°08'55" W., along said Subdivision and Section line, 966.33 ft. (S. 01°22'00" W. 965.70 ft. recorded) to the point of beginning:

Except the following described land described as commencing at the intersection of the East line of East Street and the East - West ¼ line of said Section 34 (as monumented), T2N, R8E, thence N. 00°11'54" E. 106.22 ft. (N. 00°54'28" E. 106.19 ft. recorded), thence N. 28°01'18" E. 150.13 ft. (N. 28°32'00" E. 150.21 ft. recorded) to the Point of Beginning, thence N. 27°52'03" E. 139.51 ft. (N. 28°32'00" E. 139.11 ft. recorded), thence S. 61°50'52" E. 150.15 ft. (S. 61°28'00" E. 150.00 ft. recorded), thence N. 28°13'59" E. 47.43 ft. (N. 28°32'00" E. 47.23 ft. recorded), thence S. 89°11'14" E. 82.85 ft. (S. 89°00'20" E. 82.82 ft. recorded), thence S. 00°33'01" W. 124.96 ft. (S. 00°59'40" W. 125.00 ft. recorded), thence N. 89°27'33" W. 284.23 ft. (N. 89°00'20" W. 284.33 ft. recorded) to a point on curve, thence along a curve to the right, radius of 20.00 ft., arc distance of 40.63 ft. (41.03 ft. recorded), chord bearing N. 30°54'22" W. 34.00 ft. to the Point of Beginning:

Containing 21.926 acres, and subject to the rights of the public or any governmental unit in any part thereof taken, used or deed for street, road or highway purposes, Also subject to a 20 ft. wide easement for sanitary sewer purposes as disclosed in Liber 5432, Pages 27, 28 and 29, Oakland County Records, ALSO subject to a 60 ft. wide right of way for Consumers Power Co. as disclosed in Liber 5096, Page 380, Oakland County Records, ALSO subject to an easement for Detroit Edison Company, and Michigan Bell Telephone Company as disclosed in Liber 2465, Page 565, Oakland County Records, ALSO subject to easements and restrictions of record, if any.

Sidwell N01 17-34-277-051 (1/24/89) *Same as original*

NKA 17-34-277-053-NE1/4

" 054-NE1/4

and

Ext 17-34-278-000

Wainwood Place

Occp # 660

RECORDED RIGHT OF WAY NO.

43080

LIBER 12662PG320

(LIBER 10813PG386)

Witnesses:

Windwood Square Properties
A Michigan Co-Partnership
30100 Telegraph Road, Suite 366
Birmingham, MI 48010

Joanne M. Fletcher

JOANNE M. FLETCHER

Peter K. Burton

Peter Burton, Co-Partner

Anna M. Czosnek

ANNA M. CZOSNEK

Robert M. Katzman

Robert M. Katzman, Co-Partner

State of Michigan)
County of Oakland) SS:

Personally came before me this 11th day of January, 1988, Peter Burton, Co-Partner, and Robert M, Katzman, 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-Partnership and free act and deed of said Co-Partnership, by its authority.

My Commission Expires: 6/8/91

ANNA M. CZOSNEK
Notary Public, Wayne County, MI
My Commission Expires June 8, 1991

Anna M. Czosnek

Notary Public, Wayne
County, Michigan *acting in
Oakland*

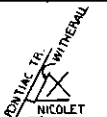
RECORDED RIGHT OF WAY NO. 43080



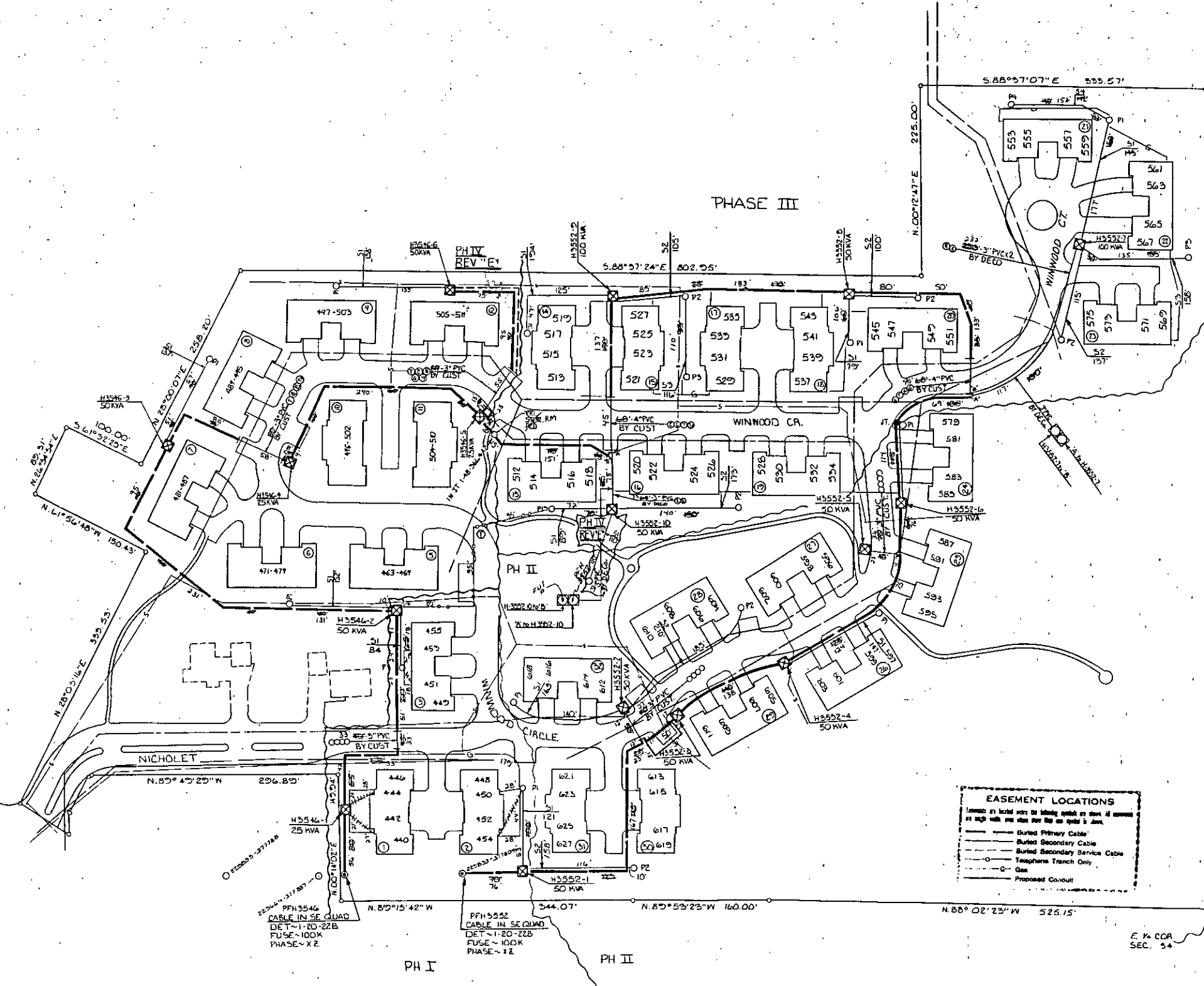
LIBER 12662 PG 321

LIBER 12662 PG 322

LOCATION SKETCH
MAP REC. NO. 1-229-371



RECORDED
RIGHT OF WAY NO. 43080



TRANSFORMER DATA

U.D.T. NO.	SIZE	ED. BTK. NO.
H3546-1	25 KVA	661-1156
H3546-2	50 KVA	661-1151
H3552-1	50 KVA	661-1157
H3552-2	50 KVA	661-1157
H3552-3	50 KVA	661-1157
H3552-4	50 KVA	661-1157
H3552-5	50 KVA	661-1157
H3552-6	50 KVA	661-1157
H3552-7	100 KVA	661-1158
H3552-8	50 KVA	661-1157
H3552-9	100 KVA	661-1158
H3552-10	50 KVA	661-1157
H3546-3	50 KVA	661-1157
H3546-4	25 KVA	661-1156
H3546-5	25 KVA	661-1156
H3546-6	50 KVA	661-1157

TRANSFORMER SPEC. 1-17-26.5
PEDESTAL SPEC. _____
NO. OF PEDESTALS 2 / 6 / 10 / 3
NO. OF TEMPORARY CABLE MARKERS _____
TEMPORARY CABLE MARKER SPEC. _____
SECONDARY CONNECTION BOX SPEC. _____

— CODE —

- ⊙ TEMPORARY SECONDARY PEDESTAL/TEMPORARY CABLE MARKER
- ⊙ OFF DEAD FRONT TYPE
- ⊙ LOT SWICHING—LIVE FRONT TYPE
- ⊙ LOT SWICHING—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 COIN CABINET

PHASE III CABLE SUMMARY

ITEM #	DESCRIPTION	PH II
412	2" x 2" x 3052	3354
437	5" x 1" x 141	713088
438	AP2504 & 140 800 V	621 713032 = 185
439	AP2504 & 141 800 V	713014 = 325

PHASE III TRENCH SUMMARY

ITEM #	DESCRIPTION	PH II
437	6" x 12" x 120'	450
438	6" x 12" x 101'	677
439	6" x 12" x 101'	677
440	6" x 12" x 101'	677
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500	6" x 12" x 101'	677

EASEMENT LOCATIONS

Indicated as hatched areas on existing records are shown in orange or pink with red lines and are not to be used.

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

GENERAL NOTES
DETROIT EDISON CO.
TRENCHING TO BE DONE BY APPROXIMATE
TRENCH AND CABLE LENGTHS ARE APPROXIMATE.
SEE SECTION 31.01 LINE CONSTRUCTION STANDARDS FOR TRANS. MAT. DETAILS.
SEE PAGE 31-11 (S.I.M.) DETAIL FOR ENTRANCE POINT DETAILS (LAPTS. ONLY).
SEE SECTION 43.01 LINE CONSTRUCTION STANDARDS FOR PLACEMENT OF CABLES.
TRANSFORMERS AND PEDESTALS (LAPTS. ONLY).
DE. SERVICE PLANNER: JOHN SLOVICZENSKI 645-4148
TEL. CO. TOM CROWLEY 456-0822
GAS CO. BILL VERNAUGH 453-3730
OTHERS: ART HOUGHTON 669-2288
CONTACT "MISS DOD" (800)485-7170 BEFORE DOING ANY EXCAVATION.
EASEMENTS INDICATED BY OUR CENTERLINE ARE
IN WIDTH UNLESS OTHERWISE NOTED.

PERMITS REQUIRED

CITY OF _____ COUNTY, NOTIFICATION ONLY.

START DATE ~ 6-25-90

PHASE	REVISION	DATE	BY	CHECKED BY	APPROVED BY
PHASE I	AS INSTALLED	12-11-89	D. H. WINGEL	D. H. WINGEL	D. H. WINGEL
PHASE II	REVISION AS INSTALLED	10-11-90	D. H. WINGEL	D. H. WINGEL	D. H. WINGEL
PHASE III	ADDED PHASE 3	10-11-90	D. H. WINGEL	D. H. WINGEL	D. H. WINGEL

THE DETROIT EDISON COMPANY
SERVICE PLANNING

WINWOOD PLACE I
PART OF NE 1/4 SEC. 34
T.2N., R.8E
WALLED LAKE CITY OF OAKLAND CO.

SCALE: 1"=50'
NUMBER OF UNITS: 12/38
MICH. ORDER NUMBER: 30784505
DISTRIBUTION CIRCUIT: 'B'
1665 WALLED LAKE
SPT. ORDER NUMBER: 37A-63810