

1-8
/ 22

Date July 11, 1955 75730 OK 9

IN CONSIDERATION of the sum of One Dollar (\$1.00) and other valuable considerations, receipt of which is hereby acknowledged, we hereby grant to THE DETROIT EDISON COMPANY, its successors and assigns, the right to construct, operate and maintain its lines for the transmission and distribution of electricity and Company communication facilities, including the necessary poles, fixtures, guys and guy stubs, wires and equipment, and including also the right to trim or cut down any trees along said lines, which could fall into the lines or interfere in any way with their operation upon, over and across out property located in Novi Township

County of OAKLAND State of Michigan, and described as follows:

APPROX OF LAND DESCR. AS PART OF THE EAST 1/2, OF THE SOUTHWEST 1/4 OF SECT 23, T14N R2E. Beg. AT A POINT DIST SOUTH 355.50 FT FROM EAST 1/4 CORNER, TH NORTH 89°46'52"W 1340.25 FT, TH SOUTH 0°16'31"E 261 FT, TH S 89°50'42"E 1338.99 FT, TH NORTH 259.50 FT TO Beg. 8 PERS.

The route of the lines shall be as follows:

In a Northerly and Southerly Direction, across said land, approx 350 feet West of the EAST property line, ALSO in an Easterly and Westerly direction, ALONG AND ADJACENT TO THE SOUTH LINE THEREOF

The Company shall reimburse us for all damage to growing crops, buildings or fences, caused by its men, teams, trucks and other vehicles and equipment in entering said property for the purpose set forth herein.

In addition to the above consideration, the Company shall pay us the sum of FIVE AND 7/100 (\$5.00) Dollars for each pole on said land, the same to be paid before any poles are erected.

Witness:
Hiram A. Smith
Hiram A Smith
Robert M. Boss
Robert M. Boss

(Signed) Charles Bodner
Charles Bodner
Joana Bodner
Joana Bodner

RECORDED
MICHIGAN
RECORDS
JUL 11 1955
PM 3 04

THE DETROIT EDISON COMPANY
By: Richard H. Taylor
Richard H. Taylor, Director
Real Estate and Rights-of-Way Department

STATE OF MICHIGAN
County of OAKLAND s.s.

On this 11th day of July, A. D. 1955, before me, the undersigned,

a notary public in and for said county, personally appeared CHARLES BODNER AND JOANA BODNER, HIS WIFE

Known to me to be the person s who executed the foregoing instrument, and acknowledged the same to be THEIR free act and deed.

Robert M. Boss
Robert M. Boss
Notary Public WAYNE County, Michigan.
ACTING IN OAKLAND COUNTY

My Commission expires Jan. 25, 1959

RETURN TO
RICHARD H. TAYLOR
The Detroit Edison Company
2000 SECOND AVENUE
DETROIT 26, MICHIGAN

1/2, SE 1/4 SECT 22

RIGHT OF WAY FILE NO. 17463

Partial Release


1504

**Detroit
Edison**

REAL ESTATE AND RIGHTS OF WAY DEPARTMENT

Date: November 10, 1982

To: Elaine Ryan
Records Center
130 G.O.

From: Diane Francisco 
RE & R/W Coordination
448 G.O.

Subject: Partial Release of Right of Way,
SE $\frac{1}{4}$ of Section 22, Novi Township,
Oakland County, Michigan, Project
Number 1432

Attached for the Records Center are papers in connection with the above-mentioned subject.

A partial release was requested by Advanced Mobile Phone Service, Inc. on June 17, 1982.

The partial release was granted on October 29, 1982 to John F. and Lois L. Merlino, the present owners.

A \$200.00 document preparation fee was delivered to Cash Management on August 18, 1982 and credited to Work Order No. 766 AD 640.

Please incorporate these papers into Right of Way File Number 17465.

Approved by: Barbara A. Mention
Barbara A. Mention
Senior Coordination Specialist

DLF:mak

Attachments

cc: D. Barkley
R. W. Burk
A. L. Heitsch
J. A. Robertson

RECORDED RIGHTS OF WAY NO. 17465

PARTIAL RELEASE OF RIGHT OF WAY

THIS INSTRUMENT, made this 29 day of OCTOBER, 1982
A.D. 1982, between THE DETROIT EDISON COMPANY, a Michigan corporation,
of 2000 Second Avenue, Detroit, Michigan 48225, hereinafter referred to
as "EDISON", and JOHN F. MERLIANO and LOIS L. MERLIANO, husband and wife,
of 5755 Bajada, Atascadero, California 93423, hereinafter referred to
as "OWNER".

W I T N E S S E T H :

WHEREAS, on July 11, 1955, Charles Bodner and Joana Bodner,
husband and wife, granted to EDISON a Right of Way for the purpose of
constructing, operating, and maintaining its lines for the transmission
and distribution of electricity and Company communication facilities,
over, upon and across premises in the Township of Novi, Oakland County,
Michigan, described as:

A parcel of land described as part of the East 1/2
of the Southeast 1/4 of Section 22, T1N, R9E,
beginning at a point distant South 355.50 feet from
the East 1/4 corner; thence North 89°46'52" West
1340.25 feet, thence South 0°16'31" East 261 feet,
then South 89°50'42" East 1338.09 feet, thence
North 259.50 feet to beginning, Containing 8
Acres.

which Right of Way is recorded in Liber 3433, Page 22, Oakland County
Records; and

WHEREAS, OWNER purports to have title to certain premises in
the Township of Novi, Oakland County, Michigan, described as:

Land in the East 1/2 of the Southeast 1/4 of
Section 22, T1N, R9E, City of Novi, Oakland County,
Michigan, described as commencing at the East 1/4
corner of said Section; thence along the Section
line due South 355.50 feet; thence leaving said
Section line, North 89°46'52" West, 989.50 feet to
the Point of Beginning; Thence South 0°14'16"
East, 260.20 feet; thence North 89°48'57" West,
350.00 feet; thence North 0°14'16" west, 260.42
feet; thence South 89°46'52" East, 350.00 feet to
the Point of Beginning, containing 2.091 Acres.

and

WHEREAS, OWNER has requested that EDISON partially release
the above mentioned Right of Way as it applies to the above described
premises,

RECORDED IN LIBER 3433 PAGE 22
OAKLAND COUNTY RECORDS
NOV 19 1982
17465

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) and other valuable considerations, receipt of which is hereby acknowledged, EDISON does by these presents and subject to the conditions hereinafter stated, release, quit claim, and abandon unto OWNER, its successors, and assigns, all of the rights acquired by EDISON over land to which OWNER purports to have title, as stated under the aforementioned Right of Way Grant except as it may pertain to a strip of land consisting of the southerly twelve (12) feet of that portion located along and adjacent to the south property line of the following described property.

Land in the East 1/2 of the Southeast 1/4 of Section 22, T1N, R8E, City of Novi, Oakland County, Michigan, described as commencing at the East 1/4 corner of said Section; thence along the Section line due South 355.50 feet; thence leaving said Section line, North 89°46'52" West, 989.50 feet to the Point of Beginning; Thence South 0°14'16" East, 260.20 feet; thence North 89°48'57" West, 350.00 feet; thence North 0°14'16" West, 260.42 feet; thence South 89°46'52" East, 350.00 feet to the Point of Beginning, containing 2.091 Acres.

(1) Notwithstanding the terms and conditions contained in the aforementioned Right of Way Grant, this partial release is granted to, and receipt thereof is acknowledged by, OWNER upon the express condition that EDISON shall have the right to maintain, operate, repair, relocate, reconstruct, and reconductor its lines within said excepted portion and that no buildings or structures shall be placed within the premises which are excepted from this release, being that portion of said strip of land, 12 feet wide, as described above, without the prior written consent of EDISON. Furthermore, EDISON, shall have the right to trim or cut down any trees within said strip of land, 12 feet wide, which it deems could fall into its lines or interfere with the operation and maintenance thereof.

(2) EDISON shall also have the right to trim or cut down any trees situated within a strip of land 12 feet wide, on each side of said strip of land 12 feet wide, which in its opinion may interfere with or grow to the point of interferring with the maintenance and operation of its lines and towers constructed or to be constructed within said 12 foot wide easement.

RECORDED RIGHT OF WAY NO. 17465

California
STATE OF YU/YY/YY/YY)
) SS.
COUNTY OF San Luis Obispo

On this 29th day of October, 1982, before me the
subscriber, a Notary Public in and for said County, appeared JOHN F.
/proved to me on the basis of
FALJANO and ROSA L. MERILLO, husband and wife, YU/YY/YY/YY to be the
satisfactory evidence
persons described in and who executed the foregoing instrument, and
acknowledged that they executed the same as their free act and deed.

J. C. ...
Notary Public, California
x San Luis Obispo County, YU/YY/YY/YY
My Commission Expires: 4-21-86

STATE OF MICHIGAN)
) SS.
COUNTY OF Oakland)

On this 29th day of October, 1982, before me the
subscriber, a Notary Public in and for said County, appeared _____
Adelo Volpe, to me known, and who being
by me duly sworn did say ~~that~~ ^{he is} the Vice President and
_____ of the KAYROSE INVESTMENT COMPANY, a
Michigan corporation, to me known to be the persons described in and
who executed the foregoing instrument, and acknowledged that they
executed the same as their free act and deed.

Karen K. Kolke
Notary Public, Karen K. Kolke
Oakland County, Michigan
My Commission Expires: 8-18-86

RECORDED INSTRUMENT OF MAY NO. 17465
Partial Release

**Detroit
Edison**

2000 Second Avenue
Detroit, Michigan 48226
(313) 237-8000

August 13, 1982

Advanced Mobile Phone Service, Inc.
180 Mount Airy Road
P.O. Box 405
Basking Ridge, N.J. 07920

Re: Roadway over Detroit Easement in the SE¼ of Section 22,
Novi Twp., Oakland County.

Dear Mr. Propp:


Your request of June 17, 1982 has been thoroughly reviewed.

Normal vehicular traffic crossing under our pole line does not constitute any interference with the safe operation thereof. However, if your proposed use of the property will include the operation of large trucks or other equipment which will not safely pass beneath those lines, as they currently exist, you are hereby requested to contact this company's Oakland Division Service Planning (area Code 313 telephone number 645-4000). They will work with you to make any necessary adjustments to accommodate your intended use. This cost would have to be absorbed by Advanced Mobile Phone Service, Inc.

Since this company does not secure exclusive easements, no permit is required.

Thank you for your consideration in this matter.

Sincerely,


R. G. DuPont
Supervisor
Real Estate Services

DLF/tm

File

17465

Detroit
Edison

REAL ESTATE AND RIGHTS OF WAY DEPARTMENT

Date: August 18, 1982

To: Betty Galloway
845 W.C.B.

From: Diane Francisco
448 G.O.

Attached is Check No. 002211 dated August 13, 1982 in the amount of \$200.00 from Chicago Title and Trust Company in payment of document preparation fee. Please credit to account no. 766AD640.

DLF/tm

Attachment

File

AUG 18 1982

Received on _____ By: *J. Jones*

17465



CHICAGO TITLE AND TRUST COMPANY

710
Partial Release

RECORDED R. M. & T. WAY NO. 17465

AUG 13 82

NUMBER
002211

PAY...

AMOUNT

to the
order of

Detroit Edison

\$200.00

(14) CHICAGO TITLE & TRUST **2000000**

PAYABLE THROUGH

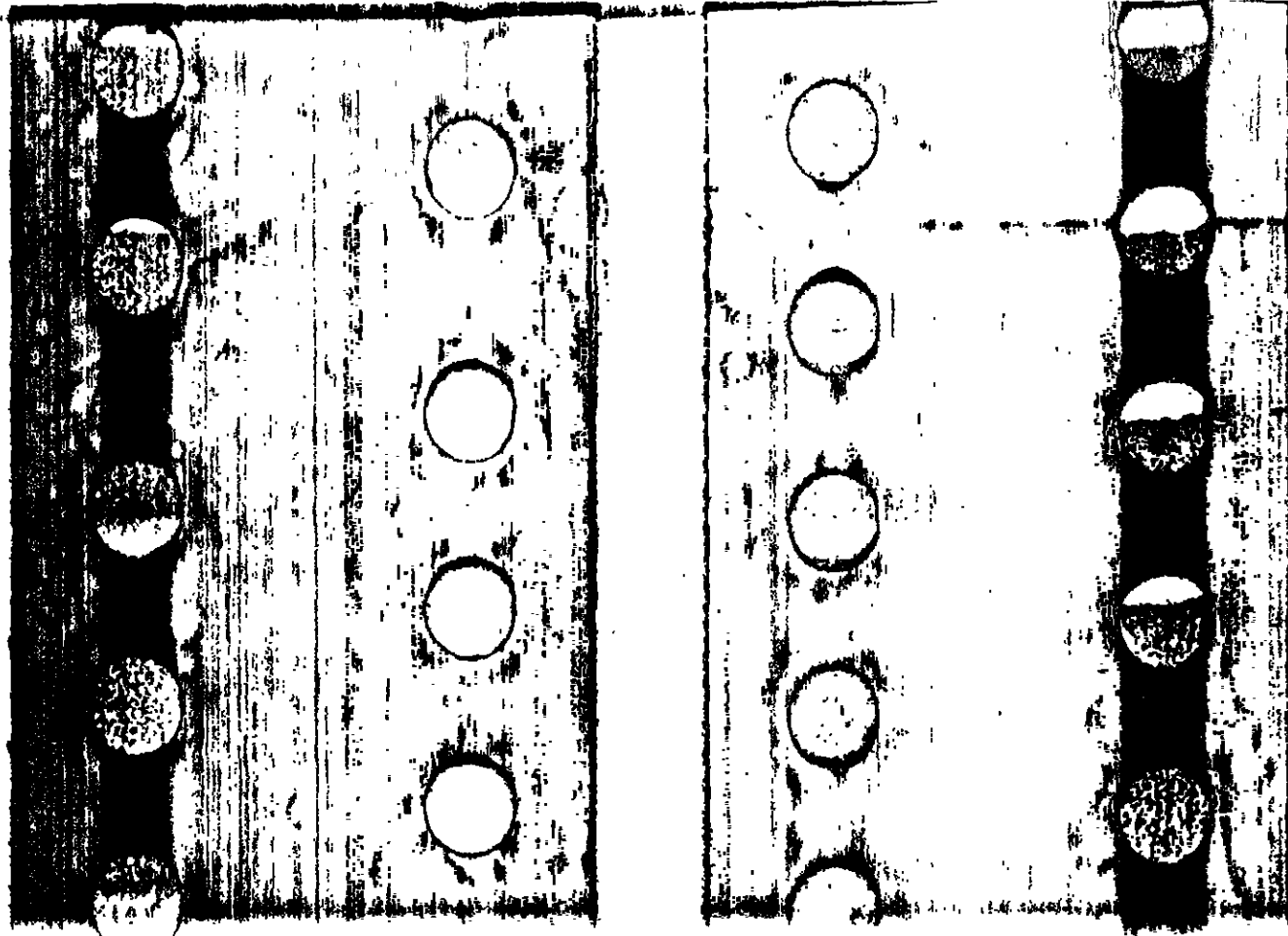
DET-DE

Document Preparation Fee for Release of Easement

CONTINENTAL ILLINOIS NATIONAL BANK AND TRUST CO. OF CHICAGO
F2252

Robert Schen

⑈00002211⑈ ⑈071000039⑈ 29⑈01072⑈



Detroit
Edison

TO
BAM
8.10.82

Date: August 6, 1982
To: R. G. DuPont
From: J. A. Robertson *J*
Subject: Partial Release of Recorded R/W (L 3433, P 22)
Southeast 1/4 of Section 22, Novi Township
Item #RØ 1432

We recommend that the recorded Right of Way be limited to the South 12 feet of that portion located along and adjacent to the South property line.

Also, we have no objections to the proposed roadway. Please be advised that if any poles or equipment are in the way of this roadway and relocation is necessary, payment for said relocation will be required.

JAR:klm

CC: File

RECORDED
INDEXED
17465

Detroit
Edison

Date: July 28, 1982

To: Diane Francisco
Real Estate Coordination Specialist

From: Robert E. Reynolds, Supervising Engineer
Equipment and Methods Section

Subject: Release of Pole Line Right-of-Way
SE $\frac{1}{4}$ of Section 22
Novi Township, Oakland County

RER

The attached inquiry from Douglas D. R. Propp, requesting a release of the pole line right-of-way in the SE $\frac{1}{4}$ of Section 22, Novi Township, as described on the attached permit, has been reviewed.

The Planning, Construction, and System Engineering Departments have no objections to granting this request. There are no transmission facilities at this location and the System Engineering Department has no present need for a right-of-way in this area.

The Oakland Division should be contacted for their comments and recommendations regarding this request.

Approved:

Walter J. Kaczor

W. J. Kaczor, Director
Stations Engineering Division

Approved:

R. L. Nugent

R. L. Nugent, Manager
Engineering and Construction

DB/cc
Attachments
CC: File R01432

RECORDED - 1982 JUL 29 10 14 65
17465
Official Release



ADVANCED MOBILE PHONE SERVICE, INC.

180 Mount Airy Road
P.O. Box 405
Basking Ridge, N.J. 07920
201-953-2200

June 17, 1982

RECEIVED

JUN 18 1982

**REAL ESTATE &
RIGHTS OF WAY
DEPARTMENT**

Mr. R. R. Tewksbury
Director Real Estate &
Right of Way
Detroit Edison
2500 Second Avenue
Room 406
Detroit, MI 48226

Dear Mr. Tewksbury:

Our Company is in the process of purchasing a parcel of property along Novi Road in S.E. 1/4, Section 22, T.I.N., R. 83, Oakland County. I am enclosing a copy of our survey for your information.

Our title report indicates that Detroit Edison has easements crossing our parcel in two locations. One location appears to be across our access easement approximately 350' west of Novi Road. The other location appears to be across the southern portion of our property. Neither of these easements, however, specifies width. I have also enclosed a copy of your original grant of easement from the public records.

We need your approval to cross your easement along Novi Road with vehicles and for utility purposes. The other easement along the southern portion of our property needs to be defined as to width. I would appreciate your expediting this matter since our closing is scheduled for July.

If you have any questions or would like clarification on this matter, please call me on (201) 953-2373.

Sincerely,

Douglas D. R. Propp
General Manager - Real Estate

Enclosures

RECORDED BY THE REC'D DEPT. OF REVENUE
1982 JUN 18 10 14 65
FBI/DOJ

- 6-22-82 - Called Mr. Propp and he's out of town until Thurs.
- 6-24-82 - Mr. Propp returned called and explained request.
- 6-24-82 - Assigned to DLF