

Real Estate and Rights of W&	9643 <b>6</b> 6764
Underground	
<b>Right of Way Ag</b>	reement

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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 hereinafter referred to as "EDISON," the right to construct, reconstruct, modify, add to, operate and maintain underground line facilities consisting of poles, conduits, wires, cables, manholes, transformers and accessories required to provide electric service in, under, upon and across property located in the of <u>village of Bingham Farms</u>, County of , State of Michigan, further described as: Oakland

Part of the North 1/2 of the Northeast 1/4 of Section 5, TIN., RIOE., Southfield Township, Oakland County, Michigan, described as follows: Commencing at the Northeast corner of said Section 5; thence North 89°48' West along the North Section line 997.76 feet to a point in the centerline of Telegraph Road; thence South 5°24'30" West 1069.29 feet along said centerline to the point of beginning of parcel herein described. Thence from this point of beginning South 89°06'30" East 678.95 feet; thence South 0° 35'30" East 330.00 feet to a point in the East and West 1/8 line of said Northeast 1/4 thence North 89°06'30" West along said 1/8 line 713.59 feet to a point in center-line of Telegraph Road; thence North 5°24'30" East along said centerline 331.24 feet to the point of beginning; except the Westerly 129.00 feet (as measured at right RECORDED angles to Telegraph Road).

Sidwell No. 24-05-226-017 4.70 acres

 $\oint - 8484$  Dated 10/20/86 which is made a part hereof. as shown on the attached drawing \_

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The rights hereby granted include the right of access to and from the rights of way and the right to trim, cut down or otherwise control trees, brush or roots of any kind either within the right of way or on property adjoining the right of way which in the opinion of EDISON interferes with the construction or operation of the line facilities. It is expressly understood and agreed that EDISON shall, at no time, trim or cut down any trees unless, in EDISON'S opinion, it is absolutely necessary to do so. EDISON shall restore premises to its original condition or as near as can be in the event of damages caused by its employes, contractors, vehicles and equipment entering premises for the purposes set forth herein.

No buildings or structures are to be placed within said right of way herein granted without the written consent of EDISON.

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:

MYRA COHEN

Grantors:

Donald I. Kapetansky

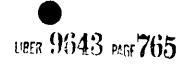
MONA SOMKIN

Kabo Tansky bdra Nedra Kapeťansky, Hiš Wife

, SD 1750 V.S \_DEPARTMENT Address 16400 North Park Dr., Suite 116

Prepared by: Omer V. Racine The Detroit Edison Company 30400 Telegraph Road, #264 Birmingham, MI 48010

Southfield, MI <u>48075</u>



STATE OF MICHIGAN) COUNTY OF **Calla**ud )<sup>SS.</sup>

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Personally came before me this <u>17</u> day of <u>Atthen</u>, 1986 the above named DONALD I. KAPETANSKY and NEDRA KAPETANSKY, his wife, known to be the persons who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

My Commission Expires: 10-30-88

Notary Public, Cakland County, Michigan

Mana Sound

Notary Public OBkiand Opunty Street M My Commission Expires Oct. 30, 1988

> MONA SOMKIN Notary Public, Oakland County. Mi My Commission Expires Oct. 30, 1988



DE \$63-0811 5-7455 [MS 40]

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## PLEASE SECURE RIGHT OF WAY AS FOLLOWS

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	DATE
LOCATION 32400 + 32500 TELEGRAPH	APPLICATION NO 6-8484
CITY OF VILLAGE BINGHAM FARMS	DEPT ORDER NO
CITY OR VILLAGE DINGHAM FARMS	0 F W NO
TOWNSHIP SOUTHFLELD COUNTY OAICCAND	BUDGET ITEM NO
DATE BY WHICH RIGHT OF WAY IS WANTED A. S. A. P	INQUIRY NO
THIS R/W IS % OF TOTAL PROJECT NO AGCUM %.	JOINT RIGHT OF WAY REQUIRED YES NO
NOTE: Identify on print or sketch the subdivisions as to section location and liber and page.	
KIND AND DESCRIPTION OF RIGHT OF WAY REQUESTED	
RECOLDED EASEMENT FOR U	NDRAGLOUND
DUCT + CABLE	
	COK
PURPOSE OF RIGHT OF WAY RELOCATE DUCT + CA	Ü
WATERMAIN EASEMENT AT NEQ	LUEST OF THE
SOUTH OAKLAND COUNTY WATER	- AUTHORITY. E
SIGNED A. Ducy 19	Super is
	DEPARTMENT JU
REPORT OF REAL ESTATE AND RIGHTS OF WA	
Recorded Underground Right of Way Agreement secured as per a	ttached sketch. Contacts 📉
made by Omer V. Racine, Real Estate, Rights of Way and Claim	
	57
Ser. Pln 2	Donald I. Kapetansky
PERMITS IN RECORD CENTER 2R.E. & R/W DEPT, FILE GR	
NO OF PERMITS NO OF STRUCTURES NO OF MILES	Mark L. Jacobson
DATE <u>11/11/86</u> James D. McDonald Sr. Representative	23/86 W.D. 11/23/86
Sr. kepresentative	

