

Detroit Edison

LIBER 10069 92
Real Estate and Rights of Way
**Underground
Right of Way Agreement**

87 157932

July 10, 19 87

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 Novi, County of Oakland, State of Michigan, further described as:

Parcel 1

Land in the Northwest 1/4 of Section 23, T1N., R8E., City of Novi, Oakland County, Michigan, described as commencing at the northwest corner of said Section 23; th along the North section line, N 87°28'51" E, 936.65' to the point of beginning; th continuing N 87°28'51" E, 271.90'; th leaving said section line, S 4°42'26" W, 33.27' th S 87°28'51" W, 277.28'; th N 13°38'41" E, 34.37' to the point of beginning, containing 0.207 acre and subject to the rights of the public and of any governmental unit in any part of the land taken, used or deeded for road or highway purposes, and also subject to easements and restrictions of record, if any.

#(3)

22-14351-054
22-23-101-008
-007

DEED 2

A#36 REG/DEEDS PAID
0001 AUG.19'87 11:17AM
1600 MISC 15.00

RECORDED RIGHT OF WAY NO. 37463

as shown on the attached drawing U1-2-3400 which is made a part hereof.

The right of way is Ten (10') feet in width.

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.

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.

15-

Witnesses:

Grantors:

Andrew G. Tracy
ANDREW G. TRACY

Wolverine IV Limited Partnership,
A Texas Limited Partnership
By: Timothy W. Barrett
Timothy W. Barrett
A Managing General Partner

Omer V. Racine
OMER V. RACINE

FILED AS TO FORM 8-642 DATE
LEGAL DEPARTMENT [Signature]

Prepared by: Omer V. Racine
The Detroit Edison Company
30400 Telegraph Road, #264
Birmingham, MI 48010

Address: 7071 Orchard Lake Road, Suite #215
West Bloomfield, MI 48033

STATE OF MICHIGAN) SS
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 10 day of July, 1987, by Timothy W. Barrett, a managing general partner of Wolverine IV Limited Partnership, a Texas Limited Partnership, on behalf of the partnership.

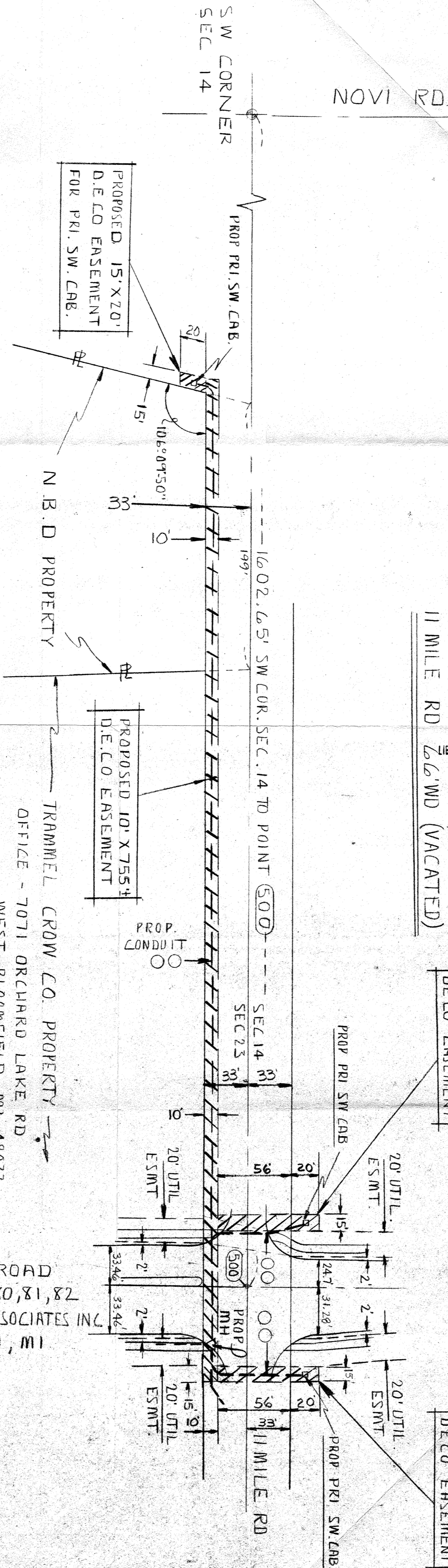
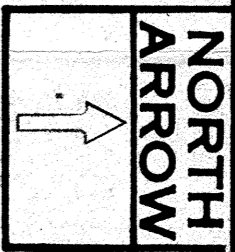
My Commission Expires: 1/2/90

Barbara J. Castrodale

Notary Public, Wayne County, Michigan

BARBARA J. CASTRODALE
Notary Public, Wayne County, MI
My Commission Expires Jan. 2, 1990
Acting in Oakland County, MI

RECORDED RIGHT OF WAY NO. 37463



NOTE:

REFER TO CONSTRUCTION DRAWINGS

1. SITE PLANS - JOB 85068 BY PROFESSIONAL ENGINEERING ASSOCIATES 950 N. HUNTER BIRMINGHAM
2. PROPOSED ROAD - S.A.D. 79, 80, 81, 82 JOB N1130 BY JCK AND ASSOCIATES, INC. 9215 DIXIE HWY CLARKSTON, MI.
3. PROPOSED CONDUIT BY DETROIT EDISON CO JOB 86-072 - 2000 3RD ROOM 5205B - DETROIT

RECORDED R/W FILE NO. **R 37463**

968 10069 69001
 J. D. McDONALD
 THE DETROIT EDISON COMPANY
 30400 TELEGRAPH ROAD, 264 OAKDH
 BIRMINGHAM, MICHIGAN 48010

PART OF SW 1/4 SEC 14 AND N.W 1/4 SEC 23 - NOVI TP. T22N, R8E

FOR R/W USE ONLY

JOB # 86-072
 OFW 6JASAB/H04

NOTE REVISIONS: RETURN TO UNDERGROUND LINES DEPT. ALL PRINTS MADE PREVIOUS TO LATEST REVISION	REFERENCE	DATE	BY	APPROVED	USE DIMENSIONS ONLY
		REVISED 9-4-82	RAJ		
		9-16-86			
NOVI TOWN CENTER PROPOSED DECO EASEMENTS CITY OF NOVI OAKLAND CO			THE DETROIT EDISON COMPANY TRANSMISSION AND DISTRIBUTION DEPT. DETROIT, MICH. SCALE NONE PRINTED		
			L11-2-3400		