

COPY

PARTIAL DISCLAIMER OF INTEREST IN RECORDED JOINT EASEMENT

On NOVEMBER 17, 1992, for one dollar and other valuable consideration, "Edison" disclaims to "Owner" some, but not all, of the interest that an existing recorded joint easement ("Existing Easement") gives to Edison concerning Owner's Land.

"Edison" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226

"Owner" is:

TPO Associates, a Michigan Co-Partnership, 1727 Elm Hill Pike, Nashville, TN 37210

The "Existing Easement":

- a) Is a document titled "Joint R/W" that was granted to Edison and Michigan Bell Telephone Company by Robert L. Hall and Allene Hall, husband and wife, on May 1, 1950.
- b) Is recorded in Book 10392, Page 566 of Wayne County Records.
- c) Concerns land presently owned by Owner in the Southwest 1/4 of Section 27, the City of Taylor, Wayne County, Michigan.

**Interest Retained by Edison** Edison retains an interest in the part of the Existing Easement that is described as follows: The South three feet (3) of the subject property, along with an additional ten feet (10) for tree clearance.

**Interest Disclaimed by Edison** Edison disclaims any interest in the remaining part of the Existing Easement.

Witnessed by:

The Detroit Edison Company

Oneida L. King  
Oneida L. King

William R. Roller  
William R. Roller, Manager, Administration

Pearl E. Kotter  
Pearl E. Kotter

Elaine M. Godfrey  
Elaine M. Godfrey, Assistant Secretary

Acknowledged before me in Wayne County, Michigan, on 23, November 1992

by William R. Roller the Manager, Administration

and Elaine M. Godfrey the Assistant Secretary

of The Detroit Edison Company, a Michigan corporation, for the corporation.

Notary's Stamp: PEARL E. KOTTER  
Notary Public, Macomb County, MI  
My Commission Expires Aug. 23, 1993

Notary's Signature: Pearl E. Kotter

Prepared by: George Hathaway, 2000 Second Avenue, Detroit, Michigan 48226

RECORDED RIGHT OF WAY NO. 413365

APPROVED		DATE
BLDG. & PROP.		
Stores and Transportation		
Insurance		
Legal		
RE & BAY	<i>M. [Signature]</i>	<i>11/2/92</i>
PSC		
Tax		
Project Number <i>RW3612</i>		

*ok*

APPROVED AS TO FORM *11/9/92* DATE  
LEGAL DEPARTMENT *[Signature]*

Detroit  
Edison

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Date: September 24, 1992  
To: Sharon Selonke  
From: Chuck Coleman, Right-of-Way Representative  
Subject: Limit & define DECO easement, SW 1/4 Sec. 27,  
City of Taylor, Wayne County, Michigan - Project RW3612.

The Wayne-Monroe Division has no objection to limiting the overhead easement to the South three feet (3') of the subject property, along with an additional ten feet (10') for tree clearance.

Approved, with conditions.

  
Chuck Coleman

RECORDED RIGHT OF WAY NO. 43365

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Serving Customers

*We're all a part of it!*

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**Detroit  
Edison**

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Date: October 28, 1992

To: O. L. King  
Real Estate Analyst

From: M. G. Benskey, Supervising Engineer *M.G.B.*  
Substation Projects and Design

Subject: Release of Right of Way No. 43365  
SW 1/4 of Section 27  
City of Taylor, Wayne County

The attached inquiry from Toni J. Rothfuss, Real Estate Coordinator for Shoney's Inc., requesting the release of the above mentioned right of way, has been reviewed.

Transmission & Technical Services have no facilities at this location, therefore, there are no objections to granting this request. However, the Wayne-Monroe Division should be contacted to define the easement width required for the overhead lines shown highlighted in yellow at the south end of this development.

Approved:

M. W. Davis, Director  
Engineering, Transmission & Technical Services

DB/

attachments

cc: File RW 3612

RECORDED RIGHT OF WAY NO. 43365



Detroit  
Edison

CORPORATE REAL ESTATE SERVICES

Project No.

RW3612

Date: November 25, 1992

To: Ava D. Thrower  
Records Center

From: Oneida L. King *olk*

Subject: Partial Disclaimer of Interest (Right of Way No. 43365)

Attached are papers related to the Partial Disclaimer of Interest granted to TPO Associates whose address is 1727 Elm Hill Pike, Nashville, TN 37210, on November 17, 1992.

The property is located in the SW 1/4 of Section 27, City of Taylor, Wayne County, Michigan.

A document preparation fee of \$280.00 was forwarded to Cash Management on October 19, 1992 to be credited to Work Order 821AD640.

Please incorporate these papers into Right of Way File No. 43365.

attachments

cc: L. Burke  
W. D. Spencer  
W. J. Thrasher

RECORDED RIGHT OF WAY NO. 43365

Detroit Edison CO. SERVICE ORDER NO.

REMITTED BY Shoney's Inc.

ADDRESS 1727 Elm Hill Pike, TN. 37210

IN PAYMENT OF Disclaimer of Interest in Taylor, Wayne Co.

PREPARED BY O. King DATE 10-17-92 CHECK NO. 225013

WORK ORDERS	AMOUNT	
<u>821AD640</u>	<u>\$ 280.00</u>	TO BE USED FOR RECEIPT OF PAYMENTS FOR SERVICES NOT INVOICED THRU SUNDRY
		TOTAL
		<u>\$ 280.00</u>

GENERAL LEDGER COUPON DE 963-0409 2-76 (CA 19)

DISTRIBUTION

SHONEY'S	CAPTAIN'S	SPECIALTY	DINNER	WOMEN AND COUNTRY
01 05	09	11	12	
02 06	10			
03 07				
04 14				

RETAIN THIS STATEMENT WITH YOUR RECORDS

FIRST AMERICAN NATIONAL BANK CLEVELAND, TENNESSEE 87-91 642

**SHONEY'S Inc.**  
1727 ELM HILL PIKE NASHVILLE, TENNESSEE 37210

RESOURCE NUMBER: 052708      1000000000      225013      DATE: 101592      CHECK NO: 225013

PAY TO THE ORDER OF

DETROIT EDISON  
2000 SECOND AVE.  
DETROIT MI 48226

NET AMOUNT: ~~\*\*\*\*\*~~ 280.00

⑈ 225013 ⑆ ⑆ 064200914 ⑆ 900 129 8 ⑆

SHONEY'S INC.

43365 RECORDED RIGHT OF WAY NO.

# SHONEY'S<sup>®</sup>

Inc.

P.O. Box 1260 • 1727 Elm Hill Pike • Nashville, TN 37210 • (615) 391-5201

September 18, 1992

Ms. Sharon Selonke  
Detroit Edison  
Corporate Real Estate Dept.  
2000 Second Street  
Room No. 2310 WCB  
Detroit, MI 48226

VIA FACSIMILE 313-237-6390

RE: Release or location of Liber 10392, Page 566  
Identification No. 99-0003-702  
Proposed Shoney's  
Penn Street  
Taylor, Michigan

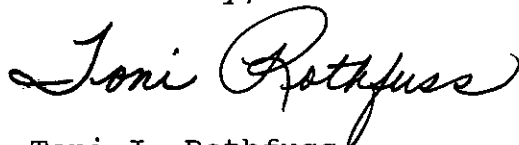
Dear Sharon:

Enclosed for your review is a copy of the Michigan Bell/Detroit Edison recorded in L. 10392 P. 536. As we discussed, we have a closing scheduled for Tuesday of next week. The legal description for this easement encumbers our entire parcel. Our lender will not accept this encumbrance insisting on a revised legal description which would describe the 15-20 feet that the telephone line actually encumbers.

I need some indication that this change will be acceptable by Monday afternoon, September 21. Please indicate your willingness to work with Shoney's on this change by executing a copy of this letter in the space indicated below and returning one to me in Nashville. My fax number is 615-391-9859.

I appreciate your assistance in this matter and look forward to hearing from you.

Yours truly,



Toni J. Rothfuss  
Real Estate Coordinator

TJR/ml

cc: Charles Vaughn  
JD Hancock  
Fred Susick  
David White

ACKNOWLEDGED AND ACCEPTED

BY: \_\_\_\_\_

DATE: \_\_\_\_\_

RECORDED RIGHT OF WAY NO. 43365



RECORDED RIGHT OF WAY NO. 43365

**JOINT RIGHT OF WAY PERMIT**

R-115-440 25M-12-40 #4

WCR

Reg. No. D **452988**

No. **1152988**

L **10392** P **556**

Robert L. Hall and Allene Hall, his wife

Dated **May 1, 1950**

Con: **\$1.00**

Ackn: **May 1, 1950**

Rec'd: **June 8, 1950**

**3:06pm**

To Michigan Bell Telephone Company of Detroit, Michigan, and The Detroit Edison Company, of Detroit, Mich.

1st parties hereby give, grant, warrant and convey to the 2nd parties, their successors and assigns, the right to construct, reconstruct, repair, operate, and maintain their lines for the purpose of rendering communication, electric light and power services. Including the necessary poles fixtures guys, anchors, guy stubs, wire and equipment, installed upon, over and across our, property in the County of Wayne, Twp. of Taylor, State of Michigan, and more fully described as follows Land in the Twp. of Taylor, WCR: being a part of the SW 1/4, of Sec. 27, T3 R10E., described as follows Beginning at a point in the S. line of said Sec. situated S. 87° 31' 40" W., 1213.34 ft. from the S. 1/4, corner of

-8007-

R/W 43365

(21)



RECORDED RIGHT OF WAY NO. \_\_\_\_\_

said Sec., and running thence N. 1°20'10" W., 879.59 ft. thence along the SE line of the Pere Marquette Railroad Right-of-Way, N. 38°59'39" E., 154.45 ft., thence S. 1°20'10" E., 995.38 ft., thence along the S. line of said Sec., S. 87°31'40" W., 100 ft. to the point of beginning, with full right and authority to the agents or employees of the said grantees, to enter at all times upon the said premises for the purpose of repairing, maintaining, or reconstructing their lines and equipment and to trim or cut down any trees which at any time interfere or threaten to interfere with the operation of their lines and equipment.

The route of said pole line shall be as follows E & W., across prop. approx. 210 ft. N. of Centerline of Eureka Rd., and parallel thereto.

This permit is hereby declared to be binding upon the heirs, successors and assigns of the parties hereto.

8/1

Commitment for Title Insurance

Chicago Title Insurance Company  
Chicago, Illinois 60602

THE PHILIP F. GRECO TITLE COMPANY  
118 Cass Avenue, Mount Clemens, Michigan 48043  
(313) 463-7200

Chicago Title Insurance Company, a Missouri Corporation, hereby agrees to issue a policy of Title Insurance as hereinafter set forth upon satisfactory compliance with the requirements herein set forth and upon payment of the prescribed premium. If any requirement is not satisfied, the title policy will be issued subject to the exception which would otherwise be eliminated by compliance with such requirement. The policy will also contain exceptions as to matters affecting the title to subject property which may arise after the date hereof and which have not been eliminated to our satisfaction. All policies are subject to the printed exceptions contained in the policy form. Owners' and Loan Policies With Exceptions will be issued with general exceptions as shown on the insert attached hereto.

Form of Policy to be Issued

Alta Owner's Policy Form B, (10-21-87): \$1,000.00

Alta Loan Policy Form B, (10-21-87) Without Exceptions: \$1,000.00

PARTY TO BE INSURED:

Mortgage Policy: (NAMES TO BE FURNISHED LATER)

Owner's Policy: SHONEY'S INC.

DESCRIPTION OF REAL ESTATE

Situated in the City of Taylor, Wayne County, Michigan, described as:

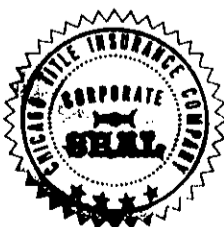
TRACT I: That part of the southwest 1/4 of section 27, town 3 south, range 10 east, City of Taylor, Wayne County, Michigan, together with all buildings and improvements thereon or thereunto belonging, described as commencing at the south 1/4 corner of Section 27; thence along the south section line south 87 degrees 31 minutes 40 seconds west 913.34 feet; thence north 1 degree 20 minutes 10 seconds west 180.12 feet to a point on the northerly right-of-way line of Penn Street; thence along said line south 85 degrees 22 minutes 17 seconds west 14.11 feet to the point of beginning; thence continuing along the northerly right-of-way line south 85 degrees 22 minutes 17 seconds west 141.11 feet; thence north 1 degrees 20 minutes 10

CHICAGO TITLE INSURANCE COMPANY

By:

*George P. Pilla*

President



ATTEST:

*Thomas J Adams*

Secretary

RECORDED RIGHT OF WAY NO. 43365

LEGAL DESCRIPTION, (CONTINUED):

seconds west 288.00 feet; thence north 88 degrees 39 minutes 50 seconds east 140.88 feet; thence south 1 degree 20 minutes 10 seconds east 279.90 feet to the point of beginning.

TRACT II: All rights accruing to Tract I reserved in that certain Special Warranty Deed from Pace Membership Warehouse, Inc., to Red Roof Inns, Inc., recorded in liber 23535, page 1 of the Wayne County Records, including but not limited to, a non-exclusive easement for ingress and egress, to be used in common with others, over and upon the following described property: That part of the southwest 1/4 of Section 27, town 3 south, range 10 east, City of Taylor, Wayne County, Michigan, described as: Beginning at a point on the northerly right-of-way line of Penn Street distant south 87 degrees 31 minutes 40 seconds west 1113.34 feet along the south line of Section 27 and north 1 degree 20 minutes 10 seconds west 172.58 feet from the south 1/4 corner of Section 27; thence from this point of beginning north 1 degree 20 minutes 10 seconds west 250.00 feet; thence north 85 degrees 22 minutes 17 seconds east 45.07 feet; thence south 1 degree 20 minutes 10 seconds east 250.00 feet; thence south 85 degrees 22 minutes 17 seconds west 45.07 feet along the northerly line of Penn Street to the point of beginning.

TRACT III: All rights accruing to Tract I granted in that certain Declaration of Easement recorded in liber 23559, page 177 as corrected in liber 23920, page 282, in the records of Wayne County, Michigan, (collectively, the "Declaration") including but not limited to, the following:

Parcel A: A perpetual, non-exclusive easement for parking, pedestrian and vehicular ingress and egress over, across and through the following described property: Land in the City of Taylor, County of Wayne, State of Michigan, described as: That part of the southwest 1/4 of Section 27, town 3 south, range 10 east, City of Taylor, Wayne County, Michigan, described as: Beginning at a point on the northerly right-of-way line of Penn Street distant south 87 degrees 31 minutes 40 seconds west 913.34 feet along the south line of Section 27 and north 1 degree 20 minutes 10 seconds west 180.12 feet from the south 1/4 corner of said Section 27; proceeding thence from this point of beginning along the northerly line of Penn Street south 83 degrees 22 minutes 17 seconds west 14.11 feet; thence north 1 degree 20 minutes 10 seconds west 270.90 feet; thence north 88 degrees 39 minutes 50 seconds east 96.00 feet; thence south 1 degrees 20 minutes 10 seconds east 266.55 feet; thence south 84 degrees 38 minutes 29 seconds west 82.12 feet along the northerly line of Penn Street; thence north 1 degree 20 minutes 10 seconds west 2.22 feet along the easterly line of Penn Street to the point of beginning.

Parcel B: The right of relocated the "relocated Patterson drain" as disclosed by Survey No. 7242-B dated November 1987 prepared by Urban Engineering Company and to connect with all utility lines which may be located on the Burdened Estate as described in the Declaration.

TRACT IV: All rights accruing to Tract I granted to that certain Easement Agreement recorded in liber 23535, page 13, Wayne County Records, including, but not limited to, the following:

CHICAGO TITLE INSURANCE COMPANY

By:

*George P. Pella*

President



ATTEST:

*Thomas J. Adams*

Secretary

RECORDED RIGHT OF WAY NO. 43365

LEGAL DESCRIPTION, (CONTINUED):

Parcel A: A non-exclusive easement for storm sewer purposes over, upon and across the following described property: An easement 20 feet wide, 10 feet on each side of the following described centerline located in the southwest 1/4 of Section 27, town 3 south, range 10 east, City of Taylor, Wayne County, Michigan: Beginning at a point distant south 87 degrees 31 minutes 40 seconds west 513.34 feet along the south line of Section 27, and north 01 degree 20 minutes 10 seconds west 647.32 feet from the south 1/4 corner of said Section 27; proceeding thence from this point of beginning along said easement centerline south 63 degrees 30 minutes 00 seconds west 9.94 feet to a point designated "E"; thence south 15 degrees 04 minutes 45 seconds west 92.00 feet to a point designated "F"; thence south 01 degree 20 minutes 10 seconds east 195.00 feet; thence south 78 degrees 15 minutes 00 seconds west 131.00 feet; thence south 83 degrees 00 minutes 00 seconds west 124.00 feet; thence south 88 degrees 39 minutes 50 seconds west 96.00 feet; thence north 66 degrees 45 minutes 00 seconds west 136.00 feet; thence south 24 degrees 30 minutes 00 seconds west 110.10 feet to a point of ending. The side lines of said easement shall be lengthened and shortened at the point of beginning so as to intersect a line bearing north 01 degree 20 minutes 10 seconds west at the point of ending so as to intersect a line bearing south 01 degree 20 minutes 10 seconds east and at all angle points so as to intersect. INCLUDED in the above described easement but excluded therefrom is any portion of said easement lying within the bounds of Tract I.

Parcel B: A non-exclusive easement for storm sewer purposes over, upon and across the following described property: A storm sewer drainage easement in the southwest 1/4 of Section 27, town 3 south, range 10 east, City of Taylor, Wayne County, Michigan, said easement being 20 feet wide, 10 feet on each side of the following described centerline: Beginning at a point distant south 87 degrees 31 minutes 40 seconds west 1113.34 feet along the south line of said Section 27 and north 01 degree 20 minutes 10 seconds west 172.58 feet to the north right-of-way line of Penn Street (variable width) and south 85 degrees 22 minutes 17 seconds west 45.07 feet along said right-of-way line and north 01 degree 20 minutes 10 seconds west 88.37 feet from the south 1/4 corner of said Section 27; proceeding thence from this point of beginning along said easement centerline north 52 degrees 56 minutes 28 seconds west 13.29 feet; thence south 24 degrees 30 minutes 00 seconds west 23.90 feet to the point of ending, this last course being a part of the unrecorded relocated Patterson Drain. The side lines of this easement are to be lengthened or shortened at the points of beginning and ending so as to intersect with a line bearing north 01 degree 20 minutes 10 seconds west and so as to intersect at the angle point.

Parcel Identification Nos. 60-067-99-0002-002; 60-067-99-0003-702; and 60-067-99-0004-704

OWNER, ENCUMBRANCES, EXCEPTIONS TO TITLE, UNPAID TAXES AND REQUIREMENTS FOR ISSUANCE OF POLICY:

CHICAGO TITLE INSURANCE COMPANY

By:

*Robert P. Pilla*  
President



ATTEST:

*Thomas J. Adams*  
Secretary

RECORDED RIGHT OF WAY NO.

43365

1. Owner:  
TPO ASSOCIATES, A MICHIGAN CO-PARTNERSHIP,

RECORD DEED FROM ABOVE OWNER TO THE PROSPECTIVE MORTGAGORS.

2. RECORD MORTGAGE TO BE INSURED.

3. Mortgage in the face amount of \$68,000.00, executed by TPO Associates, a Michigan Co-Partnership, to PMW Advertising, Inc., a Colorado corporation, dated October 7, 1988 and recorded October 12, 1988, in liber 23920, page 299, Wayne County Records.

4. Subject to a Right-of-Way in favor of Michigan Bell Telephone Company and Detroit Edison Company, as recorded in liber 10392, page 556, Wayne County Records.

RECORD AMENDMENT TO REFLECT THE ACTUAL ROUTE OF EASEMENTS.

5. Subject to the terms, conditions and restrictions of certain instruments as recorded in liber 22214, page 382 and in liber 22214, page 384, liber 23535, page 006, liber 23920, page 291 and amended in liber 24236, page 593, Wayne County Records.

NOTE: The instrument recorded in liber 22214, page 382, affects Tract III only.

6. Subject to the terms, conditions and easments of a certain instruments as recorded in liber 23535, page 001 and in liber 23535, page 13, Wayne County Records.

NOTE: Instrument recorded in liber 23535, page 1, also recited Reimbursement Rights as to monies paid to maintain said easement.

7. Subject to the terms and conditions of a certain instrument for ingress, egress and parking, as recorded in liber 23559, page 177 and amended in liber 23920, page 282, Wayne County Records, as to Tract III.

8. 1991 County Taxes: Total Amount, \$33,104.49, partial payment made, balance due \$1,592.17, not including penalties and interest, as to Parcel Identification No. 60-067-99-0002-002; Paid, \$671.00, as to Parcel Identification No. 60-067-99-0003-702; Paid, \$64,578.07, as to Parcel Identification No. 60-067-99-0004-704.

1992 City Taxes: Unpaid. \$41,984.71, not including penalties and interest, as to Parcel Identification No. 60-067-99-0002-002; Unpaid, \$846.67, not including penalties and interest, as to Parcel Identification No. 60-067-99-0003-702; Unpaid, \$81,887.75, not including penalties and interest, as to Parcel Identification No. 60-067-99-0004-704.

NOTE: The Chicago Title Insurance Company agrees to delete General Exceptions one (1) through six (6) from its Owner's Policy upon satisfactory completion of the Extended Coverage Questionnaire, also a Stake Survey disclosing all improvements, and a Surveyor's Report. This Commitment is subject to such additional exceptions as this Company may deem necessary upon review of said documentation.

CHICAGO TITLE INSURANCE COMPANY

By:

*George P. Pella*

President

ATTEST:

*Thomas J. Adams*

Secretary



RECORDED RIGHT OF WAY NO. 13365

CONTINUATION OF COMMITMENT:

FORM 3830 - CONTIGUITY

The Company hereby insures the Insured against loss or damage which the Insured shall sustain by reason of any inaccuracy in the following assurance:

Parcel Tract I, Tract II, and Tract III, and the land underlying Parcels Tract IV described herein, are contiguous to each other and, taken as a tract, constitute one parcel of land.

-ACCESS-

The Company hereby assures the insured that said land abuts upon a physically open street known as Penn Street, and the Company hereby insures said Assured against loss which said Assured shall sustain in the event said assurances herein shall prove to be incorrect.

The Owner's Policy to be issued under this Commitment will contain the following provisions: This Company has issued, as of the effective date hereof, a Mortgagee's Policy of Title Insurance, insuring the mortgage recited above. Notwithstanding any other provision contained herein, any amount for which this Company shall be liable hereunder shall be subject to reduction by the amount of loss actually incurred by this Company under such other Policy.

NOTE: PLEASE DIRECT ANY QUESTIONS YOU MAY HAVE REGARDING THIS COMMITMENT TO THE EXAMINER: A. J. Emerson at 463-7200.

RECORDED RIGHT OF WAY NO. 43365

lg/jlh/mlb Countersigned:

*Philip F. Greco*  
Philip F. Greco

Dated at:  
Mount Clemens, Michigan,  
Jun 25, 1992 at 8:00 A.M.  
UPDATED 2  
REVISED 2

CHICAGO TITLE INSURANCE COMPANY

By:

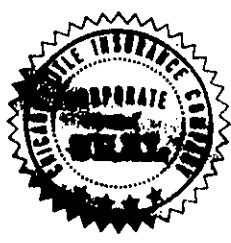
*Robert P. Pilla*

President

ATTEST:

*Thomas J. Adams*

Secretary



This Commitment is valid and binding for a period of ~~90 days~~ 365 Days from the date hereof.

**REQUIREMENTS FOR ISSUANCE OF POLICY AND STATEMENT AS  
TO GENERAL EXCEPTIONS ATTACHED TO AND MADE PART OF  
COMMITMENT FOR TITLE INSURANCE ISSUED BY THE  
PHILIP F. GRECO TITLE COMPANY**

REQUIREMENTS FOR ISSUANCE OF LOAN POLICIES:

**FOR ALL LOAN POLICIES:**

Requirement: Estoppel certificate on form provided by this company signed by or on behalf of all mortgagors acknowledging receipt of the mortgage consideration and making representations as to the ages of individual mortgagors and such other matters as are therein set forth.

**FOR ALTA LOAN POLICIES WITHOUT EXCEPTIONS:**

Requirement: Proper sworn statements and waivers showing payment or release of all lien rights covering improvements made on subject land in the last 90 days or satisfactory proof that no improvements have been made within the last 90 days.

Requirement: Satisfactory survey by an approved surveyor showing no variation in location or dimensions, encroachments, or adverse rights, and such evidence of possession as may be required.

PROVISIONS APPLICABLE TO ALL COMMITMENTS:

This Commitment is delivered and accepted upon the understanding that the party to be insured has no personal knowledge or intimation of any defect, objection, lien or encumbrance affecting subject property other than those set forth herein and in the title insurance application. Failure to disclose such information shall render this Commitment and any policy issued pursuant thereto, null and void as to such defect, objection, lien or encumbrance.

Schedule B of the policy or policies to be issued will contain exceptions to the following matters unless the same are disposed of to the satisfaction of the Company: defects, liens, encumbrances, adverse claims or other matters, if any, created, first appearing in the public records or attaching subsequent to the effective date hereof, but prior to the date the proposed insured acquires for value of record the estate or interest or mortgage thereon covered by this commitment.

GENERAL EXCEPTIONS WHICH APPEAR UNDER SCHEDULE B ON:

**Owners' Policies:**

- (1) Rights or claims of parties in possession not shown by the public record.
- (2) Encroachments, overlaps, boundary line disputes, and any other matters which would be discovered by an accurate survey and inspection of the premises.
- (3) Easements or claims of easements not shown by the public records and existing water, mineral, oil and exploitation rights.
- (4) Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished imposed by law and not shown by the public records.
- (5) Taxes or special assessments which are not shown as existing liens by the public records.
- (6) Restrictions upon the use of the premises not appearing in the chain of title.

**Loan Policies With Exceptions:**

- (1) Rights or claims of parties in possession not shown by the public records.
- (2) Encroachments, overlaps, boundary line disputes, and any other matters which would be discovered by an accurate survey and inspection of the premises.
- (3) Any lien, or right to a lien for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.

RECORDED RIGHT OF MAY NO. 43365



**JOINT RIGHT OF WAY PERMIT**

R-115-440 25M-12-49

#4  
WCR

Reg. No. D **452988**

No. **1152088**

L 10392 P 556

Robert L. Hall and Allene Hall, his wife

Dated May 1, 1950

Con: \$1 = VC

Ackn: May 1, 1950

Rec'd: June 8, 1950

3:06pm

To Michigan Bell Telephone Company of Detroit, Michigan, and The Detroit Edison Company, of Detroit, Mich.

Let parties hereby give, grant, warrant and convey to the 2nd parties, their successors and assigns, the right to construct, reconstruct, reconstruct, repair, operate, and maintain their lines for the purpose of rendering communication, electric light and power services, including the necessary poles fixtures guys, anchors, guy stubs, wire and equipment, installed upon, over and across our, property in the County of Wayne, Twp. of Taylor, State of Michigan, and more fully described as follows Land in the Twp. of Taylor, WCM: being a part of the S. 1/4, of Sec. 27, T3 N10E., described as follows Beginning at a point in the S. line of said Sec. situated S. 87° 31' 40" W., 1113.34 ft. from the S. 1/4, corner of

-0707-

39887

SEP 18 9 21 AM '50



said Sec., and running thence N. 1°20'10" W., 879.59 ft. thence along the SE line of the Pere Marquette Railroad Right-of-way, N. 38°59'35" E., 154.45 ft., thence S. 1°20'10" E., 995.38 ft., thence along the S. line of said Sec., S. 87°31'40" W., 100 ft. to the point of beginning, with full right and authority to the agents or employees of the said grantees, to enter at all times upon the said premises for the purpose of repairing, maintaining, or reconstructing their lines and equipment and to trim or cut down any trees which at any time interfere or threaten to interfere with the operation of their lines and equipment.

The route of said pole line shall be as follows E & W., across prop. approx. 210 ft. N. of Centerline of Eureka Rd., and parallel thereto.

This permit is hereby declared to be binding upon the heirs, successors and assigns of the parties hereto.

W. 100'

81

RECORDED RIGHTS OF WAY NO. 13365

SEP 18 1920 9:32 AM 1918 PL