

# UNDERGROUND DISTRIBUTION EASEMENT (RIGHT OF WAY) NO. R-9200878-1AR PROJECT NAME: ROLLING MEADOW ESTATES NO. 1

On	July	1	, 1992,	for the cor	nsideratio	n of syst	em betterment	, Grantor	grants to	Grantee a	permanen	ıt	
und	erground	distribution e	asement (	("Right of	Way") in	on and	across a part	of Grantor	's Land	called the	"Right of '	Way /	Area".

#### "Grantor" is:

PITTSFIELD MICHIGAN AVENUE ASSOCIATES, a Michigan Limited Partnership, MORTGAGE INCOME PARTNERSHIP, a Michigan Limited Partnership, IRVINE-PITTSFIELD LIMITED PARTNERSHIP, a Michigan Limited Partnership, 33481 W. 14 Mile Road, Suite 100, Farmington Hills, Michigan 48331

#### "Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226 Michigan Bell Telephone Company, a Michigan corporation, 444 Michigan Avenue, Detroit, Michigan 48226 Columbia Associates, Limited Partnership/DBA/Columbia Cable of Michigan, a Michigan Limited Partnership, 2505 South Industrial Hwy., P.O. Box 998, Ann Arbor, Michigan 48106

#### "Grantor's Land" is in Pittsfield Township, Washtenaw County, described as:

\*\*\*\*\* See Reverse Side for Legal Description \*\*\*\*\*

### The "Right of Way Area" is a part of Grantor's Land and is described as:

All in accordance with Proposed Plat, which is attached hereto and made a part hereof. (Appendix "B") The width of Right of Way is twelve (12) feet.

- 1. Purpose: The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, cables, transformers and accessories.
- 2. Access: Grantee has the right of access to and from the Right of Way Area.
- 3. Buildings or other Permanent Structures: No buldings or other permanent structures shall be placed in the Right of Way Area without Grantee's prior written consent.
- 4. Excavation: As required by Public Act 53 of 1974, MISS DIG must be called on 1-800-482-7171 before anyone excavates in the Right of Way Area.
- 5. Trees, Bushes, Branches Roots, Structures and Fences: Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches and roots in the Right of Way Area (or that could grow into the Right of Way Area) and remove structures and fences in the Right of Way Area that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities. No trees, plant life, structures and fences shall be planted, grown or installed within 8 feet of the front door and within 2 feet of the other sides of transformers and switching cabinet enclosures. Grantee shall not be responsible to Grantor for damages to or removal of trees, plant life, structures and fences placed in front of transformer doors.
- 6. Ground Elevation: Grantor must grade the Right of Way Area to within four inches of final grade before Grantee installs its facilities. Grantor must maintain this ground elevation after Grantee installs its facilities.
- 7. Damages: If Grantor, its agents, employees or contractors, damage Grantee's facilities, Grantee shall make repairs at Grantor's expense.
- 8. Successors: This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licensees and assigns.

Witnesses: (type or print name below signature)	Grantor: (type or print name below signature)	
•	***See Attachment for Grantors***	

## LIBER 2659 PAGE 399

Rolling Meadow Estates No. 1, part of the Northwest ¼ of Section 26, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan, beginning at a point; said point being the West ¼ corner of said Section 26; thence from said Point of Beginning, N 01°06′31″ W 772.35 feet along the West line of said Section 26; thence N 88°29′04″ E 396.00 feet; thence S 57°48′33″ E 225.13 feet; thence S 16°48′48″ W 136.86 feet; thence 95.69 feet along an arc of a curve to the right, radius 402.06 feet, central angle 13°38′10″ chord length 95.46 feet and a chord bearing of S 36°21′00″ E; thence 84.47 feet along an arc of a curve to the right, radius 197.00 feet, central angle 24°34′02″ chord length 83.82 feet and a chord bearing N 76°10′42″ E; thence N 88°27′43″ E 53.65 feet; thence S 26°02′17″ E 102.26 feet; thence S 50°23′58″ E 40.97 feet; thence S 13°00′02″ W 117.45 feet; thence S 14°49′22″ W 66.03 feet; thence S 01°32′17″ E 159.68 feet; thence S 88°27′43″ W 761.16 feet along the East and West ¼ line of said Section 26 to the Point of Beginning, consisting of 33 lots numbered 1-33 both inclusive and containing 11.94 acres.

NECORDED

RIGHT

Notary's Signature \_

Notary's Stamp

(Notary's name, county, and date commission expires)

RECORDED WASHTENAW COUNTY MI

Aug 3 1 00 FM \*92

PEGGY M. HATTLES COUNTY CLERK/REGISTER

6222 0232003 6536 15:386W 8\03\65 0EED 12\*00 MRNB 206

8333 0333003 3533 IS:386W 8\03\35

## Application r U.R.D. Easements

DE 963-5145 9-73CS (RR 11)

		For RE & R/W Dept. Use	Date Received	DE/Beli/C.P. No.
To (Supervisor, RE & R/W)		FOR RE & R/W Dept. Use	Date Decembo	GE/Deliyour : 140.
RICHARD LONGWISH Division		Date	Application No.	
ANN Albel		5.14-92	R-9200878	-IAL
We have included the following necessary ma	terial and information	PORT OF REAL ESTAT		
Material:		''' YE E PARTING AND LESS	シャー・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・	RAHES TO:
<ul> <li>A. Proposed Subdivision</li> <li>1. copy of complete final proposed plat - Al</li> </ul>	•	JICATE ON THIS SAF	9 <sup>24</sup> 1	ECORD.
or	1	TE O. 10		ENTER
B. Other than proposed subdivision (condo., a			<b>90</b>	AV FILES
— other)	į W	INTED	, N	
Property description.	Dis	TRICT Y		RIGINATOR
<ul><li>2. Site plan.</li><li>3. title information (deed, title commitment,</li></ul>	contract with title	LOMAN Deckey Y	Maxwest TO	TAL
commitment, or title search).	Contract with title			
Note: Do not submit application for URD ease material has been acquired.	ments until all above			<del>,</del>
nformation  I. Project Name			County	
ROLLING MEADON ESTATES	No 1	•	MASHTENA	u)
NULLING WEADON COTHES .			Section No.	
FITTSFIELD TWO.			Sec. 26	
ype of Development				
A Proposed Subdivision	Apartment Comp	lex	Condominium	
Subdivision	Mobile Home Par	k	Other I Phone No	
Name of Owner			_	3
THE TRUINE GROUP, INC.			461-5100	,
22/101 141 Envaron 1 11 1	2) (T= 100 4	FREIDINGTHIL HILL	C Mi. 4833	3/
33481 IN. FOURTEEN MILE K Owner's Representative	0. DIE 100 / T	HENINGIUN TILL	Phone No.	
· ·-· ·			661-5100	
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5/14/92	
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es your requirements prior to ed date or if The Detroit Edison will not be required.	1

	Joint Oae Melli	DE 963-2223 04-8655 (PL 33A
		I- 9200878 ~1A
		D.E. Memo No.
,		R-9200878-1AL / A-39793 Other Utility No.
		ANN ARBOR Michigan
TO: MBT ANN ALBOC		5/14/92
FACILITIES ENLO.		nate
550 S. MAPLE		
ANN ARBOR, Mi. 48103		
	4	
The attached sketch shows the proposed Detroi	t Edison overhead / undergroun	d construction located as follows:
<u> </u>	SKETCH	
0.	DIT 4 MICHIGAN PITTSFIELD TWP.	
82	PITTSFIELD TWO.	
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If you desire to use all, or a portion of this lies	alassa furnish sufficient inform	
If you desire to use all, or a portion, of this line, and ultimate requirements to enable The Detro secure necessary rights of way for both companheights, ground clearances, etc.	it Edison Company to design the	line for joint use and
Return one signed copy of this memo along wit	emo is not returned by the speci	fied date or if The Detroit Edison
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		roit Edison Service Planner Representative
	ben	,
Verbally agreed that Joint Rights of Way:  is agreed signot agreed		7 ,
• • • • • • • • • • • • • • • • • • •		LA WILL
By <u>Rick LODRIGUEZ</u> Other Utility Representative	& Jalua Detroit Edison	Service Planning Representative
Report: Please indicate necessary information of	on the attached sketch and return	n with signed memo.
M A	$\bigcap$ $\Lambda$	111
- MMM 22 1002	- \\ \\\ \\ \\ \\ \\ \\ \\ \\ \\	

Jout use for Rolling

Put in your file
please MBT

NOT agreed. Thanks

?

TO: MBT ANNI ARBOL

FACILITIES ENG.

AXIN ARBOR, Mi. 48103

550 S. MARLE

Date

### **Future Joint Use** Inint Use Memo

Joint Obe Ment	DE 903-2223 04-6055 (PL 33A)
	T- 9200878-1A  D.E. Memo No.  R-9200878-1AE / A-39793
	Other Utility No.  A X.I.L.I A L.B.O.L., Michigan City
	5/14/92 Date
dison o <del>verhea</del> d / underground	d construction located as follows:

Other Utility Representative

The attached sketch shows the proposed Detroit E

In connection with the provisions of the Administrative Practices - Rights of Way, regarding construction of

RECORDED RIGHT OF lines suitable for joint use anf obtaining joint right-of-way, will you please indicate on the sketch whether or not you are interested in this line and, if so, what portions. If you desire to use all, or a portion, of this line, please furnish sufficient information regarding your present and ultimate requirements to enable The Detroit Edison Company to design the line for joint use and secure necessary rights of way for both companies. This information should include type of wire, contact heights, ground clearances, etc. Y A Return one signed copy of this memo along with a copy of the sketch that indicates your requirements prior to Company is not otherwise notified, our records will show that Joint Construction will not be required. Verbally agreed that Joint Rights of Way: is not agreed Other Utility Representative Report: Please indicate necessary information on the attached sketch and return with signed memo.

Future J	oint U	se
<b>Joint</b>	Use	Memo

	Joint Use Mem	DE 963-2223 04-8655 (PL 33A)
97)	· · · · · · · · · · · · · · · · · · ·	T 0200020 24
		D.E. Memo No. <u>R-9200878-/AR/ A-3979-</u>
		Other Utility No.
		_AXW ALBOL I Mi Michigan
	, –	ANN ALBOL JUI Michigan City
O: COLUMBIA COBLE OF MICHIGIAN	I YPSILANTI SYSTEM	5-14-92-
2505 SOUTH INDUSTRIAL HOLY.		Date
P.o. Box 998	•	
Ann AlBel, Mr. 48106		·
The attached sketch shows the proposed Detro	nit Edison overhead / undergroup	d construction located as follows:
The distance sketch shows the proposed Deliv	or Edison overnead / dildergroun	d construction located as follows:
		•
	NO SKETCH PLATT & MICHIGAN PITTSFIELD TWP.	
	LATT & MICHIGAN	
	PITTSFIELD INP.	
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		7. E
		KECORDES RIGHT
n connection with the provisions of the Admir	nistrative Practices - Rights of Way	r, regarding construction of <b>c</b>
nes suitable for joint use anf obtaining joint i	ight-of-way, will you please indic	
or not you are interested in this line and, if so	, what portions.	P
fivou desire to use all or a parties, of this lin	a planea freezish sufficient inform	
f you desire to use all , or a portion, of this line and ultimate requirements to enable The Detr	oit Edison Company to design the	ation regarding your present
ecure necessary rights of way for both compa	nies. This information should incli	ide type of wire contact
leights, ground clearances, etc.	mess. This through an arrange men	ode type of wire, contact
leturn one signed copy of this memo along w	th a copy of the sketch that indica	ates your requirements prior to
-119 92. If the	memo is not returned by the speci	fied date or if The Detroit Edison
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19 92. If the	memo is not returned by the speci	fied date or if The Detroit Edison
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- 19 92. If the	memo is not returned by the speci Is will show that Joint Constructio	fied date or if The Detroit Edison
, 19 <u>92</u> . If the r Company is not otherwise notified, our record	memo is not returned by the speci Is will show that Joint Constructio	fied date or if The Detroit Edison n will not be required. Lon a. Cook
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5-2292 Date\_

# Future Joint Use Joint Use Memo

DE 963-2223 04-8655 (PL 33A

	J-9200878-JA
	D.E. Memo No.
	R-9300878-1AR/ A-39793
•	Other Utility No.  ANN ARBOL J. Mi, Michigan
TO: CULUMBIA CORSE OF MICHIGAN, YBURNTI SUSTEM	City 5-14-92-
2505 SOUTH INDUSTRIAL HWY.	Date
P.o. Box 998	
AZINI ARBOR, MI 45166	
42M1 48BOC, M1 48106	
The attached sketch shows the proposed Detroit Edison overhead / un	derground construction located as follows:
No SKETCH	
PLOTT & MICHIGAN PITTSFIELD TWP	/
PITSFIELD TWP	<u>-</u>
· · · · · · · · · · · · · · · · · · ·	
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In connection with the provisions of the Administrative Practices - Riglines suitable for joint use anf obtaining joint right-of-way, will you plor not you are interested in this line and, if so, what portions.	
If you desire to use all, or a portion of this line place formish wiffing	<u> </u>
If you desire to use all, or a portion, of this line, please furnish sufficie and ultimate requirements to enable The Detroit Edison Company to a secure necessary rights of way for both companies. This information sheights, ground clearances, etc.	design the line for joint use and
	₩ <b>A</b>
Return one signed copy of this memo along with a copy of the sketch.  19 42. If the memo is not returned by Company is not otherwise notified, our records will show that Joint Company is not otherwise notified.	that indicates your requirements prior to
The state of the s	$\mathcal{A} \cap \mathcal{A}$
	How a Cook
	Detroit Edison Service Planner Representative
Verbally agreed that Joint Rights of Way:	<b>,</b>
☐ is agreed commission of agreed ?	
BY JIM BOWEN. &	Kobert C. Hall
Other Utility Representative	Detroit Edison Service Planning Representative
Report: Please indicate possessory information on the attached distal	and return with signed many
Report: Please indicate necessary information on the attached sketch	and return with signed memo.
DateSigned	

# Future Joint Use Joint Use Memo

DE 963-2223 04-8655 (PL 33A)

		R-9200	878-1AC/A	397 <u>9</u> 3
		Other Utility No.		
		City	192	, Michigan
TO: MBT ANN ARBOL		5/14	192	
TO: MBT ANN ARBOL  FACILITIES ENG.		Date		
550 S. MAPLE				
ANN ARBOR, Mi. 48103				
The attached sketch shows the proposed De	etroit Edison o <del>verhea</del> d / u	nderground construct	ion located as fo	ollows:
·	NO CHETCH		•	
	THE DRETETY	•		
	NO SKETCH  PLATT 4 MICHIGA  PITTSFIELD TWP.	re/		
	VITTSFIELD INP.			
In connection with the provisions of the Adr lines suitable for joint use anf obtaining joir or not you are interested in this line and, if	nt right-of-way, will you բ	ghts of Way, regarding please indicate on the s	construction of ketch whether	_
If you desire to use all, or a portion, of this land ultimate requirements to enable The Desecure necessary rights of way for both comheights, ground clearances, etc.	etroit Edison Company to	design the line for join	nt use and	NECURDED RIGHT
Return one signed copy of this memo along  — June 5 , 19 92. If the Company is not otherwise notified, our reco	ne memo is not returned b	by the specified date or	r if The Detroit E	r to
		Detroit Edison Service F	Cook Planner Representative	š
Verbally agreed that Joint Rights of Way:	s ¬		· ·	0 0
		La LA	W/-10	,
By <u>Kick KOOLIGUEZ</u> Other Utility Representative	&	Detroit Edison Service Planning Re	presentative	<b>\</b>
Report: Please indicate necessary information	on on the attached sketch	and return with signe	ed memo.	
Date M M 22, 1932	Signed	Sach and My	Zanzue	_
'Jont use of	for Rolling	Other Utility Representative  MI d W S to	s tates	<b>)</b>

# PROPOSED ROLLING MEADOW ES **ESTATES NO.1**

PART OF THE N.W. 1/4 OF SECTION 26, T. 3 S., R. 6 E., PITTSFIELD TOWNSHIP, WASHTENAW COUNTY, MICHIGAN

APPENDIX "B"

Wherever Private Essement

For Public Utilities appears
on this drawing, the easement
shall apply to the grantee of the
stlached Right of Way Agreement.

LEGEND ALL DIMENSIONS ARE IN FEET. ALL DIMENSIONS ON THE CURVE ARE MEASURED ALONG THE ARC.

(R) DENOTES RADIAL LOT LINE

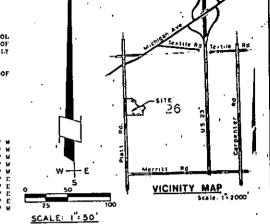
(HR) DENOTES HON RADIAL LOT LINE

ALL LOT MARKERS ARE 1/2" STEEL RODS AND ARE 18" LONG. THE SYMBOL (0) INDICATES A CONCRETE HOMINERT. ALL MOMENTS USED AND MADE OF SOLID STEEL BARS 1/2" IN DIAMETER AND 16" LONG AND COMPLETELY ENCASED IN CONCRETE 4" IN DIAMETER, NO 1.0. CAPS USED.

ALL BEARINGS ARE IN RELATION TO ASTRONOMICAL OBSERVATION. DATE OF OBSERVATION IS AUGUST 29, 1990

CURVE DATA

			CENTRAL	CHORD	CHORD
CURVE	RADIUS	ARC	ANGLE	LENGTH	BEARING
	ŧ				
1	197.00	13.36	09"42'07"	33.32	S 83*36'40" N
2	263.00	44.54	09*42'07"	44.48	5 83°36'40" N
3	263.00	44.54	09*42*07"	44.48	S 83*36'40" >
4	127.00	33,36	09*42107"	33.32	8 83°36'40" V
5	197.00	112.31	32*39'49"	110.79	S 72*07'49" F
6	263.00	159.74	34*48'00"	157.30	N 71*03'43" I
7	263.00	43.00	09*22105*	42.95	S 30"43'19" E
ė	263.00	66.72	14*32109* .	66.54	S 42"40'27" E
9	261.00	122.10	26"16'01"	121.01	\$ 63°14'31" E
10	101.00	176.22	50*52 41 *	169.50	8 51*31'07" 9



LIBER\_\_\_\_PAGE

	·	
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		S 50°23'58'E
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NO DIRECT VEHICULAR ACCESS TO PLATT RD. FROM LOTS 1, 16, 17 AND 24.

SURVEYOR'S CERTIFICATE LIBER PAGE ROLLING MEADOW ESTATES NO. 1 1, Eugene F. Zeimet, surveyor, certify that I have surveyed, divided and mapped that land shown on this plat, described as follows: Rolling Meanow Estates No. 1, part of the N. M. 1/4 of Section 26, T. 1 S., R. 6 E., Pittefield Township, Meantenaw County, Hichigan beginning at a point, said point boing the Mest 1/4 Corner of said Section 26; thence from said point of beginning N. 01°06'31" N. 772.15 feet along the Mest line of said Section 26; thence N. 88°29'04" E. 396.00 feet; thence S. 57°48'33" E. 225.13 feet; thence 36. Ed\*81'48" N. 136.86 feet; thence 95.69 feet along an arc of a curve to the right, radius 402.06 feet, central angle 13°18'10", chord length 95.46 feet and a chord bearing of S. 36°21'00" E.; thence 84.47 feet along an arc of a curve to the right, radius 190.00 feet. central angle PART OF THE N.W. 1/4 OF SECTION 26, T. 3 S., R. 6 E., PITTSFIELD TOWNSHIP, WASHTENAW COUNTY, MICHIGAN central angle 13'38'10", chord length 95.46 feet and a chord bearing of 8, 36'71'00" E.f thence 84.47 feet along an are of a curve tp the right, radius 197.00 feet, central angle 24'34'02", chord length 85.82 feet and a chord bearing N, 76'10'42" E.f thence N. 88'27'43" C, 53.65 feet; thence S. 26'22'17" E. 102.26 feet; thence S. 50'23'58' E. 6.0.97 feet; thence S. 13'00'07" W, 117.45 feet; thence S. 14'49'22" W, 66.03 feet; thence S. 01'32'17" E. 159.68 feet; thence S. 88'27'43" W, 76'1.16 feet along the East and West 1/4 line of said Soction 26 to the point of beginning consisting of 33 lots numbered 1-33 both inclusive and containing ALL DIMENSIONS ARE IN FEET. ALL DIMENSIONS ON THE CURVE ARE HEASURED ALONG THE ARC. (R) DEROTES RADIAL LOT LINE (NR) DENOTES NON RADIAL LOT LINE ALL LOT MARKERS ARE 1/2" STEEL RODS AND ARE 18" LONG. THE SYMBOL (O) INDICATES A CONCRETE HORDHEUST. ALL MUMMENTS USED ARE MADE OF SOLID STEEL BARS 1/2" IN DIAMETER AND 36" LONG AND COMPLETELY That I have made such survey, land division and plat by the direction of the owners of such ERCASED IN CONCRETE 4" IN DIAMETER. NO L.D. CAPS USED. That such plat is a correct representation of all the exterior boundaries of the land surveyed and the subdivision of it. 26 ALL BEARINGS ARE IN RELATION TO ASTRONOMICAL OBSERVATION. DATE OF OBSERVATION IS AUGUST 29, 1990 That the required monuments and lot markers have been located in the ground or that surety has been deposited with the municipality as required by section 125 of the act. N.W. CORNER OF SECTION 26, T. 3 S. , R.6 E. That the accuracy of survey is within the limits required by section 126 of the act. That the bearings shown on the plat are expressed as required by section 126 (3) of the act Merritt and as explained in the legend. Data: December 20,1990 'Zeimet-Wozniak & Associates, Inc. UNPLATTED VICINITY MAP 28450 Franklin Road 10:08 Scale: 1-2000 Southfield, MI 48034 23 N 88°29 04 E 396 00 33 ( ,,, 1105.85 ₹ N 86° 29' 04"F ဝွ L., ROLLING 2 ۱... و  $\alpha$ Meadow R 40206 N68\*29'04"E 234 27 A 95.69 110.00 Δ+ 13°38'10 UNPLATTED ₹ 15.46 IC 95.46 ULI. & Sanitary Esm't for Pub. CB S 36° 21 00 E AT R 197.00 01,05 A 8447 ( PAK 4 · 24°34 02 C+83,82 CB+N 76 10 42 E N 88° 27' 43' E 53.65 13 15 53.65 SCALE: 1 50 26° 02' 17' E 102 26 N 88 27' 43"E 70,00 40.26 MATCH LINE SHEET 'I OF CURVE DATA CHORD CERTRAL. NO DIRECT VEHICULAR ACCESS LENGTH BEARING ANGLE ARC TO PLATT RD. FROM LOTS 1, 16, 17 AND 24. CURVE RADIUS S 58\*46'36" E 65\*24 139 SHEET 2 OF 3 277.94 H 58"46'36" F 65\*28'19" 459.48

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402.06