

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

Detroit Edison

Whispering Pines Condos

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

LIBER 127610328

LIBER 116820785

90 202712

92 176911

November 12, 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 BOOTH COMMUNICATIONS OF BIRMINGHAM, a Michigan corporation of 645 South Eton, Birmingham, Michigan, 48012, 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 **Township of Bloomfield, 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:

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 JUL.16'92 12:40PM
6215 MISC 13.00

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 with 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.

Witnesses:

Grantors:

ent

13.00
2.00 RMT
7.00

B#92 REG/DEEDS PAID
0001 JUL.16'92 12:40PM
6215 RMT FEE 2.00

DECO1

See Next Page

OK - LM

A#36 REG/DEEDS PAID
0001 DEC.26'90 10:43AM
6531 MISC 7.00

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

Address:

OK - G.K.

RECORDED RIGHT OF WAY NO. 43199

SECRET

TOP SECRET



RECEIVED
MAY 1 1950

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

LIBER 116821786

Witness:

John Richards Bloomfield Corporation
A Michigan Corporation
31700 Telegraph Road, Ste. 120
Birmingham, MI 48010

Terrence C Sullivan
TERRENCE C SULLIVAN

John C. Shekerijan
John C. Shekerijan, President

Louisa C. Ngote
LOUISA C. NGOTE

State of Michigan)
) SS:
County of Oakland)

On this 13TH day of November, 1990, **John C. Shekerijan**, President of the above named corporation, to me known to be the person who executed the foregoing instrument and to me known to be such President of said corporation, and acknowledged that he executed the foregoing instrument as such officer as his free act and deed of said corporation by its authority.

My Commission Expires: _____

Louisa C. Ngote
LOUISA C. NGOTE
Notary Public, Washtenaw County, MI
My Commission Expires Oct 8, 1993
County, Michigan

Appendix "A"

Part of the S.E. 1/4 of section 16, T2N, R10E, Bloomfield Township, Oakland County, Michigan is described as: Beginning at the East 1/4 corner of section 16; thence S. 00°39'00" W. 800.00 ft., along the East line of section 16 and the center line of Lahser Road; thence along the line of "Overbrook" subdivision as recorded in liber 106, pages 32, 33, of the Oakland County Records the following courses, N. 89°21'00" W. 319.68 ft., and N. 35°38'10" W. 46.11 ft., and N. 20°37'00" E., 80.00 ft., and N. 24°32'00" W. 58.16 ft., and N. 62°02'00" W. 107.00 ft., and S. 70°58'00" W. 100.00 ft., and S. 41°58'00" W. 69.32 ft., and N. 26°19'00" W. 299.07 ft., thence leaving the line of "Overbrook" subdivision N. 82°44'29" E. 95.00 ft., thence N. 00°20'50" E. 105.00 ft., thence N. 30°20'50" E. 72.00 ft., thence N. 23°03'48" E. 61.14 ft., thence N. 00°20'33" E. 165.00 ft., to a point on the East-West 1/4 line of section 16; thence S. 89°39'27" E. 563.14 ft., along the East-West 1/4 line and the center line of Long Lake Road to the Point of Beginning, containing 10.08 acres. Subject to the rights of the public and of any governmental unit in any part of the land taken, used or deeded for road purposes and subject to easements of record.

Sidwell No. (19-16-426-029,031,032 - Parent Parcel.)

above NKA - Whispering Pines
Unit 1-12 depth 705.
9000705
Ext 19-16-426-000

RECORDED RIGHT OF WAY NO. 43199

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

To (Supervisor, Pl. & R/W) <i>J. McDonald</i>	For RE & R/W Dept. Use	Date Received <i>7-31-90</i>	DE/Bell/C.P. No. <i>OE 90-175</i>
Division <i>DAKLAND</i>	Date <i>7-17-90</i>	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 <i>WHISPERING PINES CONDOMINIUMS</i>	County <i>DAKLAND</i>
City/Township/Village <i>BLOOMFIELD TWP</i>	Section No. <i>16</i>
Type of Development <input type="checkbox"/> Proposed Subdivision <input type="checkbox"/> Apartment Complex <input checked="" type="checkbox"/> Condominium <input type="checkbox"/> Subdivision <input type="checkbox"/> Mobile Home Park <input type="checkbox"/> Other	
2. Name of Owner <i>JOHN RICHARDS DEVEL. CORP.</i>	Phone No. <i>540-4232</i>
Address <i>30700 TELEGRAPH RD. SUITE 120, BIRMINGHAM, MI 48010</i>	
Owner's Representative <i>RICHARD CHERKASKU</i>	Phone No. <i>540-4232</i>
Date Service is Wanted <i>8-30-90</i>	

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 <i>BOOTH COMMUNICATIONS</i>	Phone Numbers
b. Other Utility Engineer Names <i>DAVID FORSMAN</i>	<i>540-6110</i>

Addresses
P.O. BOX 647 BIRMINGHAM, MI 48012 MEMO # 0-3116

6. Additional Information or Comments

Note: Trenching letter attached will be submitted later

Service Planner <i>ROY WARK</i>	Signed (Service Planning Supervisor) <i>Dennis L. Gunn</i>
Phone No. <i>645-4142</i>	Address

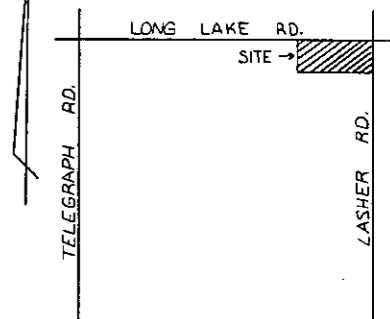
RECORDED RIGHT OF WAY NO. 43199

LIBER 12761 PG 330

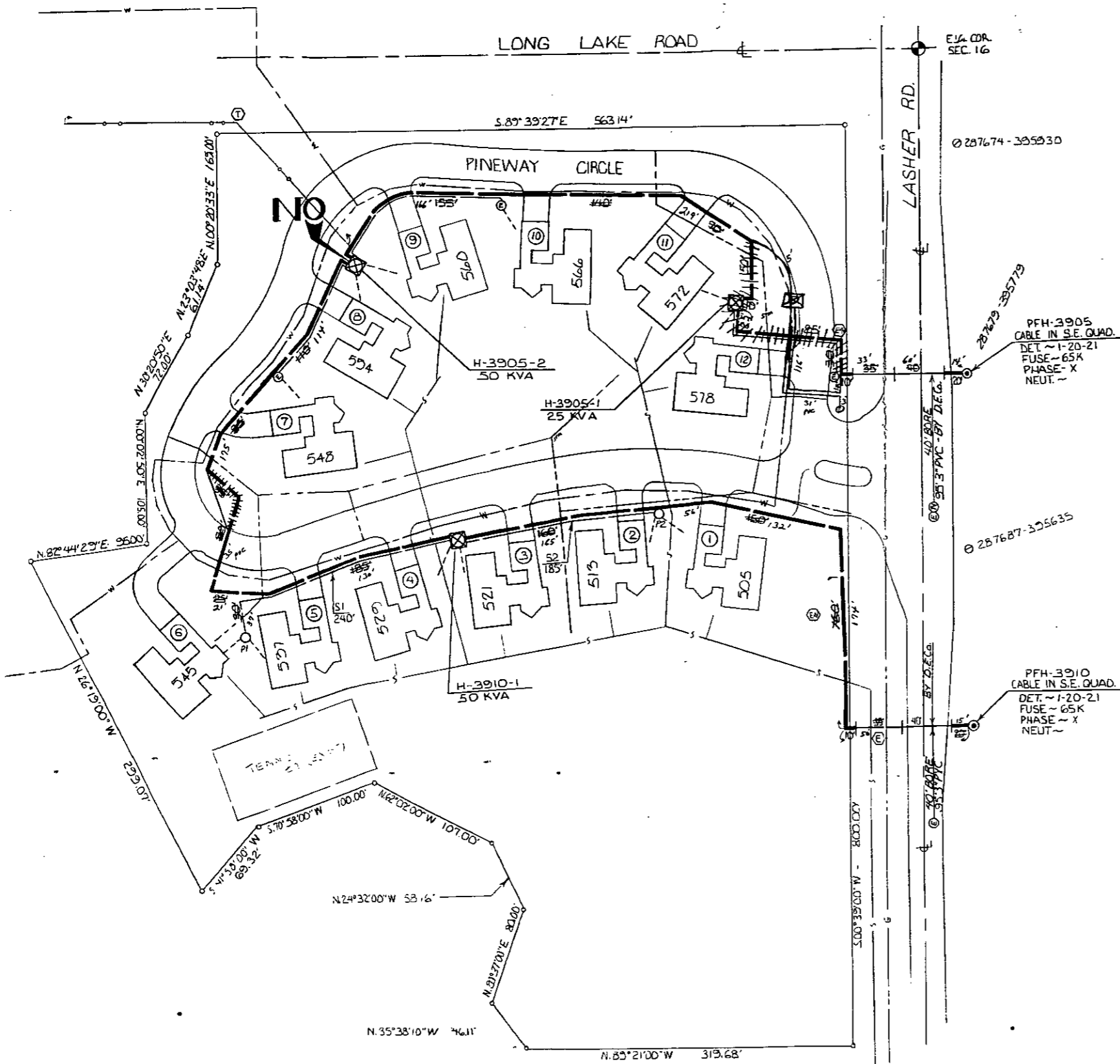


LIBER 12761 PG 331

LOCATION SKETCH
MAP SEC. NOS. 1-286-394



RECORDED RIGHT OF WAY NO. 43199



TRANSFORMER DATA

U.D.T. NO.	SIZE	ED. STK. NO.
H-3905-1	25 KVA	661-1151
H-3905-2	50 KVA	661-1152
H-3910-1	50 KVA	661-1152

TRANSFORMER SPECS. 1-17-261
 PEDESTAL AMOUNT 2 SPEC.
 TEMPORARY CABLE MARKERS AMOUNT 3 SPEC.
 SECONDARY CONNECTION BOX AMOUNT 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

NOTE:-
METER SHALL BE LOCATED IN SHADED AREA CLOSEST TO D.E.CO. SOURCE.

EASEMENT LOCATIONS

- Locations are located when the following symbols are shown. If comments are made with, use when use them are applied to them.
- Buried Primary Cable
 - Buried Secondary Cable
 - Buried Secondary Service Cable
 - Telephone Trench Only
 - Gas
 - Proposed Conduit

NOTICE
Locations of underground facilities on this drawing are only approximate. Exact locations must be determined by the UTILITY COMPANIES. For exact locations, telephone MISS DIG on 800-482-7171 as required by Public Act 53 of 1974 before doing any power excavating.

INSTALLED	ESTIMATED
ITEM # 122XLPEC x 1 13.2 KV	713-3073 = 1871
ITEM # AP2-300M & 140 800 V.	713-0537 = 360
ITEM # AP2-20 & 1-#1 600 V.	713-0614 = 182

TRENCH SUMMARY
 JOINT USE E+TV = 225' E+G+TV = 255' E+G+T+TV = 445'
 D.E. ONLY 175' 355' 1051'
 TEL ONLY
 GAS ONLY
 OTHERS
 TOTAL 475' 1639'
 SITE SUPT. RICHARD CHERNASKI PHONE NO. 540-4232

GENERAL NOTES

TRENCHING TO BE DONE BY DE Co
 TRENCH AND CABLE LENGTHS ARE APPROXIMATE.
 SEE SECTION 56 UG LINE CONSTRUCTION STANDARDS FOR TRANS. MAT. DETAILS.
 SEE PAGE 3-211 S.I.M.) DETAIL " " FOR ENTRANCE POINT DETAILS (APTS. ONLY)
 SEE SECTION 43 UG LINE CONSTRUCTION STANDARDS FOR PLACEMENT OF CABLES, TRANSFORMERS AND PEDESTALS (SUB'DS ONLY)
 D.E. SERVICE PLANNER: ROY WARK ~ 645-4142
 TEL. CO.: PAUL CORLISS ~ 456-0848
 GAS CO.: BILL VERNAGUS ~ 433-5730
 OTHERS: CATV ~ DAVID FORSMAN ~ 540-6734

EASEMENTS INDICATED BY OUR CENTERLINE ARE IN WIDTH UNLESS OTHERWISE NOTED.

PERMITS REQUIRED

O.C.R.C. COUNTY NOTIFICATION TO CITY OF STATE YES NO

START DATE 10-15-90

D	C	B	A	REFERENCE	NAME	DATE	JOB TITLE
			AS INSTALLED	O.H.D.O. #A-50604 URD ~	R. MARTIN	5-22-90	WHISPERING PINES
			D.O. A-6395		R. WARK	9-12-90	PART OF THE S.E. 1/4 SEC 16 T.2 N., R.10 E.
			UN-O-36945-676		APPROVED BY	9-12-90	
			START 2-12-91				
			FINISH 2-19-91				
			LABOR UNION				
			WATER FURNISHED				
			ENGR. 3-14-92				
			C.R.W. 3-22				
			5-18-91				

THE DETROIT EDISON COMPANY SERVICE PLANNING		
SCALE 1"=50'	NUMBER OF UNITS 12	WORK ORDER NUMBER 367BAJ676
LATEST REVISION	DISTRIBUTION ORIGIN	
	8956 LONG LAKE 132KV	
DEPT. ORDER NUMBER		
30A-63965		