

Sale 9-105-E
Item 1
Control 63174D
Parcel C-59 Part B

UTILITY EASEMENT BY MICHIGAN STATE HIGHWAY COMMISSION

1-11-11

THIS INDENTURE, Made this 12th day of October, A.D. 1965,
Between the Michigan State Highway Commission, whose address is Stevens T. Mason
Building, Lansing, Michigan, first party, and The Detroit Edison Company,
a New York Corporation, 2000 Second Avenue, Detroit, Michigan,
second party.

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74338

WITNESSETH that first party for and in consideration of FIFTY AND
NO/100 DOLLARS (\$50.00) and other valuable consideration
to it in hand paid by second party, receipt whereof is hereby acknowledged does
by these presents grant and convey unto second party, its successors and assigns,
an easement over and upon lands in the Southeast $\frac{1}{4}$ of Section 11, T1N, R11E,
City of Madison Heights, Oakland County, Michigan, to-wit:

A strip of land 6 feet in width being a part of the Southeast $\frac{1}{4}$ of
Section 11, T1N, R11E, City of Madison Heights, Oakland County, Mich-
igan, which lies 3 feet each side of and adjacent to a line described
as: beginning at a point which is South 320 feet and East 22 feet
from the center $\frac{1}{4}$ corner of said Section 11; thence South a distance
of 255 feet to a point of ending.

Also a strip of land 6 feet in width being a part of the Southeast $\frac{1}{4}$
of said Section 11 which lies 3 feet each side of and adjacent to a line
described as: beginning at a point which is East 22 feet and South 350
feet from the center $\frac{1}{4}$ corner of said Section 11; thence West 100 feet
to a point of ending.

Also a strip of land 6 feet in width being a part of the Southeast $\frac{1}{4}$
of said Section 11 which lies 3 feet each side of and adjacent to a
line described as: beginning at a point which is East 22 feet and South
545 feet from the center $\frac{1}{4}$ corner of said Section 11; thence West a
distance of 100 feet to a point of ending.

and the right to construct, operate, replace, repair and maintain thereon an
electric transmission and distributing line or system in suitable structural
form including accessories and appurtenances for the transmission and distributing
of electric current for any purpose whatsoever, including the right to cut and trim
trees and remove brush and overhanging branches, and use non-toxic spray materials
to the extent necessary to keep them clear of the primary conductor by at least
twenty feet.

Also to remove such trees from outside the twenty foot clearance as have been
damaged, or have reached the state of maturity, where they are in danger of falling
on the line.

All damage to the property of first party other than to trees caused by
maintaining, replacing or repairing said electric system shall be borne by the
second party, its successors or assigns.

RECORDED RIGHT OF WAY NO. 23393

*Original in Turp.
Rec. 11: 52/406*

RETURN TO
A. L. KASAMEYER
The Detroit Edison Company
2000 SECOND AVENUE
DETROIT, MICHIGAN 48226

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Provided, however, that in the event said easements and rights herein conveyed shall cease to be used for utility purposes by second party, its successors and assigns, for a period of one year after said right has been first used for such purposes, then and in that event all right and interest herein conveyed shall terminate and revert and vest in first party, its successors and assigns.

The grantee named herein, for itself, its successors and assigns, acknowledges by acceptance of this grant that there shall be no right of ingress or egress to or from the lands described herein to or from Highway I-75 and that access to said lands for the purpose of enjoyment of any rights conveyed hereby shall be the sole responsibility of the said grantee or its successors and assigns.

It is expressly understood that no buildings or other structures will be placed under said electric system without the written consent of said second party.

IN WITNESS WHEREOF, First party has hereunto set its hand and seal the day and year first above written.

Signed and delivered in presence of:

_____ by Ardale W. Ferguson
 MARY P. TYMAN JOSEPH D. MURPHY
 CLERK-REGISTRAR DEEDS
 _____ Ardale W. Ferguson
 Chairman
 _____ Howard E. Hill
 State Highway Director

STATE OF MICHIGAN)
COUNTY OF INGHAM) ss.

1965 OCT 28 AM 10 49
MICHIGAN REGISTER OF DEEDS RECORDS
RETURNED TO
DAY AND COUNTY

RECORDED
E. J. K
INDEXED

On this 12th day of October, A.D. 1965,
before me personally appeared Ardale W. Ferguson and Howard E. Hill
to me known to be the same persons who executed the within instrument, who being
by me duly sworn, did say that they are respectively, the Chairman of the Michigan
State Highway Commission and the State Highway Director, and who acknowledged
the above conveyance to be their free act and deed and the free act and deed of the
Michigan State Highway Commission.

Wanda M. Pickett
Notary Public Ingham County, Michigan
Acting in Ingham County, Michigan
My commission expires March 27, 1967

DRAFTED BY: Lz Hager
BUSINESS ADDRESS:
Michigan State Highway Commission
Stevens T. Mason Building
Lansing, Michigan

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A. L. KASAMEYER
The Detroit Edison Company
2000 SECOND AVENUE
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WANDA M. PICKETT
Notary Public, Ingham Co., Mich.
My Comm. Expires March 27, 1967

