

WAY FILE No. 9110
Date March 26th 1934

RIGHT OF WAY FILE No. 9110

RIGHT OF WAY FILE No. 9110

IN CONSIDERATION of the sum of One Dollar (\$1.00) and other valuable considerations receipt of which is hereby acknowledged all hereby grant permission to THE DETROIT EDISON COMPANY its successors and assigns, to construct, operate and maintain during its corporate life, its lines for electric light and power, including the necessary poles, fixtures, guys and guy stubs, wires and equipment, and including also the right to trim or cut any trees along said lines, so as to keep the wires clear by at least eight feet, upon, over and across all property located in Township of Novi County of Oakland State of Michigan, and described as follows: The north thirty acres of the south fifty acres of the Northwest quarter of Section 14, T. 14, R. 8 E.

The route of the lines shall be as follows: In a northerly and southerly direction across said land approximately 165 feet east of and parallel to the highway at west side of said land.

The Company shall reimburse us for all damage to growing crops, buildings or fences, caused by its men and teams and trucks in entering said property from time to time for the purposes set forth herein. Upon thirty days written notice, the Company shall make such changes and alterations in the said lines as shall be necessary at the time to avoid interference with any improvements or buildings in course of erection on said property.

Witness: Walter Hicks

(Signed) Louis Fiesor
Teresa Fiesor
The Farmington State Savings Bank
Julius Lengyel

(Accepted) Attorney in Fact For Steve Lengyel
THE DETROIT EDISON COMPANY
By Sam Sander VICE-PRESIDENT

REFERRED TO
RECEIVED
SUPERVISOR OF UTILITIES
STATE OF MICHIGAN
COUNTY OF Oakland
On this Twenty-sixth day of March A. D. 1934
before the undersigned, a notary public in and for said county, personally appeared Louis Fiesor and Teresa Fiesor, his wife.

known to me to be the person who executed the foregoing instrument and acknowledged the same to be their free act and deed.
Notary Public, Wayne County, Michigan
Acting in Oakland County

GENERAL FILES
RECEIVED: March 16th 1935
FILED: Right of Way File

STATE OF MICHIGAN)
(S.S.
County of Oakland)

On this 18th day of July, A.D. 1934, before the undersigned, a notary public in and for said county, personally appeared H. C. Knickerbocker, Receiver for Farmington State Savings Bank, known to me to be the person who executed the foregoing instrument and acknowledged the same to be his free act and deed.

My commission expires March 16, 1935.

Sumner S. Holden
Notary Public, Wayne County
Michigan.
Acting in Oakland County.

1257

RETURN TO
THOMAS L. HINKS
200 Second Avenue
DETROIT, MICH.

STATE OF MICHIGAN)
(S.S.
County of Wayne)

On this 23rd day of July, A.D. 1934, before the undersigned a notary public in and for said county, personally appeared Julius Lengyel, Attorney in Fact for Steve Lengyel, known to me to be the person who executed the foregoing instrument and acknowledged the same to be his free act and deed.

My Commission expires March 16, 1935.

Sumner S. Holden
Notary Public, Wayne County
Michigan.

14874
1-8
Dec. 14
Right of Way
Louis Fieser et al
to
Detroit Edison Company

Register's Office
Oakland County
This instrument was received for record
JUG 8 1934 at 4:30 o'clock P.M.
and recorded in Liber 41
of *Henry T. McLaughlin* on page 552-3
Register

CROSS REFERENCE

NAME OR SUBJECT RECORDED RIGHT OF WAY NO. 9116 FILE NO.

REGARDING

Indenture of Release (7311/775), Bankers
Trust Company to The Detroit Edison
Company, covering release of right-of-
way in Novi Township

DATE

6-30-68

SEE

NAME OR SUBJECT

MORTGAGES - GENERAL AND REFUNDING

Release from Line of Mortgage

Release No. 334

FILE NO.



REAL ESTATE AND RIGHTS OF WAY DEPARTMENT

Date: October 26, 1978

To: Elaine Ryan
Records Center
130 G. O.

From: L. G. Sundstrom/
RE & R/W Coordinator
630 W.C.B.

Subject: Release of Rights of Way Permits Nos. 9106, 9107,
9108, 9109, 9110, 12193 and 12195-Section 14, Novi
Township, Oakland County, Michigan Item #7-9-6B-B.

Additional Correspondence see: R/W # 9106

Attached for the Records Center are papers related to the above releases.

Please add these papers to the appropriate right of way file.

BAM/am

Attachments

cc: L. J. Haycock
L. P. Lucas
J. A. Robertson
R. L. Schulz
J. S. Wenger

9110

Date: March 3, 1978
To: L. G. Sundstrom
From: J. A. Robertson *J*
Subject: Twelve Oaks Mall - Section 14, Novi Twp., Oakland County
Item 7-9-6B-B

We have no objections to the release of the R/W permits numbered 9106, 9107, 9108, 9109, 9110, 12193 and 12195.

Please be advised that these are the only right-of-way permits that can be released at this time.

JAR/ljs
CC: File

9110

THE SYSTEM ENGINEERING DEPARTMENT HAS STATED THAT THEY HAVE NO INTEREST IN THE ABOVE DESCRIBED RIGHTS OF WAY.



Dayton Hudson Properties

777 Nicollet Mall - Minneapolis, Minnesota 55402
612-370-6803

January 27, 1978

Mr. Richard A. Gloger
RE & R/W Coordination
Detroit Edison
2000 Second Avenue
Detroit, Michigan 48226

Re: SCI - Novi

Dear Rick:

Following our telephone conversation a couple of days ago, I have once again reviewed all the material I had furnished to you in the past, and have attempted to update that information to more nearly correspond to our present property ownership situation. Accordingly, I have had a new Exhibit "A" prepared for attachment to the Quit Claim and Release form I sent to you previously. Please substitute the enclosure for the Exhibit "A" presently attached to that form.

Also enclosed is a revised drawing of our Novi property. That portion of it described in Exhibit "A" is outlined in red, and the easement and right-of-way rights over our property that are not to be released at this time are shown in yellow. The map also shows an existing Detroit Edison Easement fronting on Meadowbrook Road, which is located outside the area described in Exhibit "A".

If you compare the attached drawing with the one previously sent to you, you will notice that the current map shows somewhat less property within the red line. The reason for this is that we have deeded some of the property of the Center for roadway purposes. The first deed, granted to the Oakland County Board of Highway Commissioners, covers a 60 foot wide strip of land along Twelve Mile Road and along the eastern R.O.W. line of Novi Road, beginning at a red line drawn on the map entitled "County/State Taking" and continuing north to a point which is about 375 feet south of the intersection with Twelve Mile Road. Since we do not have a copy of this sale deed in our possession, Dave Ware of our Detroit office has been requested to see to it that a copy of it is furnished to you directly as soon as possible. You may expect to hear from Dave in the very near future.

RECORDED RICHIE OF WAY NO. 9110

Mr. Richard Gloger
January 27, 1978
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We have also deducted a portion of land at the SW corner of the center from the revised legal description. The reason for this is that the State Highway Commission is in the process of purchasing that land from us for an exit ramp off Interstate 94. That sale parcel includes an 80 foot wide "panhandle" extending north along the east side of Novi Road to the red line entitled "County/State Taking". Our deed, a copy of which is attached, and the sale is expected to close within the next two weeks. \ is in escrow at the title company,

You will also notice the change in the configuration of the property at the NW corner of the shopping center. This comes about as a result of an exchange of land between Novi Associates and a party by the name of Cooper. Copies of the two Warranty Deeds are enclosed for your review also.

You have also requested that we furnish you some evidence that Novi Associates owns the land covered by the proposed Quit Claim and Release. If I recall our conversation correctly, you mentioned that a title policy running to Novi Associates would be adequate to provide this evidence of ownership. You will find such a policy attached, under date of June 4, 1975. You will note that the legal description in the policy has been broken down into different Parcels, and each of those parcels has been identified in the margin by the name of the seller. These same sale parcels are also identified on the enclosed drawing. Hopefully, this policy will satisfy your needs with respect to evidence of ownership. If it does not, please notify me as soon as possible, and I will assemble the various deeds involved, all running to Novi Associates, and send copies of those deeds to you.

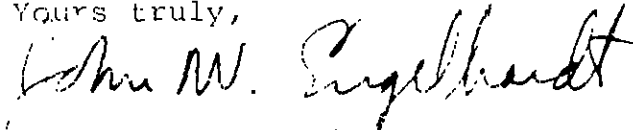
During our recent telephone conversation, I mentioned to you that we were in the process of platting the shopping center site, which includes somewhat more than half of the land outlined in red on the attached drawing. We hope to have this plat recorded by the end of February. Since you have indicated that it may take as long as four months before the subject easements can be released, it may be that the legal description of the release will have to be revised once again prior to its execution to show the platted lot and block numbers which will then comprise the proper legal description for the shopping center. Nevertheless, I presume that the legal description attached will be adequate for your needs as far as processing the vacation of the easements is concerned. Should this not be the case, please let me know at the earliest possible opportunity so that I may provide you with the information you need.

0116

Mr. Richard Gloger
January 27, 1978
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If you have any questions on the enclosures, or if you need additional material, please do not hesitate to contact me at any time.

Yours truly,



John W. Engelhardt
Property Administrator

JW:ccc

Enclosures

cc: Joel Solomon
David Ware
Richard Yetke

OFFICE OF THE CLERK OF THE COURT
COUNTY OF SAN DIEGO
PARTIAL BUSINESS
9110

RELEASE OF RIGHT OF WAY

THIS INDENTURE, made this *25th* day of *October*, 1978, 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 DAYTON HUDSON PROPERTIES of 777 Nicollet Mall, Minneapolis, Minnesota, hereinafter referred to as "OWNER".

W I T N E S S E T H :

WHEREAS, EDISON was granted seven rights of way in the Northwest 1/4 of Section 14, Town 1 North, Range 8 East, for the purpose of constructing, operating and maintaining its lines for the transmission and distribution of electric light and power, over, upon and across premises in the Township of Novi, Oakland County, Michigan, as follows:

RECORDED RIGHT OF WAY NO. 9110
FOLLOW RELEASE

<u>Grantor</u>	<u>Description</u>	<u>Liber</u>	<u>Page</u>
Root	The north half of the northwest quarter of Section 14, Town 1 North, Range 8 East.	41	548
Hicks	A parcel of land in the Southwest corner of the northwest quarter of Section 14, Town 1 North, Range 8 East, being 48 feet in width, north and south and 170 feet in length, east and west.	41	554
Fiesor	The north thirty acres of the south fifty acres of the northwest quarter of Section 14, Town 1 North, Range 8 East.	41	552
Smith	The north thirty acres of the south half of the northwest quarter of Section 14, Town 1 North, Range 8 East.	41	559
Goers	The west 5 acres of the south 20 acres of the northwest quarter of Section 14, Town 1 North, Range 8 East, except a parcel of land in the southwest corner thereof, being 48 feet in width, north and south, and 170 feet in length, east and west.	41	556
Boldt	Lots 8, 9, 10, 11, 12, 13, and 15 of Woodland Valley Estates Subdivision, an unrecorded plat of part of the Northwest Quarter of Section 14, Town 1 North, Range 8 East.	2373	424
Fixler	Lot 14 of Woodland Valley Estates Subdivision, an unrecorded plat of part of the northwest quarter of section 14, Town 1 North, Range 8 East.	2373	420

WHEREAS, EDISON has no lines remaining in the above described easements,

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 and subject to the conditions hereinafter stated, release, quit claim, and abandon unto ONWER, its successors and assigns, all of the rights acquired by EDISON by virtue of the above-described easements. It is understood and agreed that this Release of Right of Way shall release nothing other than the above described easements.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed on the day and year first above written.

In the Presence of:

THE DETROIT EDISON COMPANY

Barbara A. Mention
 BARBARA A. MENTION
Barbara Ann Maher
 BARBARA ANN MAHER

By: [Signature] ROBERT R. TEWKSBURY, DIRECTOR
 Real Estate and Rights of Way Dept.
 By: [Signature] IRENE C. KATA ASST. SECRETARY

STATE OF MICHIGAN)
) SS
 COUNTY OF WAYNE)

On this 26th day of October, 1978, before me the subscriber, a Notary Public in and for said County, appeared Robert R. Tewksbury and Irene C. Kata, to me personally known, who being by me duly sworn, did say that they are the Director, Real Estate & R/W and 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 Robert R. Tewksbury and Irene C. Kata and _____ acknowledged said instrument to be the free act and deed of said corporation.

Barbara Ann Maher
 Notary Public, Wayne County, MI
 BARBARA ANN MAHER
 My Commission expires: Notary Public, Wayne County, Mich.
 My Commission Expires June 28 1983

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