

1-10
25

EASEMENT AND RESTRICTION

IN CONSIDERATION of the sum of One Dollar (\$1.00) and other valuable considerations, receipt of which is hereby acknowledged, the undersigned hereby grants and conveys easements to THE DETROIT EDISON COMPANY, a corporation organized and existing concurrently under the laws of Michigan and New York with offices at 2000 Second Avenue, Detroit, Michigan 48226, its successors and assigns, to construct underground line facilities for the purpose of providing underground electric service including underground cables and equipment and above ground switching equipment, in, under, upon, over and across property in the City of Southfield, County of Oakland, State of Michigan, described as:

A parcel of land in the S.E. 1/4 of Section 25, T. 1 N., R. 10 E., City of Southfield, Oakland County, Michigan, described as follows:

Beginning at a point on the E'ly. line of Providence Drive, said point being N. 0° 18'23" W., 60.00' and N. 89° 33'07" E., 1,096.00' and N. 0° 26'53" W., 640.00' and N. 89° 33'07" E., 265.00' from the S. 1/4 corner of Section 25, T. 1 N., R. 10 E.; thence along the E'ly. and S'ly. line of Providence Drive, N. 0° 26'53" W., 510.15' and N. 44° 33'07" E., 425.74' and N. 89° 33'07" E., 27.50'; ~~thence S. 0° 32'06" E., 811.20';~~ thence S. 89° 33'07" W., 329.78' to the point of beginning, containing 221,700.75 square feet or 5.08954 acres and being subject to any easements that may be of record over said parcel.

with full right of ingress and egress upon the said premises to employes or appointees of the grantee to construct, reconstruct, repair, operate and maintain said line facilities.

The easements herein granted shall be six (6') feet and ten (10') feet in width in accordance with Detroit Edison Drawing No. OUI-1-2837 which is attached hereto and made a part hereof.

RESTRICTION

No shrubs or foliage shall be permitted on grantor's property within five (5') feet of the front door of outdoor switching cabinets.

The easements and restriction herein granted shall run with the land and shall not be subject to termination without the consent of the utility concerned.

IN WITNESS WHEREOF, the undersigned has set its hand and seal on this 26 day of August, 1969.

[Handwritten signatures and notes]
4.00

RECORDED RIGHT OF WAY NO. 22852

In the Presence of:

Dolores R. Bale
Dolores R. Bale
Lilian R. Whitney
Lilian R. Whitney

B. R. ASSOCIATED, LIMITED

By: Martin L. Robinson Partner
4120 West Maple Road
Birmingham, Michigan 48010

STATE OF MICHIGAN)
) SS.
COUNTY OF OAKLAND)

On this 26 day of August, 1969, before me a Notary Public in and for said County, personally appeared MARTIN L. ROBINSON, partner doing business as B. R. ASSOCIATED, LIMITED, a Michigan Copartnership, to me known and who executed the within instrument and acknowledged the same to be his free act and deed for the Copartnership.

Dolores R. Bale
Notary Public, OAKLAND County, Michigan

My Commission Expires: 10/9/70

PREPARED BY: Stephen A. McNamee
2000 Second Avenue
Detroit, Michigan 48226

RECORDED
OAKLAND COUNTY MICHIGAN
RECORDS
AUG 27 1969
PM 1 45

Return to:
James C. Watzel, Inc.
Law Dept.
2000 Second
Det 48226

RECORDED RIGHT OF WAY NO. 45852

STATE OF MICHIGAN)
)
COUNTY OF OAKLAND) SS.

On this 26 day of August, 1969, before me a Notary Public in and for said County, personally appeared MARVIN L. ROBINSON, partner doing business as B. R. ASSOCIATED, LIMITED, a Michigan Copartnership, to me known and who executed the within instrument and acknowledged the same to be his free act and deed for the Copartnership.

Dolores R. Bale
Dolores R. Bale
Notary Public, OAKLAND County, Michigan

My Commission Expires: 10/9/70

STATE OF MICHIGAN)
)
COUNTY OF WAYNE) SS.

On this 28th day of August, 1969, before me the subscriber, a Notary Public in and for said County, appeared R. Q. Duke and Lillian J. H. Carroll, to me personally known, who being by me duly sworn did say they are the Director, Properties and Secretary Rights of Way Dept. of THE DETROIT EDISON COMPANY, a corporation organized and existing concurrently under the laws of Michigan and New York, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed in behalf of said corporation, by authority of its Board of Directors, and

R. Q. Duke and Lillian J. H. Carroll acknowledged said instrument to be the free act and deed of said corporation.

Katherine Williams
Katherine Williams
Notary Public, Wayne County, Michigan

My Commission Expires: July 9, 1971

PREPARED BY: Stephen A. McNamee
2000 Second Avenue
Detroit, Michigan 48226

RETURN TO: James C. Wetzel
2000 Second Avenue - Rm. 226
Detroit, Michigan 48226

RECORDED RIGHT OF WAY NO. 23852

Lawyers Title Insurance Corporation

Pontiac, Michigan
November 14, 1969
Re: Order No. P-886079-1

The Detroit Edison Company
2000 Second Avenue
Detroit, Michigan
#48226

Gentlemen:

From an examination only of the records of the Register of Deeds Office, Oakland County, Michigan, covering property described as follows: Part of S.E. $\frac{1}{4}$ of Section 25, Town 1 North, Range 10 East, City of Southfield, Oakland County, Michigan, being described as: Beginning at a point on the S.E'ly line of Providence Drive (120 feet wide) said point being N. $0^{\circ} 18' 23''$ W. 60.0 feet and N. $89^{\circ} 33' 07''$ E. 1096.0 feet and N. $0^{\circ} 26' 53''$ W. 640.00 feet and N. $89^{\circ} 33' 07''$ E. 205.0 feet from the S. $\frac{1}{4}$ corner of Section 25, Town 1 North, Range 10 East; thence along the said S.E'ly and E'ly line of Providence Drive (120 feet wide) N. $53^{\circ} 43' 23''$ E. 74.01 feet and N. $0^{\circ} 26' 53''$ W. 466.83 feet and N. $44^{\circ} 33' 07''$ E. 425.74 feet and N. $89^{\circ} 33' 07''$ E. 27.50 feet; thence S. $0^{\circ} 32' 06''$ E. 811.20 feet; thence S. $89^{\circ} 33' 07''$ W. 389.78 feet to the point of beginning.

Excepting Easement granted to Consumers Power Company as recorded in Liber 5400, page 576, Oakland County Records; Also excepting Easement and Agreement granted to The Detroit Edison Company as recorded in Liber 5407, page 239, Oakland County Records.

It appears that the names of the last deed holders in the regular chain of title are as follows:

B. R. Associates, LTD., a registered Michigan limited co-partnership, 4120 West Maple Road, Birmingham, Michigan, by Warranty Deed, dated Jan. 21, 1969, recorded Jan. 30, 1969, Liber 5313, page 50.

The following Mortgage is undischarged at this date:

Mortgage Consideration \$4,200,000.00, dated May 26, 1969, recorded June 6, 1969, Liber 5369, page 235, From B. R. Associates, LTD., a Registered Michigan Limited co-partnership, 4120 W. Maple Road, Suite 101, Birmingham, Michigan 48010, To City National Bank of Detroit, a National Banking Association having its main banking office in The Penobscot Building, in the City of Detroit, Michigan. Covers part of the S.E. $\frac{1}{4}$ of Section 25, Town 1 North, Range 10 East, City of Southfield, Oakland County, Michigan, being described as: BEGINNING at a point on the S.E'ly line of Providence Drive (120 feet wide) said point being N. $0^{\circ} 18' 23''$ W. 60.0 feet and N. $89^{\circ} 33' 07''$ E. 1096.0 feet and N. $0^{\circ} 26' 53''$ W. 640.0 feet and N. $89^{\circ} 33' 07''$ E. 265.0 feet from the S. $\frac{1}{4}$ corner of Section 25, Town 1 North, Range 10 East; thence N. $0^{\circ} 26' 53''$ W. 510.15 feet; thence N. $44^{\circ} 33' 07''$ E. 425.74 feet; thence N. $89^{\circ} 33' 07''$ E. 27.50 feet; thence S. $0^{\circ} 32' 06''$ E. 811.20 feet; thence S. $89^{\circ} 33' 07''$ W. 329.78 feet to the point of beginning.

(over)

25850

P-886079-2

Reservations:

Easement, dated Dec. 23, 1968, recorded Aug. 14, 1969, Liber 5400, page 576, From Robinson Brothers Co., a Michigan Corporation, David Robinson, Resident, 4120 W. Maple Road, Birmingham, Michigan, To Consumers Power Company, a Michigan corporation, 212 W. Michigan Avenue, Jackson, Michigan.

(Affects same land as in Mortgage recorded in Liber 5369, page 235.) The route to be taken by said gas mains across said land being more specifically described as follows: In N'ly, S'ly, E'ly and W'ly directions in, under, through, and across the above described land, within strips of land 10' width, the centerlines of which are shown on the attached sketch of "Robinson Brothers Apartment," attached thereto and made a part thereof and marked Exhibit "A". (See Photo attached.)

Easement and Restriction, dated Aug. 26, 1969, recorded Aug. 28, 1969, Liber 5407, page 239, From B. R. Associated, Limited, a Michigan Copartnership, 4120 West Maple Road, Birmingham, Michigan 48010, To The Detroit Edison Company, a corporation organized and existing concurrently under the laws of Michigan and New York with offices at 2000 Second Avenue, Detroit, Michigan 48226.

Agreement, dated Aug. 26, 1969, recorded Sept. 9, 1969, Liber 5411, page 680, Between B.R. Associated, Limited, a Michigan Copartnership, 4120 West Maple Road, Birmingham, Michigan 48010, and The Detroit Edison Company, a corporation organized and existing concurrently under the laws of Michigan and New York with offices at 2000 Second Avenue, Detroit, Michigan 48226.

Under this form of search this Company is not an insurer of the above title nor does it guarantee the title or any evidence of title thereto.

Search made to October 24, 1969 at 7 A.M.

Yours Respectfully,

LAWYERS TITLE INSURANCE CORPORATION

By Max Lee Isaac
Authorized Official

48-25 soled

Form 216 1-68 48-219

5400 576 EASEMENT

Recorded this day of _____ A. D. 1968 at _____ M. L. _____ Page _____

69 5779

Robinson Brothers Co., a Michigan Corporation
David Robinson, President - 4100 W. Maple Road, Birmingham, Michigan

Grantor, in consideration of the sum of _____ Dollars (\$12.00) to him paid by GRANTEE POWER COMPANY, a Michigan Corporation, 112 W. Irving Avenue, Jackson, Michigan, Grantee, receipt of which is hereby acknowledged, Convey and warrants to him, his heirs and assigns, forever, the easement and right to lay, erect, install and maintain gas mains, with the usual appurtenant easements and accretions, for the purpose of installing gas, in, through and over the following described land, including all public highways upon or adjacent to said land, which land is situated in the _____ City of _____ County of _____ and State of Michigan, to-wit:

Part of the SE 1/4 of Section 25, T. 14N., R. 10E., described as beginning at a point on the Southeastery line of the Village Drive (60' wide) real point being N. 0°-18'-23" E. 109.0' and N. 2°-31'-07" E. 109.0' and N. 0°-26'-53" W. 406.0' and N. 87°-33'-07" E. 109.0' from the South 1/4 corner of said Section 25; thence along said Southeastery and Easterly line of Village Drive, N. 5°-43'-23" E. 74.01' and N. 0°-26'-53" W. 406.83' and N. 4°-33'-07" E. 425.74' and N. 89°-33'-07" E. 27.50'; thence S. 0°-32'-05" E. 811.20'; thence S. 8°-33'-07" W. 353.70' to the point of beginning.

The route to be taken by said gas mains across said land being more specifically described as follows:
In West, East, Southwesterly, Easterly, and Westerly directions 10' or less, through, and across the above described land, within strips of least 10' width, the centerlines of which are shown on the attached sketch of "Robinson Brothers Apartments," attached hereto and made a part thereof and marked Exhibit "A."

Together with the full right and authority to Grantee, its successors and assigns, and its authorized agents, and its licensees, to enter at all times upon said premises for the purpose of installing, repairing, substituting, removing, enlarging, or otherwise maintaining said gas mains, appurtenant easements and accretions. Grantor agrees that no buildings or other structures shall be placed over said gas mains or such proximity thereto as to interfere with the construction, operation or maintenance of said gas mains.

Where applicable, pronouns and relative words used herein shall be read as plural, feminine or neuter.

IN WITNESS WHEREOF, Grantor has executed this instrument, this 23rd day of December, 1968

WITNESSES:

Lillian R. Whitiges
Dolores R. Bale
Dolores R. Bale

Robinson Brothers Company
a Michigan Corporation
David Robinson (President)

STATE OF MICHIGAN)
County of Oakland) ss.

On this 23rd day of December, 1968, before me, a Notary Public of Oakland County, Michigan, and a duly qualified David Robinson (1968) of Robinson Brothers Company, a Michigan Corporation, to me known to be the person whose name and address are stated above, and a known to be the person who executed the same as his free and lawful act.

Prepared by:
J. E. Crawford
Contractors Power Co.
1600 Coolidge Hwy.
Royal Oak, Mich. 48063

Dolores R. Bale
Dolores R. Bale
Notary Public - Oakland County, Michigan
My commission expires 10/29/70

576-577
576-577

RECORDED FIRST ON MAY NO. 25850

5400 E. 577

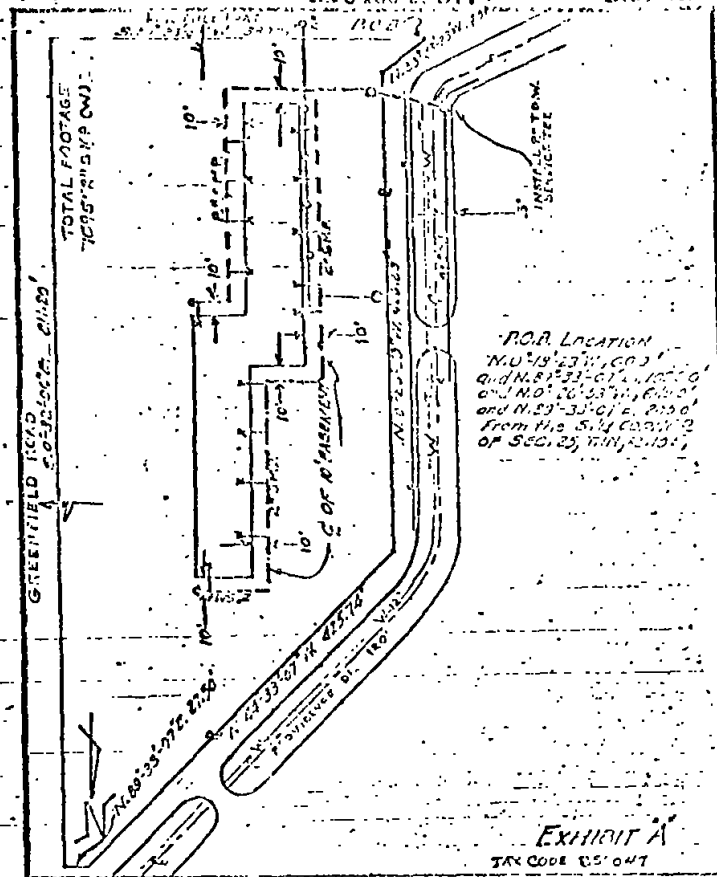
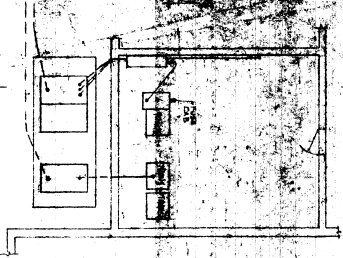


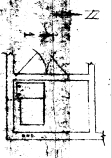
EXHIBIT A
TAX CODE 051047

S.U.T. NO. _____ ENG. DRAWN BY DATE 12-11-60 CHK. BY DATE 12-11-60 APP. BY DATE _____	W.O. NO. 1841-41010 2" G. S. MAIN FOR 10" WATER MAIN FOR ON 12-11-60 DATE 560 GREENFIELD IN: 10E-25C	CONSUMER'S POWER CO. DIVISION SO. OAKLAND SCALE 1" = 100' NO. _____ SHEET 1 of 1
--	---	---

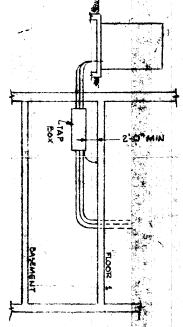
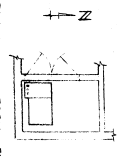
PLAN - TRANS. ROOM IN BASEMENT
AND FLOOR 3, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100



PLAN - TRANS. ROOM - FLOOR 2



PLAN - TRANS. ROOM - FLOORS 3, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100



RECORDED RIGHT OF WAY
23850

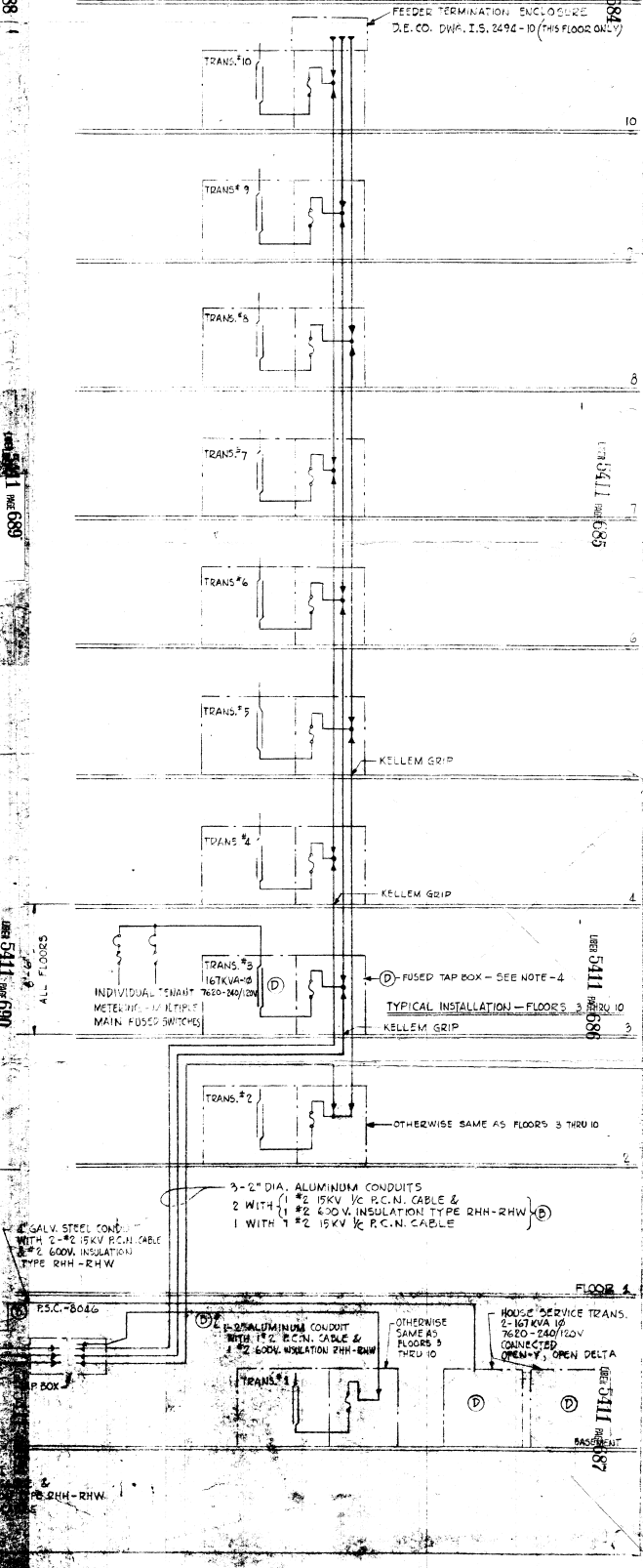
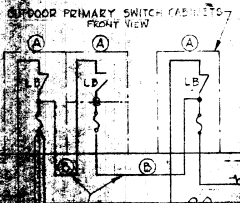
LEGEND

- (A) = FURNISHED BY D.E. CO., - INSTALLED BY D.E. CO. CONTRACTOR.
- (B) = CABLE FURNISHED, INSTALLED & TERMINATED BY D.E. CO. CONTRACTOR.
- (C) = FURNISHED & INSTALLED BY D.E. CO., TERMINATIONS AT SWITCHGEAR BY D.E. CO. CONTRACTOR. 4 - 40, 16, 15KV, 2&L
- (D) = FURNISHED & INSTALLED BY D.E. CO. CONTRACTOR.

NOTES

1. UNDERGROUND CONDUITS BY CUSTOMER'S CONTRACTOR. TAP BOX, IN BASEMENT, FURNISHED BY D.E. CO. AND INSTALLED BY CUSTOMER'S CONTRACTOR.
2. ALL WORK FROM SECONDARY TERMINALS OF TRANSFORMERS TO BE DONE BY CUSTOMER'S CONTRACTOR. MAXIMUM SECONDARY FUSE SIZE: 400 AMPERE 805MAN LPM.
3. ALL CABLES FURNISHED BY D.E. CO. CONTRACTOR TO BE COPPER CONDUCTOR.
4. FUSED TAP BOXES TO BE CONSTRUCTED ACCORDING TO D.E. CO. DWGS. IS-2494-1, IS-2494-5 & IS-2494-6. FUSES TO BE 400 I.T.E. FAST CURRENT LIMITING FUSE, 1.4 KV.
5. CONDUITS IN BLDG. FURNISHED & INSTALLED BY D.E. CO. CONTRACTOR. CUSTOMER TO PROVIDE CLEAR PATH THROUGH BLDG. FOR CONDUITS.

NO.	DESCRIPTION	DATE	BY	CHECKED
1	ISSUED FOR PERMIT	10/1/50	J. H. BROWN	J. H. BROWN
2	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
3	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
4	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
5	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
6	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
7	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
8	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
9	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
10	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
11	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
12	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
13	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
14	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
15	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
16	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
17	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
18	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
19	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
20	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
21	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
22	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
23	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
24	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
25	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
26	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
27	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
28	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
29	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
30	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
31	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
32	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
33	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
34	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
35	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
36	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
37	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
38	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
39	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
40	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
41	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
42	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
43	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
44	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
45	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
46	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
47	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
48	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
49	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
50	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
51	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
52	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
53	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
54	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
55	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
56	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
57	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
58	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
59	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
60	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
61	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
62	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
63	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
64	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
65	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
66	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
67	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
68	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
69	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
70	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
71	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
72	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
73	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
74	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
75	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
76	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
77	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
78	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
79	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
80	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
81	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
82	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
83	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
84	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
85	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
86	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
87	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
88	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
89	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
90	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
91	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
92	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
93	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
94	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
95	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
96	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
97	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
98	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
99	REVISED	10/1/50	J. H. BROWN	J. H. BROWN
100	REVISED	10/1/50	J. H. BROWN	J. H. BROWN



25850
 SPC-4805
 THE BROWN ENGINEERING COMPANY
 23500 PROVIDENCE DRIVE
 SOUTH FIELDS, UTAH
 UTAH CO.

110
25
25650

SUBORDINATION OF MORTGAGE LIEN

WHEREAS, THE DETROIT EDISON COMPANY, a New York corporation, has acquired a certain
Underground Line Permit dated 8-26-69 and recorded 9-9-69 in
Liber 5411, Page 680, Oakland County Records,
described as follows:

Part of the Southeast 1/4 of Section 25, Town 1 North, Range 10 East, City of Southfield, Oakland County, Michigan, being described as: BEGINNING at a point on the Southeasterly line of Providence Drive (120 feet wide) said point being N. 0°18'23" W. 60.0 feet and N. 89°33'07" E. 1096.0 feet and N. 0°26'53" W. 640.0 feet and N. 89°33'07" E. 265.0 feet from the South 1/4 corner of Section 25, Town 1 North, Range 10 East; thence N. 0°26'53" W. 510.15 feet; thence N. 44°33'07" E. 425.74 feet; thence N. 89°33'07" E. 27.50 feet; thence S. 0°32'06" E. 811.20 feet; thence S. 89°33'07" W. 329.78 feet to the point of beginning.

AND WHEREAS, the City National Bank of Detroit is the mortgagee of a certain mortgage dated 5-26-69 and recorded 6-6-69 in Liber 5369, Page 235, Oakland County Records, Oakland County, Michigan.

NOW THEREFORE, in payment of the sum of One (\$1.00) Dollar and other valuable considerations, receipt of which is hereby acknowledged, the mortgagee herein for itself, its successors and assigns agrees that if said mortgage is in default and said land is sold to satisfy same the purchaser or purchasers under such sale shall take said land subject to said Underground Line Permit.

IN WITNESS WHEREOF, these presents have been executed on this 24th day of November A.D. 1969

In the Presence of:

F. E. Morrison
F. E. Morrison
Louise M. Woodruff
Louise M. Woodruff

STATE OF Michigan

COUNTY OF Wayne

RECORDED
OAKLAND COUNTY MICHIGAN
REGISTER OF DEEDS RECORDS
1969 DEC 24 11 10 AM
JBS.

CITY NATIONAL BANK OF DETROIT
The Penobscot Building
Detroit, Michigan 48226

By James R. Leithauser
James R. Leithauser, Vice President
By Leo J. Molner
Leo J. Molner, Assistant Cashier

On this 24th day of November in the year One Thousand Nine Hundred Sixty Nine before me, the subscriber, a Notary Public in and for said County, personally appeared James R. Leithauser and Leo J. Molner, to me personally known, who being by me duly sworn did say that they are the Vice President and Assistant Cashier of the City National Bank of Detroit, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation, by authority of its board of directors, and James R. Leithauser and Leo J. Molner acknowledged said instrument to be the free act and deed of said corporation.

F. E. Morrison
F. E. MORRISON
Notary Public Wayne County, Mich.
My Commission Expires May 31, 1970

My commission expires
Joseph V. Strouse
2000 Second Avenue
Detroit, Michigan 48226

RETURN TO
R. Q. DUKE
THE DETROIT EDISON COMPANY,
2000 SECOND AVENUE
DETROIT, MICHIGAN 48226

RECORDED RIGHT OF WAY NO.

209
258021

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

TO William Sesto - 446 G.O. DATE 8-27-69 TIME _____

RE: Car... is Towers High Rise - Southfield - Oakland County.

Agreement and Easement obtained.

COPIES TO V. J. Andres - 724 G.O. SIGNED *Stephen A. McNamee*

REPORT Ray Williams - 343 G.O.
file Stephen A. McNamee:mat
Staff Attorney
Law Department

DATE RETURNED _____ TIME _____ SIGNED _____

THE DETROIT EDISON COMPANY
2000 SECOND AVENUE
DETROIT, MICHIGAN 48226

September 12, 1969

B. R. Associated, Limited
4120 West Maple Road
Birmingham, Michigan 48010

Gentlemen:

Enclosed is a copy of the Easement-Restrictions
in connection with Carlyle Towers with the recording infor-
mation noted thereon.

Very truly yours,



Stephen A. McNamee
Staff Attorney

SAMcN/kw

Enclosure

RECORDS CENTER
RECEIVED SEP 16 1969
EXPLER MADE
CLASSIFIED

RECORDED RIGHT OF WAY NO. 87850

THE DETROIT EDISON COMPANY
2000 SECOND AVENUE
DETROIT, MICHIGAN 48226

August 28, 1969


B. R. Associated, Limited
4120 West Maple Road
Birmingham, Michigan 48010

Re: Carlyle Towers

Gentlemen:

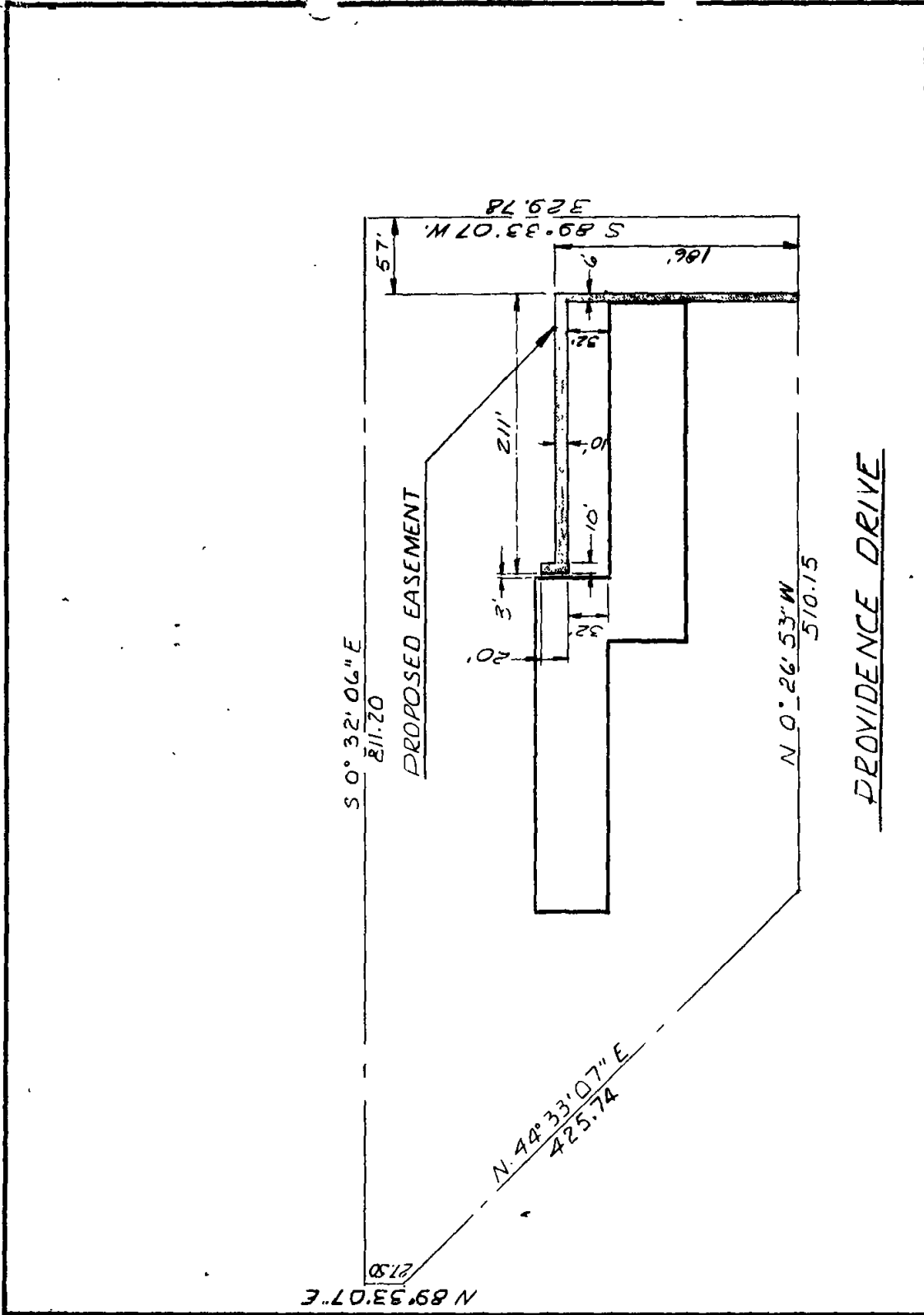
We are enclosing herewith a fully executed copy of the Agreement dated August 26, 1969 for the underground electric and communication services for the above named project.

Very truly yours,



Stephen A. McNamee
Staff Attorney

SAMcN/kw
Enclosure



REFERENCE	S.S. 76574 73-2-7732	DRAWN	FORN	8-12-69	TITLE	THE DETROIT EDISON COMPANY UNDERSOUND LINES DEPT. DETROIT, MICH.
		G. K.	J. BAUM	8-20-69	PROPOSED EASEMENT	
		APPROVED	<i>[Signature]</i>		CITY OF SOUTHFIELD SE 1/4 SEC 25 OAKLAND COUNTY	SCALE - 1" = 100' NO. 0011-1-2837

RECORDED RIGHT OF WAY NO. 258550 DE FORM UL 44 FIG 6-68

HIGH RISE APARTMENT

AGREEMENT

THIS AGREEMENT, made this 14 day of August, 1969, by and between B. R. ASSOCIATED, LIMITED, a Michigan Copartnership, 4120 West Maple Road, Birmingham, Michigan 48010, hereinafter referred to as "DEVELOPER", and THE DETROIT EDISON COMPANY, a corporation organized and existing concurrently under the laws of Michigan and New York with offices at 2000 Second Avenue, Detroit, Michigan 48226, hereinafter referred to as "EDISON".

1-0
25

W I T N E S S E T H :

WHEREAS, DEVELOPER has developed a high rise apartment known as Carlyle Towers situated in land in the City of Southfield, County of Oakland, State of Michigan, described as:

A parcel of land in the S.E. 1/4 of Section 25, T. 1 N. R. 10 E., City of Southfield, Oakland County, Michigan, described as follows:

Beginning at a point on the E'ly. line of Providence Drive, said point being N. 0° 18'23" W., 60.00' and N. 89° 33'07" E., 1,096.00' and N. 0° 26'53" W., 640.00' and N. 89° 33'07" E., 265.00' from the S. 1/4 corner of Section 25, T. 1 N., R. 10 E.; thence along the E'ly. and S'ly. line of Providence Drive, N. 0° 26'53" W., 510.15' and N. 44° 33'07" E., 425.74' and N. 89° 33'07" E., 27.50'; thence S. 0° 32'06" E., 811.20'; thence S. 89° 33'07" W., 329.78' to the point of beginning, containing 221,700.75 square feet or 5.08954 acres and being subject to any easements that may be of record over said parcel.

1969 SEP 9 PM 2 54
 YAN D. ALLEN OF DETROIT
 CLERK-REGISTER OF DEEDS
 REC'D IN MICHIGAN
 OAKLAND COUNTY
 REGISTER OF DEEDS RECORDS

AND, WHEREAS, DEVELOPER desires that EDISON install its electric service in said high rise apartment and underground electric service leading to said apartment including the necessary above ground facilities of EDISON necessary for said underground service.

NOW, THEREFORE, in consideration of mutual promises and covenants herein made between DEVELOPER and EDISON, it is hereby agreed as follows:

RESPONSIBILITY OF DEVELOPER

1. DEVELOPER hereby grants to EDISON the right to install and maintain its primary cables, primary ducts, transformers and meters in Carlyle Towers at the floor locations shown on attached Drawing of The Detroit Edison Company No. 5PC-4805.

RECORDED RIGHT OF WAY NO. 85850

1300

2. DEVELOPER will furnish easements, satisfactory to EDISON for the installation and maintenance of EDISON'S underground lines, outdoor switch cabinets and pad mounted transformers as indicated on Detroit Edison Drawing No. OUI-1-2837.

3. Such easements must have finished grade prior to installation of EDISON'S underground lines and above ground related facilities so that the electric distribution service can be properly installed in relation to finished grade.

4. Furnish, install and maintain that portion of the underground cable duct in the easements granted to EDISON leading from the property line to the apartment building.

5. Provide to EDISON a room satisfactory to EDISON for its transformer and meters, without rental, on each floor of high rise apartment.

6. Furnish, install, and maintain all secondary service and conduit from transformer on each floor to point of tenant's service.

7. Furnish, install and maintain concrete pads, satisfactory to EDISON, for outdoor switch cabinets and pad mounted house service transformer.

8. Provide necessary floor cavities for a clear route within the apartment building for conduit and primary cable of EDISON.

9. Furnish and install and maintain Yale cylinder locks in doors of lock transformer-meter room, keyed to code 7623.

10. DEVELOPER agrees to be metered as secondary customer for building services.

11. DEVELOPER further agrees that if subsequent to the installation of EDISON'S service facilities in land or building of DEVELOPER herein described it is necessary to move, modify, rearrange or relocate any of its facilities to conform to new plans of DEVELOPER or changes of outside grade made by DEVELOPER, DEVELOPER will pay forthwith the cost and expense of EDISON to move, modify or rearrange or relocate its facilities.

12. DEVELOPER further agrees that if the electric facilities of EDISON are damaged by acts of negligence on the part of DEVELOPER or subsequent owners, or by contractors engaged by DEVELOPER or subsequent owners, repairs shall be made by EDISON at the cost of DEVELOPER or subsequent owners, as the case may be, and shall be paid forthwith to EDISON upon receiving a statement therefor.

RECORDED RIGHT OF WAY NO. 25850

13. It is understood and agreed that the title to all primary cables, switching equipment, transformers, conduit for EDISON'S primary cables in apartment building and meters of EDISON situated in or on the premises of DEVELOPER shall be deemed to be personal property and shall not be deemed part of the realty.

RESPONSIBILITY OF EDISON

1. EDISON will own, furnish, install and maintain all primary cables, transformer and switch gear in outdoor trench, and in the ducts of DEVELOPER.

2. EDISON will arrange for installation and maintenance of primary cable ducts within the apartment building without cost to DEVELOPER.

3. EDISON will furnish multiple socket meter assemblies to DEVELOPER for DEVELOPER'S installation.

4. EDISON agrees that during the period its transformers, switch gear meters and equipment remain on the premises it will enter such personal property in its own name and pay any taxes levied upon or against said personal property.

IN WITNESS WHEREOF, the undersigned have set their hands and seals on this 16 day of August, 1969.

In the Presence of:

Dolores R. Bale
Dolores R. Bale
Lilian R. Whitney
Lilian R. Whitney

B. R. ASSOCIATED, LIMITED
By: Marvin L. Robinson
Marvin L. Robinson Partner

Stephen A. McNamee
Stephen A. McNamee
Betty Marr
Betty Marr

THE DETROIT EDISON COMPANY
By: R. Q. DUKK
R. Q. DUKK, DIRECTOR
Properties and Rights of Way Dept.
By: Lillian I. H. Carroll
Lillian I. H. Carroll

RECORDED RIGHT OF WAY NO. 38850