

THUMB DIVISION - Rights of Way

Date: November 12, 1990
To: Records Center
From: Richard F. Collins *RFC*
Sr. Representative
Subject: Northwood Lake Condo-Phase III, Elkland Twp., Tuscola Co.

Attached for Records Center is the executed Agreement dated May 5, 1989 for the named project. Also, enclosed are other pertinent papers relative to this project.

Easement for this project was requested by Jimmie Moore of Service Planning, Thumb Division.

The Agreement was negotiated by Richard Collins of this Department.

The Detroit Edison Company, General Telephone and Centel Cablevision made this agreement with Thomas E. Herron, President.

Please make the attached papers a part of recorded Right of Way File No. 37668.

RFC/lq

Attachments

RECORDED RIGHT OF WAY NO. 41036

Detroit Edison

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

May 5, 19 89

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 _____ a Michigan corporation of _____ 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 _____, County of _____, 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 10 feet in width unless otherwise indicated and the route is described as follows:

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

RECORDED RIGHT OF WAY NO. 41036

In order to provide for the proper 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 within the right of way herein granted. No excavation is to be permitted within 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, 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:

James M. Moore
James M. Moore

Thomas E. Herron
Thomas E. Herron, President

Joyce M. McGathy
Joyce McGathy

Prepared by: Richard F. Collins
600 Grand River Ave.
Port Huron, MI 48060

Address: 4805 Hospital Drive
Cass City, MI 48726

Appendix "A"

The East 300 feet of the South 1/2 of the Northwest 1/4 of Section 28,
Town 14 North, Range 11 East, Elkland Township, Tuscola County.

RECEIVED FOR RECORD
LIBER NO. 607 PAGE NO. 1479 - 1480
FILING NO. _____
1990 NOV 28 AM 11:49
VIRGINIA M. McLAUGHLIN
TUSCOLA COUNTY
REGISTER OF DEEDS

Acknowledgement-Corporation

STATE OF MICHIGAN

County of Tuscola)ss

On this 5th day of May, 19 89, the foregoing instrument was acknowledged before me, a notary public in and for
said county, by Herron Development, Inc., Thomas E. Herron,

whose title(s) is /are President

of Herron Development, Inc., a Michigan corporation, on behalf of the corporation.

Joyce L. Mc Gathy
Notary Public, Tuscola County, Michigan

My commission expires 02-02-92

JOYCE L. MCGATHY, NOTARY PUBLIC
TUSCOLA COUNTY, STATE OF MICHIGAN
MY COMMISSION EXPIRES ON 02-02-92

RECORDED EIGHTH DAY NO. 41036

MEMORANDUM ORDER
FOR GENERAL USE
OF FORM MS 77 12-83

TO James Moore - Caro Office

DATE 5/17/89

TIME _____

RE: Northwood Lake Condo-Phase III, Elkland Township, Tuscola County

Agreement - Easement - Restrictions obtained. OK to proceed with construction.

COPIES TO: Gary Allen

SIGNED

Richard F. Collins

Richard F. Collins, Senior Representative
RE, R/W & Claims

REPORT _____

DATE RETURNED _____

TIME _____

SIGNED _____

RECORDED INDEXED OF MAY 19 1989

41036

To (Supervisor, RE & R/W) <i>D. COLLINS</i>	For RE & R/W Dept. Use	Date Received	De/Bel/C.P. No.
Division <i>THUMR</i>	Date <i>7-21-88</i>	Application No. <i>C-1037</i>	

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>NORTHWOOD LAKE STREET CONDO PH III</i>		County <i>TUSCOLA</i>
City/Township/Village <i>ELKLAND TWP</i>		Section No. <i>#28</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>TOM HERRON</i>		Phone No. <i>517-872-2217</i>
Address <i>4805 HOSPITAL</i>		
Owner's Representative <i>REEPER</i>		Phone No. <i>1-800-802-2884</i>
Date Service is Wanted		

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

5. Joint easements required — Michigan Bell Telephone *GENERAL TEL., CENTEL, CABLEVISION* Yes No
 — Consumers Power Yes No

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

7. Other Utility Engineer Names <i>GEN TEL GORDON LONG 313-653-9742 7362</i>	Phone Numbers <i>Davison Rd., Davison, MI 48423</i>
Addresses <i>TIM BATE'S & CABLEVISION 1-800-322-0211 centel cablevision</i>	<i>P.O. Box 214 West Branch, MI 48661</i>

8. Additional Information or Comments
C-934 ISS IN 86 FOR PORTION OF THIS DEVELOPMENT

Note: Trenching letter attached will be submitted later

Service Planner <i>JAMES MOORE</i>	Signed (Service Planning Supervisor)
Phone No. <i>183-1717</i>	Address <i>CARD SERVICE PLANNING</i>

RECORDED RIGHT OF WAY NO. 41036



P.F. E055 (ISO-UP 75KVA)
DETAIL-2039A
PHASING-Z, Y
FUSE
LOCATION

P.F. E049
DET.-2039
PHASE-Z
(LINE SIDE)-FUSE-25K
(LOAD SIDE)-SOLID BLADE

PHASE III

HOSPITAL DR.

HOSPITAL DR.

ISO-UP
CABLE POLE

TRANSFORMER DATA

	U.D.T. NO.	SIZE	ED. STK. NO.
EXISTING PHASE I	E040-1 -2	50 KVA	661-1157
PHASE II	E049-1 -2	25 KVA	661-1151
PHASE III	E055-1	50 KVA	661-1152

TRANSFORMER SPECS.
PEDESTAL AMOUNT _____ SPEC _____
TEMPORARY CABLE MARKERS AMOUNT _____ 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

CABLE SUMMARY

ITEM #	DESCRIPTION	ESTIMATED
137	AP2-30M & 1-40 600 V.	713-0637
	AP2-20 & 1-41 600 V.	713-0614

TRENCH SUMMARY

JOINT USE	PHASE I	PHASE II	PHASE III
276'	738'	1554'	304'
D.E. ONLY	5'	PHASE II	PHASE III
TEL ONLY	183'	5'	282'
GAS ONLY			
OTHERS			
TOTAL	459'	743'	1554' 486'

SITE SUPT. T. HERBON (PH. II BUILDER) PHONE NO. 872-2217

— GENERAL NOTES —

TRENCHING TO BE DONE BY D. E. CO.

TRENCH AND CABLE LENGTHS ARE APPROXIMATE

SEE SECTION 56 UG LINE CONSTRUCTION STANDARDS FOR TRANS. MAT. DETAILS.

SEE PAGE 32-11 (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 J. MOORE 517-673-1717

GEN. TEL. CO. GORDON LONG 553-9742

GAS CO. _____

OTHERS: 1ST. MICH. CABLE-JEFF MILLER 1-800-322-0211

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

PERMITS REQUIRED

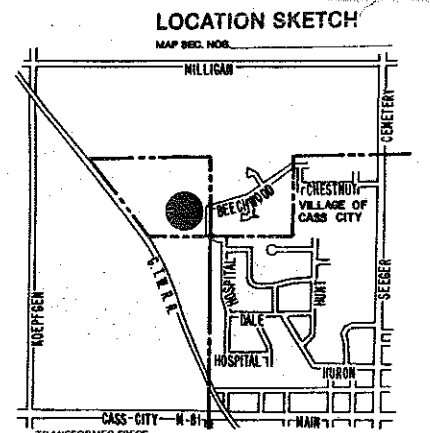
TUSCOLA COUNTY NOTIFICATION TO VILLAGE OF CASS CITY

CITY OF _____ STATE YES NO

START DATE 8-18-86
COMP. 10-28-88

NOTICE

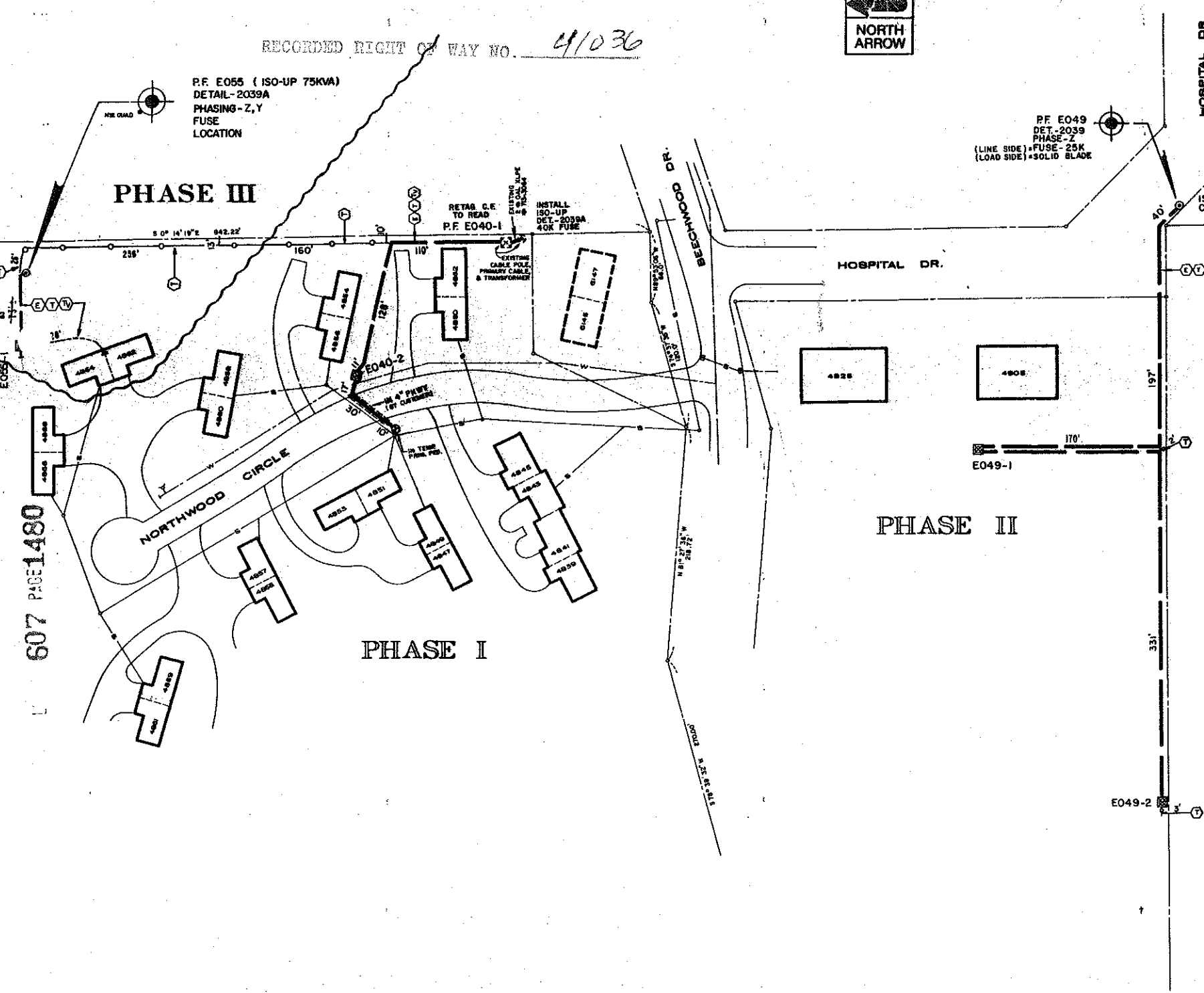
Locations of underground facilities on this drawing are only approximate. Exact locations must be determined by the UTILITY COMPANIES. For exact locations, telephone MISS DIG on 800-482-7171 as required by Public Act 53 of 1974 before doing any power excavating.



607 PAGE 1480

PHASE I

PHASE II



D	REVISION	C	REVISION	B	REVISION	A	REVISION	REFERENCE	NAME	DATE	JOB TITLE	THE DETROIT EDISON COMPANY
	AS INSTALLED IN THE FIELD.		INSTALL P.F. E055, AND ONE TRANSFORMER TO SERVE TWO UNITS, 4964 & 4962 NORTHWOOD CIRCLE.		AS INSTALLED IN FIELD		AS INSTALLED IN FIELD		R. REYNOLDS	8-27-86		SERVICE PLANNING
									J. Moore	6-19-86		WORK ORDER NUMBER
									C. Evans	6-19-86		367 85-429 PH
												367 85-453 PH
												367 85-457 PH

NORTHWOOD LAKE CONDO

VILLAGE OF CASS CITY - SEC. 28

SCALE 1" = 50'

LATEST REVISION "D"

NUMBER OF UNITS _____

DISTRIBUTION SHEET _____

311 CASS CITY 150 UP