

RELEASE OF RIGHT OF WAY

THIS INDENTURE, made this 27th day of June, 1972, between THE DETROIT EDISON COMPANY, a corporation organized and existing concurrently under the laws of the states of Michigan and New York, of 2000 Second Avenue, Detroit, Michigan 48226, hereinafter referred to as "EDISON", and THE CHESAPEAKE & OHIO RAILWAY COMPANY, a Virginia corporation, whose post office address is One Northland Plaza, 20755 Greenfield Road, Southfield, Michigan 48075, hereinafter referred to as "RAILWAY."

W I T N E S S E T H:

WHEREAS, on May 11, 1923, Martha Furman granted to EDISON a Right of Way for the purpose of constructing, operating and maintaining its lines for electric light and power over and upon premises in the Township of Novi, Oakland County, Michigan, described as:

The South 1/2 of the Northwest 1/4 of Section 5 which Right of Way is recorded in Liber 5, Page 96, Oakland County Records, and

WHEREAS, RAILWAY purports to have succeeded to the title of the premises described above, and

WHEREAS, RAILWAY has requested that EDISON release the said Right of Way Grant dated May 11, 1923, and EDISON is willing to do so.

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, expressly release, quit claim and abandon unto RAILWAY, their successors and assigns, all of the rights acquired by it by virtue of the aforementioned Right of Way Grant dated May 11, 1923.

IN WITNESS WHEREOF, EDISON has caused these presents to be signed in its name by its duly authorized officers on the day and year first above written.

|          |         |
|----------|---------|
| RECORDED | 7-20-72 |
| LIBER    | 5908    |
| PAGE     | 786     |
| R/W #    |         |

In the Presence of:

C. George Williams  
C. GEORGE WILLIAMS  
Irene C. Kata  
IRENE C. KATA

THE DETROIT EDISON COMPANY

By R. W. Lundgren R. W. LUNDGREN  
VICE PRESIDENT  
By Lillian J. H. Carroll  
LILLIAN J. H. CARROLL ASST. SECRETARY

STATE OF MICHIGAN )  
                          ) SS.  
COUNTY OF WAYNE )

On this 27th day of June, 1972, before me the subscriber, a Notary Public in and for said County, personally appeared R. W. Lundgren and Lillian J.H. Carroll, to me known, who being by me duly sworn did say they are the Vice President and an Assistant Secretary of THE DETROIT EDISON COMPANY, a corporation organized and existing concurrently under the laws of the states of Michigan and New York, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed in behalf of said corporation by authority of its Board of Directors, and R. W. Lundgren and Lillian J.H. Carroll acknowledged said instrument to be the free act and deed of said corporation.

Irene C. Kata  
IRENE C. KATA  
Notary Public, Wayne County, Michigan  
My Commission Expires May 14, 1976

PREPARED BY: **Thomas P. Beagen**  
2000 Second Avenue  
Detroit, Michigan 48226

|      |                 |
|------|-----------------|
| STAG | RECORDS         |
|      | WAY             |
|      | DIVISION OF TAX |
|      | WAY 23 1972     |
|      | RECORDS         |
|      | RECORDS         |

RECORDED 7-20 72  
LIBER 5908  
PAGE 787  
R/W #

RECORDED RIGHT OF WAY NO. 1770 Cancelled

INTERDEPARTMENT CORRESPONDENCE

SYSTEM ENGINEERING DEPARTMENT

April 24, 1972

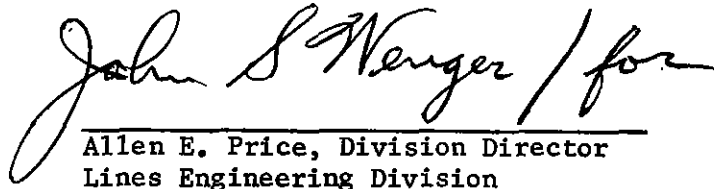
MEMORANDUM TO:

Mr. I. W. Gamble, Supervisor  
Real Estate and Rights of Way Department  
302 General Offices

Attention: Mr. George Williams

Subject: Releasing our Tower Line Easement  
No. 4770. In exchange they are proposing  
to grant us consideration and easements  
as described in Parcel No. 1 and Parcel 2  
on grant of easement. Section 5, Novi Township,  
Oakland County, Michigan

The Transmission Projects Section of the System Engineering Department has reviewed your request and find that the easement descriptions have been confirmed by the Surveying group. The terms and conditions have been approved by the T&D Department. The agreement is therefore satisfactory.

  
Allen E. Price, Division Director  
Lines Engineering Division

ESZ/olw

cc: File

RECORDED RIGHT OF WAY NO. 4770

**REQUEST FOR CHECK**  
DE FORM TR 3 3-69

THE DETROIT EDISON COMPANY

INVOICE NO **Nº 54786**

|  |  |
|--|--|
| PAY TO (NAME AND ADDRESS INCL ZIP CODE):<br><br><b>THE CHESAPEAKE AND OHIO RAILWAY COMPANY</b><br>Real Estate Development Department<br>One Northland Plaza<br>20755 Greenfield Road<br>Southfield, Michigan 48075 | DATE OF REQUEST<br><b>6-21-72</b>      |
|  | REQUESTED CHECK DATE<br><b>6-26-72</b> |
|  | CONTRACT NO                            |

STATE WHAT PAYMENT IS FOR (ATTACH COPY IF REQUIRED BY PAYEE)  
  
**Grant of easement for Two 120-KV lines from Chesapeake and Ohio Railway to Detroit Edison at Wixom, Michigan. (Novi Township, Oakland County)**

|                       |                      |
|-----------------------|----------------------|
| VENDOR CODE           |                      |
| TAX CODE              | USE/SALES TAX OR F/A |
| DISC CODE             | CASH DISCOUNT AMT    |
| FREIGHT               | ADD'L CHG            |
| ADDITIONAL CHARGE AMT | ADDED                |

| ACCOUNT NAME | ITEM | WORK ORDER   | AMOUNT       |
|--------------|------|--------------|--------------|
|              | 01   | 767 AC 648   | \$3,500.00   |
|              | 02   |              | 0.2* N-11259 |
|              | 03   |              |              |
|              | 04   |              |              |
|              |      | TOTAL AMOUNT | \$3,500.00   |

|  |                                 |
|--|---------------------------------|
| PREPARED BY<br><b>GW:dmk</b> <i>I. W. Gamble</i> | APPROVED<br><i>W. C. Arnold</i> |
| APPROVED FOR PAYMENT                             | AUDITED                         |

CHECK TO BE MAILED  SEND CHECK TO **I. W. Gamble, 302 GQ**

# CROSS REFERENCE

NAME OR SUBJECT RECORDED RIGHT OF WAY NO. 4770 FILE NO.

REGARDING Indenture of Release (5931/249), Bankers DATE  
Trust Company to The Detroit Edison Company,  
covering release of right-of-way in Novi  
Township. 8-8-72

## SEE

NAME OR SUBJECT MORTGAGE - GENERAL AND REFUNDING FILE NO.  
Release from Lien of Mortgage  
Release No. 268

INTERDEPARTMENT CORRESPONDENCE

PLANT ACCOUNTING DEPARTMENT

June 22, 1972

Memorandum to:

Mr. R. Cunningham  
310 General Offices

The Board of Directors at a meeting held on June 19, 1972 passed resolutions to release the following rights of way.

| <u>R/W No.</u>            | <u>Location</u>  | <u>Parcel</u> |
|---------------------------|------------------|---------------|
| 1. 25086                  | City of Westland | Mart Parcel   |
| 2. 4770                   | Nevi Township    | C & O Parcel  |
| 3. 12274                  | Lodi Township    | Weber Parcel  |
| 4. <del>27814</del> 12278 | Lodi Township    | Alber Parcel  |

*[Handwritten signature]*

AH/js

cc: Mr. T. Beagan ✓

|                       |
|-----------------------|
| <b>RECORDS CENTER</b> |
| RECEIVED AUG 18 72    |
| TICKLER MADE          |
| CLASSIFIED            |

RECORDED RIGHT OF WAY NO. 4770 Canceled



THE CHESAPEAKE AND OHIO RAILWAY COMPANY

REAL ESTATE DEVELOPMENT DEPARTMENT  
ONE NORTHLAND PLAZA  
20755 GREENFIELD ROAD  
SOUTHFIELD, MICHIGAN 48075  
TELEPHONE (313) 444-5250

H R HARMS  
MANAGER REAL ESTATE

July 27, 1972

File 2725 M-g

Mr. Ivan Gamble  
The Detroit Edison Company  
2000 Second Avenue  
Detroit, Michigan 48226

Dear Mr. Gamble:

This will acknowledge receipt of and thank you for your letter, dated July 26, 1972, enclosing Edison's check No. N 11259 in the amount of \$3,500, and recorded release of easement.

We are pleased to enclose original executed counterpart of Grant of Easement, dated June 13, 1972, from C&O to Edison in two parcels of land in Wixom, Michigan, containing an aggregate area of 5.035 acres<sup>±</sup>.

Please acknowledge receipt of the easement by signing and returning the copy of this letter.

Yours very truly,

Enclosure

RECEIPT ACKNOWLEDGED:

THE DETROIT EDISON COMPANY

By Ivan W. Gamble  
IVAN W. GAMBLE

Date JUL 28 1972

RECORDED FILED IN BOX NO. 4770