

1-9  
13, 18, 19

Sale 9-48-X  
Item 1  
Control 63022, 63101  
Project 63-29  
Parcels 139, C-140, C-141,  
5, 8, 8A

LIBER 4401 PAGE 454

UTILITY EASEMENT BY DEPUTY STATE HIGHWAY COMMISSIONER

THIS INDENTURE, Made this 31st day of January, A.D. 19 63,  
between John C. Mackie as State Highway Commissioner of the State of Michigan,  
by Howard E. Hill, Deputy State Highway Commissioner of the State of Michigan,  
pursuant to Section 9.202 M.S.A., first party, and The Detroit Edison Company,  
a New York Corporation, 2000 Second Avenue, Detroit, 26, Michigan.

\_\_\_\_\_ second party.

WITNESSETH that first party for and in consideration of MUTUAL EXCHANGE OF  
REAL ESTATE and other valuable consideration to him 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, forever, the easement and  
right to freely enter in and upon lands in Sections 13, 18, and 19, T1N, R9E,  
Farmington Township, Oakland County, Michigan, to-wit:

All that part of the East 90.00 feet of the West 1/2 of the Southeast 1/4  
of Section 13, T1N, R9E, Novi Township, Oakland County, Michigan, which  
lies Northerly of a line 103.00 feet Northerly of (measured at right angles)  
and parallel to a line described as: beginning at a point on the Easterly  
line of said Section 13 which is North 01 deg. 48' 45" West, a distance of  
540.29 feet from the Southeast corner of said Section 13; thence Westerly  
along the arc of a 1909.86 foot radius curve to the right, a distance of  
580.59 feet (chord bearing South 87 deg. 47' 38" West), to the point of  
tangency of said curve; thence North 83 deg. 29' 50" West, a distance of  
1000.00 feet to a point of ending, also,  
A strip of land 75.00 feet in width in Sections 18 and 19, T1N, R9E,  
Farmington Township, Oakland County, Michigan, lying Easterly of and ad-  
jacent to a line described as: beginning at a point which is North 01 deg.  
48' 45" West along the West line of said Section 18, a distance of 350.00  
feet and North 88 deg. 11' 15" East, a distance of 99.50 feet from the  
Southwest corner of said Section 18; thence South 01 deg. 48' 45" East, a  
distance of 915.71 feet; thence South 65 deg. 56' 50" East, a distance of  
1600.00 feet to a point of ending, over and across the Southwest 1/4 of  
said Section 18 and the West 1/2 of the Northwest 1/4 of said Section 19  
and the West 45.00 feet of the East 1/2 of the Northwest 1/4 of said  
Section 19, which lies Southerly of a line 103.00 feet Southerly of  
(measured at right angles) and parallel to a line described as: beginning  
at a point on the West line of said Section 18, which is North 01 deg. 48'  
45" West, a distance of 337.37 feet from the Southwest corner of said  
Section 18; thence Easterly along the arc of a 3274.04 foot radius curve  
to the left, a distance of 200.00 feet to a point of ending (chord bearing  
North 86 deg. 32' 40" East).

RECORDED RIGHT OF WAY NO. 2

Novi Twp.  
Sec. 13; SE 1/4, W 1/2 of  
Farmington Twp.  
Sec. 18; SW 1/4 of  
Sec. 19; NW 1/4 of

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The Detroit Edison Company  
2000 SECOND AVENUE  
DETROIT 26, MICHIGAN

and to construct, operate, replace, repair and maintain thereon an electric transmission line or system in suitable structural form including accessories and appurtenances for the transmission of electric current for any purpose whatsoever, including the right to cut and trim trees and remove brush.

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.

It is mutually agreed and understood that if the lands described herein or any part thereof shall be needed by first party, his successors or assigns, for highway construction or improvement purposes, second party shall forthwith remove from such part of said lands so designated, all towers, poles, accessories, material, equipment, appurtenances or property of any kind, Provided, however, that first party shall provide alternate right of way of equal width at no cost to second party over lands now owned by him adjacent to the lands described herein, reserving to the first party, however, the right to designate the location of any alternate route.

The cost of relocating said facility, in the event it becomes necessary, shall be borne by the second party, its successors or assigns.

It is further agreed and understood that if the first party, his successors or assigns, declares excess and offers for sale any of the lands over which it is proposed to locate the aforementioned alternateroute, then, in that event, the contingent obligation to move property and equipment assumed herein by second party shall terminate, the conditions pertinent shall expire and the second party shall have full use and enjoyment of all rights conveyed herein in perpetuity.

The second party hereby acknowledges that the rights herein granted shall not be construed to include any right of direct access to the limited access highway adjoining the lands described herein.

RECORDED RIGHT OF WAY NO. 23385

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

Signed, Sealed, and Delivered in Presence of:

Carolyn K. Nama  
CAROLYN K. NAMA  
Rena L. Schueler  
RENA L. SCHUELER

JOHN C. MACKIE  
State Highway Commissioner of  
the State of Michigan

by Howard E. Hill

Howard E. Hill  
Deputy State Highway Commissioner  
of the State of Michigan

STATE OF MICHIGAN }  
COUNTY OF INGHAM } ss.

On this 31st day of January, A.D. 19 63,  
before me personally appeared Howard E. Hill to me known to be the  
same person described in and who executed the within instrument, who acknowledged the  
above conveyance to be his free act and deed on behalf of John C. Mackie  
State Highway Commissioner of the State of Michigan.

Wanda M. Pickett  
Notary Public Ingham County, Michigan  
Acting in Ingham County, Michigan  
My Commission Expires May 4 1963

WANDA M. PICKETT  
Notary Public, Ingham County, Mich.  
My Commission Expires May 4, 1963

RECORDED  
OAKLAND COUNTY MICHIGAN  
REGISTER OF DEEDS RECORDS

1963 FEB 21 PM 12 55

David M. ...

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The Detroit Edison Company  
2000 SECOND AVENUE  
DETROIT 26, MICHIGAN

RECORDED RIGHT OF WAY NO. 2388

THE DETROIT EDISON COMPANY

INTERDEPARTMENT CORRESPONDENCE

September 6, 1962

MEMORANDUM:

SUBJECT: Right of way across Michigan State Highway Department's excess property in Sections 18 and 19, Farmington Township, Oakland County, Michigan.

The original route of the Sunset-Hancock 120-KV tower line crossed highway I-96 property about one-quarter mile west of Haggerty Road. Discussions with the State Highway Department indicated that they would not be able to grant us a right of way at this location within the next two years. They suggested we consider an alternate route.

We moved the proposed right of way to a location one-quarter mile east of Haggerty Road. At this location, it would be necessary to cross approximately one-half mile of a land-locked 200-acre parcel of State Highway Department excess land. The Highway Department indicated verbally that they would be agreeable to exchanging the right of way we were seeking for some land which would provide them access to the 200 acres.

Through Rolfe H. Smith, Realtor, we negotiated an option to purchase Lot 20 of Indianbrook Subdivision, Farmington Township, for \$2,650.00 in order to provide the ingress and egress to the Highway Department lands.

The Highway Department advised me that they will soon have the necessary clearances to permit them to proceed with the exchange.

May I have your approval to proceed with this proposed transaction.



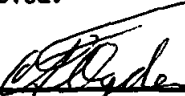
Robert R. Tewksbury  
Real Estate Representative  
Real Estate and Rights of Way Dept.

Approved:



M. Pease, Assistant Vice President

Approved:



C. F. Ogden, Vice President

RRT/mt

RECORDED RIGHT OF WAY NO. 23385