

LAW OFFICES OF  
ROWIN & SPARROW  
17610 WEST McNICHOLS  
DETROIT 35, MICHIGAN

GERALD J. ROWIN  
DAVID J. SPARROW

July 26, 1960

1960 JUL 27 AM 10 41

TELEPHONE  
KENWOOD 5-3000

REAL ESTATE AND  
RIGHTS-OF-WAY DEPT.

*lvs.*

The Detroit Edison Company  
2000 Second Avenue  
Detroit 26, Michigan

Attention I. W. Gamble, Supervisor  
of Rights of Way

Re: Lots 59 and 60, Gardendale  
Assessor's Plat No. 1,  
Ferndale, Oakland County,  
Michigan

Gentlemen:

The Disclaimer of Interest you prepared regarding the  
above property was recorded on July 15, 1960, in the Oakland  
County Register of Deeds Records, in Liber 4093, Page 734.

Thank you for your assistance and co-operation in this  
matter.

Very truly yours,

ROWIN & SPARROW

By   
David J. Sparrow

jw

RECORDED RIGHT OF WAY NO. 20689

MEMORANDUM

November 30, 1959

Re: Disclaimer Of Interest

Jack Hyman and Helene Hyman his wife, conveyed certain premises in the City of Ferndale, Oakland County, Michigan, to J & J Holding Company, a Michigan Co-Partnership on September 4, 1959. This property is described as Lots 59 and 60 of Gardendale Assessor's Plat No. 1. The Deed contains the language, "Subject to rights granted St. Clair Edison Company by right of Wayne".

An examination of the Company's files reveal no rights granted to either St. Clair Edison Company or The Detroit Edison Company in the property described. Therefore, there is no reason why we can not disclaim any interest in this property. The Trust Mortgage is not involved.

  
\_\_\_\_\_  
Harold J. Pinales  
Staff Attorney

HJP:prc

RECORDED RIGHT OF WAY NO. 20689

**MEMORANDUM ORDER**  
FOR GENERAL USE  
OE FORM NS 77 12-53

TO R. Taylor Attn: R. Dechner DATE 4-6-60 TIME \_\_\_\_\_

City of Ferndale, Lot #59 Gardendale Assessor's Plat #1, Livernois near Emmwell:

On October 19, 1959 we sent a sketch #0-1150 requesting R/W for an anchor to be relocated.

Other construction has made this anchor unnecessary and O.F.W. #43495 has been issued to  
remove the anchor. This Y.K. will cancel the original request.

COPIES TO: \_\_\_\_\_

1960 APR 7 AM 8 51

SIGNED

H. C. SEELEY/FHS/rd

APR 6 1960

REPORT \_\_\_\_\_

*PK*  
REAL ESTATE AND  
RIGHTS OF WAY DEPT.

F. H. SMITH

DATE RETURNED \_\_\_\_\_

TIME \_\_\_\_\_

SIGNED \_\_\_\_\_

INTERDEPARTMENT CORRESPONDENCE  
GENERAL ENGINEERING DEPARTMENT  
Oakland District

1959 OCT 21 9  
REAL ESTATE AND  
RIGHTS DEPT.

*RRC*

October 19, 1959

Memo To: Mr. R. H. Taylor

Attn: Mr. R. Cunningham

Re: Detroit Edison Co. equipment existing  
in lot #59, Gardendale Assessor's Plat #1  
Liber 35, Pages 43 & 43A  
East of Livernoit  
South of Emwell, extended  
City of Ferndale  
Royal Oak Township, Oakland County

Attached is General Engineering sketch #0-1150 showing  
the existing Detroit Edison Equipment on lot #59 as described  
above.

There are primary and secondary conductors located  
approximately one foot west and parallel to the east property  
line and an anchor guy located approximately 9 ft. north of  
the south property line.

*Harold C. Seeley*  
Harold C. Seeley,  
District Planning Engineer

JT/jp

RECORDED RIGHT OF WAY NO. 20689

*E. J. Livenshine  
N of Fiddling*

LAW OFFICES OF  
**ROWIN & SPARROW**  
17610 WEST MONICHOBS  
DETROIT 35, MICHIGAN

GERALD J. ROWIN  
DAVID J. SPARROW

October 5, 1959

TELEPHONE  
KENWOOD 5-3000

1959 OCT 6 AM 10 02

REAL ESTATE AND  
RIGHTS-OF-WAY DEPT.  
*REC*

Detroit Edison Company  
2000 Second Avenue  
Detroit 26, Michigan

Attention Mr. Richard Taylor  
Director, Real Estate  
and Rights-of-Way

Re: Lots 59 and 60, Gardendale  
Assessor's Plat No. 1, etc.,  
City of Ferndale

Gentlemen:

I am writing at the suggestion of Mr. Robert Cunningham of your company.

We are purchasing the above described property from the J & J Holding Co.

Title work disclosed the restriction, "Subject to rights granted St. Clair Edison Company by Right of Wayne." This clause was contained in two recorded deeds, copies of which are enclosed herewith.

Mr. Hitchman has no record in his file as to why this clause was inserted in the deed, and Mr. Hyman just repeated it without questioning the scope or origin of it.

We plan to start construction on this and adjoining property shortly, and would like to have this matter cleared up and our title unencumbered as soon as possible.

Would you please look into this matter and determine what, if any, right-of-way Detroit Edison has or needs on this property. On our adjoining land, there is no such restriction.

Thank you for your help and consideration.

Very truly yours,

*David J. Sparrow*  
David J. Sparrow

jw

Enclosures

RECORDED RIGHT OF WAY NO. 20600

RECORDED	7-15-60
LIBER	4093
PAGE	134-5
R/W #	

**DISCLAIMER OF INTEREST**

THIS INSTRUMENT, made this 23rd day of June, A.D. 1960,  
 by THE DETROIT EDISON COMPANY, a New York corporation, of 2000 Second Avenue, Detroit  
 26, Michigan, hereinafter called "EDISON".

**WITNESSETH:**

WHEREAS, JACK HYMAN and HELENE HYMAN his wife, by Quit Claim Deed, conveyed  
 certain premises to J & J HOLDING COMPANY, a Michigan Co-Partnership, which premises  
 are situated in the City of Ferndale, County of Oakland and State of Michigan and are  
 described as:

Lots 59 and 60 of Gardendale Assessor's Plat No. 1,  
 being a replat of the Assessor's replat of Gardendale  
 Subdivision of the west half of the southwest quarter of  
 Section 34, Town 1 North, Range 11 East, according to the  
 plat thereof as recorded in Liber 35 of Plats, on pages  
 43 and 43A, Oakland County Records.

WHEREAS, said Quit Claim Deed is recorded in Liber 4001, Page 71, Oakland  
 County Records.

WHEREAS, the phrase "Subject to rights granted St. Clair Edison Company by  
 right of Wayne" appears in said Quit Claim Deed.

WHEREAS, notwithstanding the language contained in said Deed, EDISON has  
 never been granted any rights over said premises by means conveyances or otherwise.

NOW, THEREFORE, EDISON does by these presents disclaim any right, title or  
 interest in the lands above described by virtue of any provisions appearing in said  
 Quit Claim Deed.

IN WITNESS WHEREOF, EDISON has caused these presents to be executed on the  
 day and year first above written.

In the Presence of:  
Ivan W. Gamble  
Irene C. Kata

THE DETROIT EDISON COMPANY  
 By F. F. Ogden F. F. OGDEN  
 By Esther Birnbaum ASST. SECRETARY  
 WICE PRESIDENT

STATE OF MICHIGAN }  
 COUNTY OF WAYNE } SS.

On this 23rd day of June, A.D. 1960, before me, the  
 subscriber, a Notary Public in and for said County, appeared C. F. Ogden

Act 59-60

RECORDED RIGHT OF WAY NO 20689

and Esther Birnbaum, to me personally known, who being by me duly sworn did say that they are the Vice President and Assistant Secretary of THE DETROIT EDISON COMPANY, a New York corporation, 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 C. F. Ogden and Esther Birnbaum acknowledged said instrument to be the free act and deed of said corporation.

*Lillian J. H. Carroll*  
LILLIAN J. H. CARROLL  
Notary Public Wayne County, Michigan

My commission expires August 8, 1961

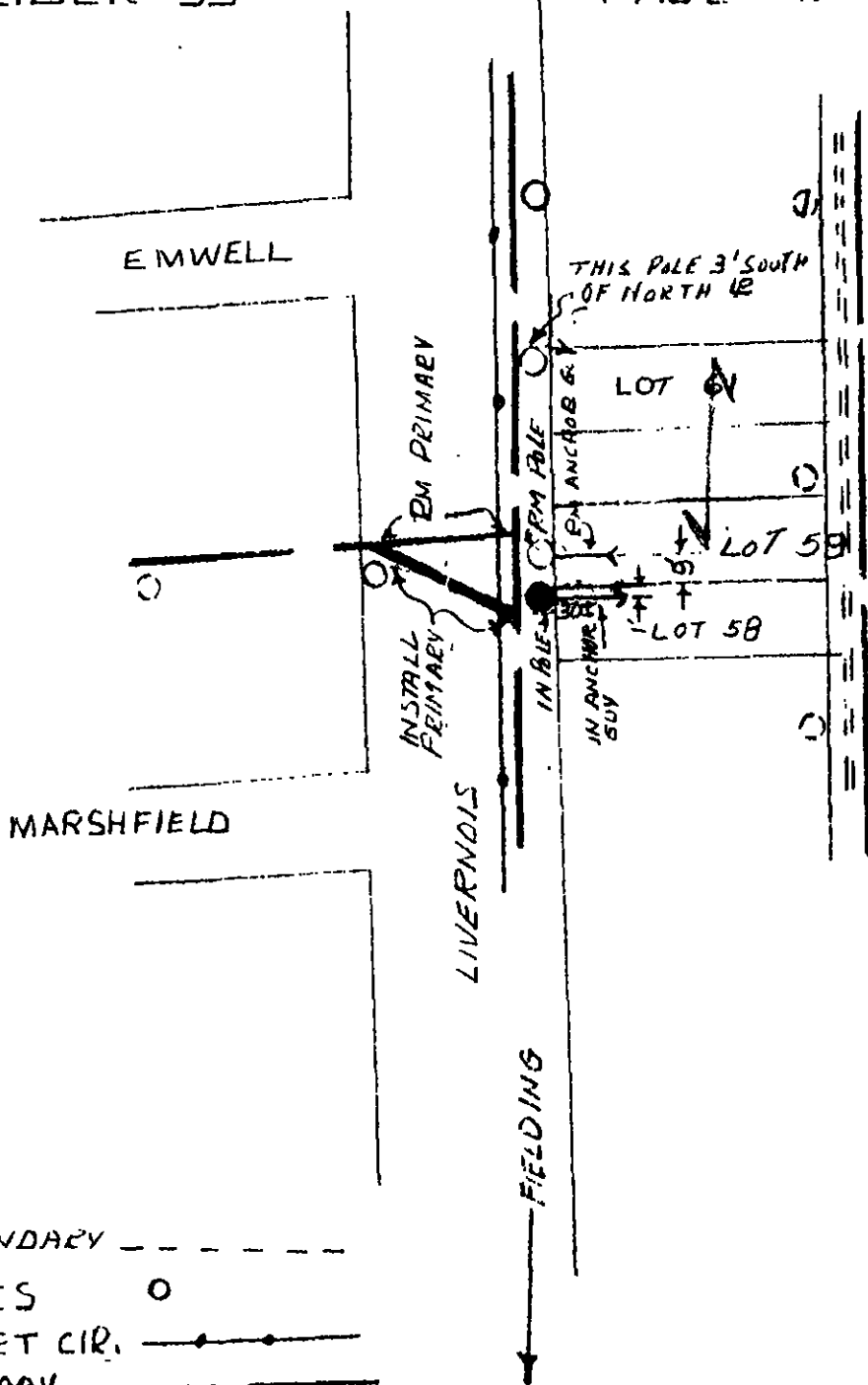
We the undersigned accept the conditions of this Disclaimer of Interest.

J. & J. HOLDING COMPANY  
*J. Leonard Hyman*  
J. LEONARD HYMAN

*H. P. ... 11-30-59*  
*W. H. ... 10-5-60*

*J. Taylor 6/13/60*  
*1576-20-60*

GARDEN DALE ASSESSOR'S PLAT #1  
 LIBER 35 PAGE 43 & 43A



RYO 104  
 DC 1433 FERNDALE

REVISION

NOTE: SECURE R/W FOR ANCHOR GUY (TO BE INSTALL 1 FT. SOUTH OF THE NORTH E OF LOT # 58).

RECORDED RIGHT OF WAY NO.

- SECONDARY - - - - -
- POLES ○
- STREET CIR. —●—●—
- PRIMARY ———
- TRANSFORMER POLES ○
- MBT POLES ○

CITY OF FERNDALE  
 ROYAL OAK TWP  
 OAKLAND CO.

SHOWING DE. EQUIPMENT  
 EXISTING ON LOT #59  
 E. LIVERNOIS, S. EMWELL (EXTENDED)

THE DETROIT EDISON COMPANY  
 ENGINEERING DEPARTMENT  
 PLANNING DIVISION

LAYOUT BY L. H. THOMAS	DRAWN BY L. H. THOMAS	DRAWING NO. DT-1136
CHECKED BY M. E. W.	APPROVED BY [Signature]	SCALE TH-100
ISSUED TO		DATE 7-15-59