

Novi Top

OVERHEAD AND UNDERGROUND EASEMENT (RIGHT OF WAY) NO. R-9503057-01R

On 9/26/95, 1995, for the consideration of system betterment, Grantor grants to Grantee a permanent overhead and underground easement ("Right of Way") in, on and across a part of Grantor's Land called the "Right of Way Area".

"Grantor" is:

ERICAR Co., a Michigan Co-Partnership, 6960 Orchard Lake Road, Suite 100, West Bloomfield, Michigan 48322

"Grantee" is:

The Detroit Edison Company, a Michigan corporation, 2000 Second Avenue, Detroit, Michigan 48226

"Grantor's Land" is in The City of Novi, Oakland County, described as:

T1N, R8E, Sec 24, Oakland County Condominium Plan No 677 Novi Technology Center Unit 1 L 11428 P 233 6-26-90 FR 009. Sidwell No. ~~(22-54-251-018)~~ 22-24-251-018 9600677

The "Right of Way Area" is a part of Grantor's Land and is described as:

As shown on the attached Detroit Edison Company Drawing # R-9503057-01R, Dated September 7, 1995. Width of Right of Way is ten (10) feet.

1. **Purpose:** The purpose of this Right of Way is to construct, reconstruct, modify, add to, operate and maintain overhead and underground utility line facilities consisting of poles, guys, anchors, wires, manholes, conduits, pipes, cables, transformers and accessories.
2. **Access:** Grantee has the right of access to and from the Right of Way Area.
3. **Buildings or other Permanent Structures:** No buildings or other permanent structures shall be placed in the Right of Way Area without Grantee's prior written consent.
4. **Excavation:** As required by Public Act 53 of 1974, MISS DIG must be called on 1-800-482-7171 before anyone excavates in the Right of Way Area.
5. **Trees, Bushes, Branches, Roots, Structures and Fences:** Grantee may trim, cut down, remove or otherwise control any trees, bushes, branches and roots in the Right of Way Area (or that could grow into the Right of Way Area) and remove structures and fences in the Right of Way Area that Grantee believes could interfere with the safe and reliable construction, operation and maintenance of Grantee's facilities. No trees, plant life, structures and fences shall be planted, grown or installed within 8 feet of the front door and within 2 feet of the other sides of transformers and switching cabinet enclosures. Grantee shall not be responsible to Grantor for damages to or removal of trees, plant life, structures and fences placed in front of transformer doors.
6. **Restoration:** If Grantee's employees, contractors, vehicles or equipment damage Grantor's Land while entering Grantor's Land for the purposes stated in this Right of Way, then Grantee shall restore Grantor's Land as nearly as can be to its original condition.
7. **Successors:** This Right of Way runs with the land and binds and benefits Grantor's and Grantee's successors, lessees, licenses and assigns.

47990

Witnesses:(type or print name below signature)

Sara Keidan
Sara Keidan

Jeffrey Rosenbaum
Jeffrey Rosenbaum

Grantor:(type or print name below signature)

ERICAR Co., a Michigan Co-Partnership

BY: *Harvey Kleiman*
Harvey Kleiman

ITS: Partner \$ 9.00 MISCELLANEOUS RECORDING
\$ 2.00 REMONUMENTATION

18 OCT 95 12:07 P.M. RECEIPT# 1498

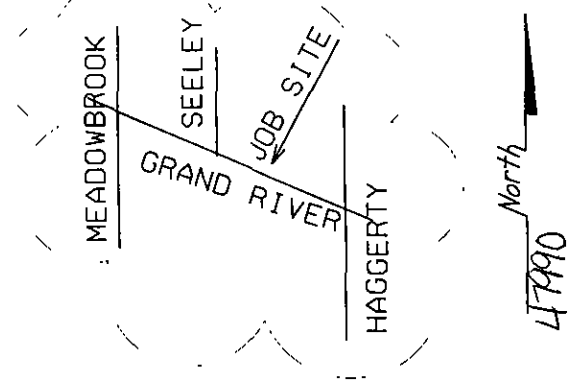
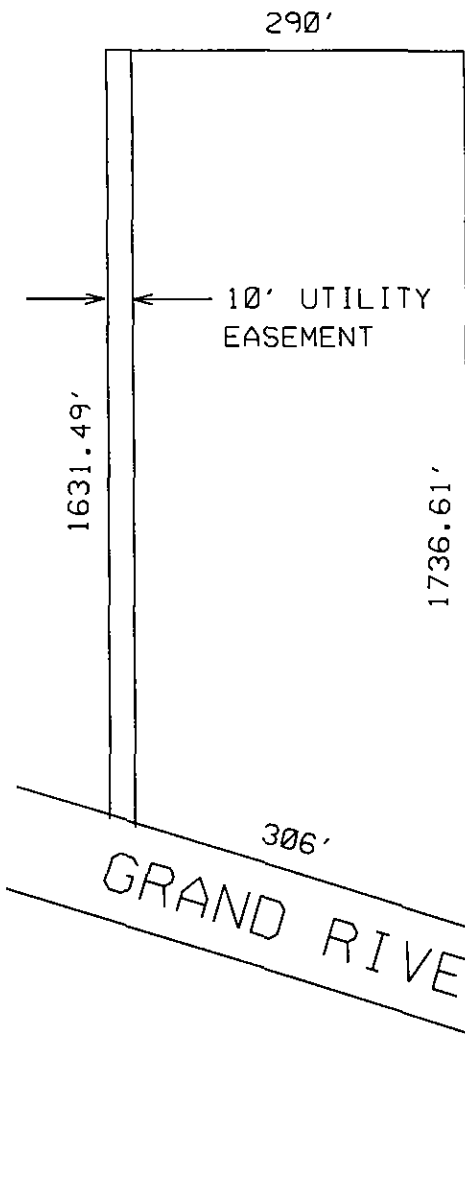
PAID RECORDED - OAKLAND COUNTY
LYNN ALLEN, CLERK REGISTERED

Acknowledged before me in Wayne County, Michigan, on 9/26/95 by Harvey Kleiman the PARTNER of ERICAR Co., a Michigan Co-Partnership, for the Co-Partnership.

Notary's Stamp BERNICE M. BOULEY Notary Public, Wayne County, MI Notary's Signature *Bernice M. Bouley*
(Notary's name, county and date commission expires) 11/1/99

O.K. -S.K.

LISEP-15753pc027



OWNER:
 HARVEY KLEIMAN &
 AILEEN KLEIMAN, HIS WIFE
 23060 BITTERSWEET LANE
 SOUTHFIELD, MICH 48034
 PHONE: 810-851-9444
 SIDWELL NO. 22-24-251-009

NOTE: A 10' WIDE UTILITY EASEMENT IS REQ'D FOR THE ENTIRE LENGTH OF THE WEST PROPERTY LINE OF SAID PROPERTY FOR THE PURPOSE OF INSTALLING DETROIT EDISON EQUIPMENT INCLUDING OVERHEAD WIRES, UTILITY POLES AND UNDERGROUND CABLE AND PAD MOUNTED TRANSFORMERS TO SERVICE CUSTOMERS AT 40000 GRAND RIVER

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH		PERMITS TO:	
BY	JERRY WITALEC	RECORD CENTER	_____
DATE	09-07-95	R/W FILES	_____
DATE WANTED	09-20-95	MBT	_____
DISTRICT FIELDMAN	_____	ORIGINATOR	_____
		TOTAL	_____

JP- 9503057

<p>LEGEND</p> <ul style="list-style-type: none"> ○ EXIST. 36.00' POLE ● PROPOSED POLE ○ FOREIGN POLE ⌵ EXIST. ANCHOR ← PROPOSED ANCHOR ○ TREE ----- 120/240 V. LINE ===== 1800 V. TNF ----- 7,200 V. LINE ===== 40,000 V. LCN. 	THE DETROIT EDISON COMPANY SERVICE PLANNING DEPARTMENT			
	CITY OF TWP.	COUNTY	TWP SEC. QTR	DEPT. ORDER NO.
	NOVI	OAKLAND	24 .5	
	MAP SECT.	TOWNSHIP	RANGE	JOINT R/W REQ'D
	1-238-354,356	1N	8E	NO
	PROJECT NAME	TEL. ENGR. & DIST.		R/W NO.
	NOVI TECH CTR			R-9503057-01R
	TOWNSHIP	SERVICE CENTER	COMP. CODE	MAILING CITY
NOV	NHS			
CIRCUIT			O.F.W.	
D.C. 9015 AKRON				
REASON			BUDGET ITEM NO.	
UG EASEMENT REQ'D				
PLANNER	SCALE		DATE	
J. WITALEC X185-3920	NTS'		09-07-95	