

RD  
Detroit Edison

Real Estate and Rights of Way  
**Underground  
Right of Way Agreement**

LIBER 10677PG391

8177821

JULY 1<sup>ST</sup>, 19 88

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 City of Southfield, County of Oakland, State of Michigan, further

described as:

Land in the N.W. 1/4 of Section 21, T1N, R10E, City of Southfield, Oakland County, Michigan, is described as: Commencing at the W. 1/4 corner of Section 21, thence N. 01°55'50" W. 1623.11 ft. along the W. line of Section 21 and the centerline of Berg Road, thence N. 88°04'10" E., 43.00 ft. to a point on the Southerly right-of-way line of I-696 Service Drive, thence along the Southerly right-of-way line of I-696 Service Drive and a curve concave to the Southeast of radius 457.00 ft., a central angle of 72°22'33", an arc distance of 577.28 ft., whose chord bears N. 34°15'28" E. 539.66 ft., thence continuing along said Service Drive N. 70°26'45" E. 45.78 ft. to the point of beginning, thence N. 70°26'45" E. 45.62 ft. along said Service Drive, thence along said Service Drive and a curve concave to the South of radius 970.00 ft., a central angle of 28°16'12", an arc distance of 478.61 ft., whose chord bears N. 84°34'51" E., 473.77 ft., thence S. 00°28'03" E., 478.00 ft., thence S. 89°31'57" W., 259.00 ft., thence N. 48°30'08" W., 199.19 ft., thence S. 89°31'57" W., 108.00 ft., thence N. 00°28'03" W., 289.00 ft. to the point of beginning and containing 5.04 acres.

RECORDED RIGHT OF WAY NO. 38977

(Part) of Sidwell #24-21-100-131 <sup>now</sup> -134

#36 REG/DEEDS PAID  
0001 NOV.15'88 01:49PM  
3974 MISC 11.00

#1

as shown on the attached drawing R/W 0-9073 (DATED 6-2-88) which is made a part hereof.

The right of way is 10' X 20' feet in width.

DEED

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. Edison shall indemnify, defend and hold Marriott harmless from all claims and liabilities arising out of said entry.

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:

Grantors:

Janet M. Walker  
JANET M. WALKER  
Jane F. Meeker  
JANE F. MEEKER

Marriott Corporation  
A Delaware Corporation  
Robert B. Morris  
ROBERT B. MORRIS VICE-PRESIDENT

Prepared by: C. George Williams  
The Detroit Edison Company  
30400 Telegraph Rd., Suite 264  
Birmingham, MI 48010

Address: 10400 Fernwood Road  
Bethesda, Maryland 20058

Maryland  
State of Michigan )  
                          ) SS:  
County of Montgomery )

On this 1st day of July, 1988, the foregoing instrument was acknowledged before me, a notary public in and for said county, by Robert B. Morris

whose title(s) is/are Vice President  
OF Marriott Corporation, a Delaware corporation, on behalf of the corporation.

My Commisison Expires:  
July 1, 1990

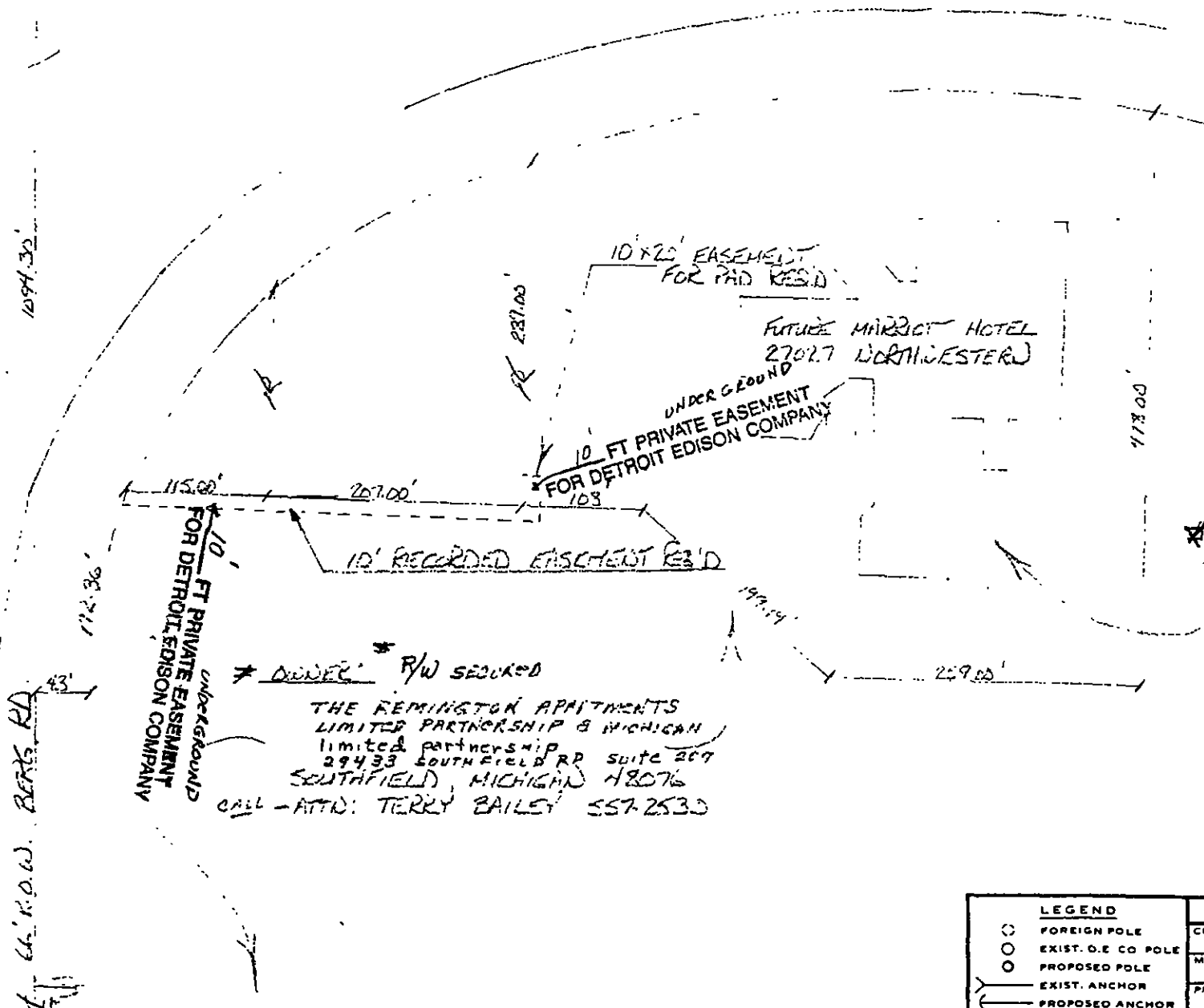
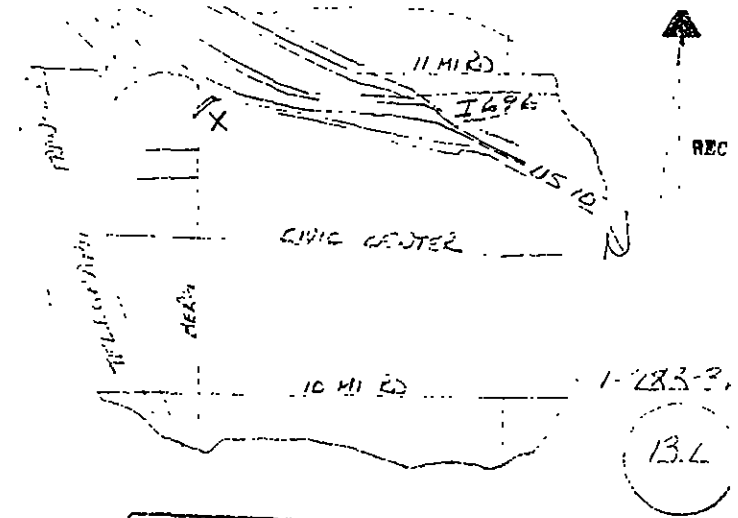
Margaret E. Polvidale  
MARGARET E POLVIDALE  
Notary Public, Montgomery County,  
Delaware Maryland

RECORDED RIGHT OF MAY NO. 38997

LIBER 10677 PG 334

LIBER 10677 PG 395

N.W. CORNER SEC. 21  
TID. RICE.



REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	G. GEORGE WILLIAMS	RECORD CENTER	2
DATE	10-10-88	R/W FILES	1
DATE WANTED		ADP	1
D. DISTRICT		ORIGINATOR	2
F. EDMAN		TOTAL	2

\* R/W SECURED  
 90 STEPHEN THIERSCH  
 \* MARRIOTT CORPORATION  
 INTERNATIONAL HEADQUARTERS  
 ONE FIFTH ST. N.W. WASH DC 20008

R/W NOTES  
 10' RECORDED EASEMENT AS SHOWN  
 MS-80 ATTACHED

\* OWNER R/W SECURED  
 THE REMINGTON APARTMENTS  
 LIMITED PARTNERSHIP & MICHIGAN  
 LIMITED PARTNERSHIP  
 29433 SOUTH FIELD RD SUITE 207  
 SOUTHFIELD, MICHIGAN 48076  
 CALL - ATTN: TERRY BAILEY 557-2530

66' R.O.W. BERTS RD

RETURN TO  
 J. D. McDONALD  
 THE DETROIT EDISON COMPANY  
 30400 TELEGRAPH ROAD, 277 OAKDALE  
 BIRMINGHAM, MICHIGAN 48010

LEGEND				THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT						
○	FOREIGN POLE	CITY	SOUTHFIELD	COUNTY	OAKLAND	QTR. & TWP. SECT. NO.	N.W. 14 21	DEPT. ORDER NO.		
○	EXIST. O.E. CO. POLE	MAP SECT.	1-283-360	TOWN	10E	RANGE	10E	JOINT R/W REQUIRED	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
○	PROPOSED POLE	PROJECT NAME	BERRY KENNEDY STD				PROJ. OR PART NO.			
○	EXIST. ANCHOR	CIRCUIT	8175 A-B BROOKS 13.2 KV				O.F.W. S.O. OR P.E. NO.			
○	PROPOSED ANCHOR	REASON	PROVIDE SERVICE TO MARRIOTT HOTEL				BUDGET ITEM NO.			
○	TREE	PLANNED BY	FRANK WALLIS				SCALE	1" = 100'	DATE	6-2-88
—	120/240 V LINE									
—	4800 V LINE									
—	13,200 V LINE									
—	40,000 V LINE									