

Detroit Edison

Real Estate and Rights of Way  
Overhead and Underground  
Right of Way Agreement

140.7  
OCT 16 1986  
87174466

LIBER 10109 PAGE 009

November 25, 1986

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 overhead and underground line facilities consisting of poles, guys, anchors, conduits, wires, cables, manholes, transformers and accessories required to provide electric service in, under, upon, over and across property located in the City of Novi, County of Oakland, State of Michigan, further described as:

The easterly 12 feet of the westerly 36 feet of the following described property:  
A part of the southeast 1/4 of Section 36, Town 1 North, Range 8 East, City of Novi, Oakland County, Michigan; more particularly described as commencing at the southeast corner of said Section 36; thence South 37°20'09" West 1680.38 feet, along the South line of said Section 36 and the centerline of Eight Mile Road; thence North 3°24'04" West 60.01 feet to the northerly line of said Eight Mile Road and the point of beginning; thence North 3°24'04" West 354.95 feet, thence North 86°35'56" East 284.94 feet to the westerly line of Orchard Hill Road (60 feet wide) thence the following bearings and distances along the westerly line of said Orchard Hill Road; thence 105.62 feet along a curve to the left said curve having a radius of 499.30 feet, a central angle of 12°07'12" and a chord bearing and distance of South 4°14'23" West 105.42 feet, thence South 1°49'13" East 23.52 feet, thence South 0°22'19" West 130.61 feet, then South 01°49'13" East 100.00 feet, along the westerly line of said Orchard Hill Road, to the northerly line of said Eight Mile Road (60.00 feet 1/2 right-of-way); thence South 87°20'09" West 258.94 feet, along the northerly line of said Eight Mile Road to the point of beginning.

Sidwell ~~22-36-400-025~~

nka Orchard Hill Place Condo DCCP#434  
22-36-477-000

as shown on the attached drawing #8306 which is made a part hereof.

The right of way is (12') Twelve feet in width.

#36 REG/DEEDS PAID  
0001 SEP.15.87 02:12PM  
6763 MISC 13.00

The rights hereby granted include the right of access to and from the right 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 employees, 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.

Witnesses:

Grantors:

Linda R. Slemer  
Linda R. Slemer  
Joan B. Pascouau  
Joan B. Pascouau

LAND INVESTMENT PARTNERSHIP  
A Michigan Co-Partnership One

By: Samelson, Inc.  
A Michigan Corporation, Gen. Partner

X Paul  
By: Randon A. Samelson, President

APPROVED AS TO FORM 1-20-87 DATE  
LEGAL DEPARTMENT J.R. Lopack

Prepared by:  
Stuart Chipman  
The Detroit Edison Company  
30400 Telegraph, Suite 264  
Birmingham, Michigan 48010  
DecoD

Address: 2100 N. Woodward, Suite 180  
Bloomfield, Michigan 48013

RECORDED RIGHT OF WAY NO. 376000

OCT 16 1986

Acknowledgement - Partnership

State of Michigan

County of Oakland ) SS.

On this 25th day of November, 1986, the foregoing instrument was acknowledged before me, a notary public in and for said county, by LAND INVESTMENT PARTNERSHIP, by Samelson, Inc., a Michigan corporation, its \_\_\_\_\_, (a) general/~~managing~~ partner(s), on behalf of Randon A. Samelson, its President ~~at partnership.~~

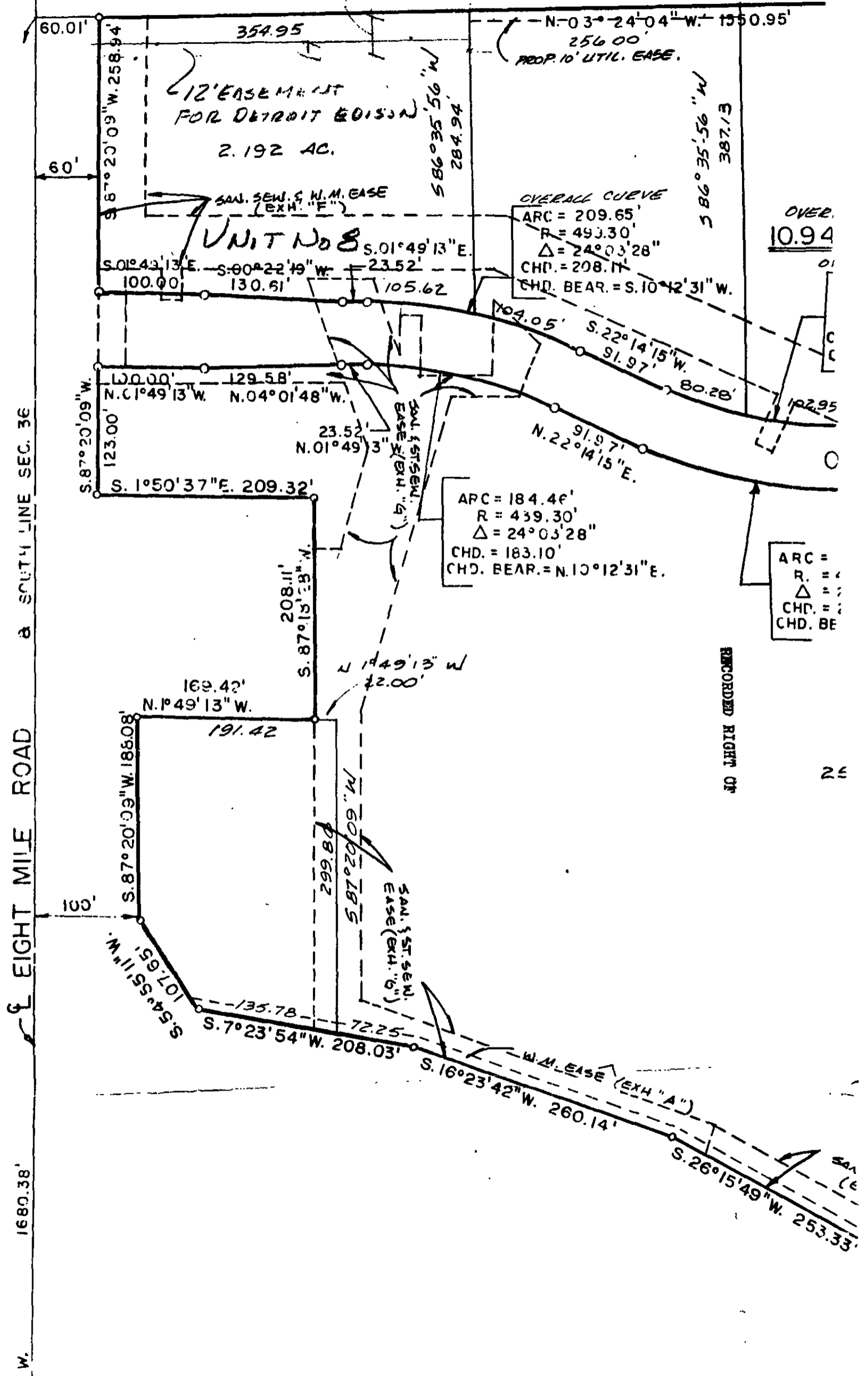
My Commission Expires: 12/13/87

Joan B. Pascouau  
Joan B. Pascouau  
Notary Public, Oakland County, Michigan

RECORDED RIGHT OF WAY NO. 37680

11/19/86

LIBER 10109 'AG' 010



12' EASEMENT  
FOR DETROIT EDISON  
2.192 AC.

UNIT NO 8

OVERALL CURVE

ARC = 209.65'  
R = 493.30'  
Δ = 24° 03' 28"  
CHD. = 208.11'  
CHD. BEAR. = S. 10° 42' 31" W.

OVER.  
10.94

ARC = 184.46'  
R = 439.30'  
Δ = 24° 03' 28"  
CHD. = 183.10'  
CHD. BEAR. = N. 10° 12' 31" E.

ARC =  
R =  
Δ =  
CHD. =  
CHD. BE

RECORDED RIGHT OF

25

EIGHT MILE ROAD & SOUTH LINE SEC. 36

1680.38'