

Detroit Edison

Right of Way Agreement

#1

JUNE 15, 19 ⁸⁷

For valuable consideration, the receipt of which is hereby acknowledged, the undersigned hereby grant and convey to 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 and the Metrovision of Oakland County, A Michigan Corporation, 37635 Enterprise Ct., Farmington Hills, hereinafter referred to as "UTILITIES", the easement and right to erect, lay, maintain, reconstruct and replace underground facilities consisting of wires, cables, conduits, fixtures and appurtenances including the necessary above ground equipment, connections, poles and accessories which may from time to time be required in, under, upon, over and across the land located in the City of Farmington Hills, Oakland County, Michigan, and more particularly described on the attached Appendix "A", with the full right to the UTILITIES of ingress and egress upon said land for the purposes of this grant, and the further right to trim, cut down or otherwise control brush and trees within the easements herein described.

Said easements shall be Ten (10) feet in width unless otherwise indicated and their route is described as follows:

In order to provide for the proper maintenance and protection of UTILITIES, the undersigned covenant and agree that:

- 1. The easements will be graded to within four (4) inches of final grade before the UTILITIES lines are installed and this ground elevation must be maintained after installation of utilities to avoid the pooling of water in, on or around above ground UTILITIES' equipment.
- 2. No buildings or structures other than UTILITIES equipment are to be placed within the easements herein granted. No excavation is to be permitted within said easement without approval of UTILITIES.
- 3. If the lines or facilities of UTILITIES are damaged by the acts of Owners, their agents, employes or contractors, repairs shall be made by the Utility company so damaged at the cost and expense of Owners. Owners are defined as those persons owning the land at the time the damage occurred.
- 4. No shrubs or foliage shall be planted or grown within five (5) feet of the front door of transformers or switching cabinet enclosures. UTILITIES shall not be responsible to Owners for damages to or removal of trees or plant life planted in front of said door or within the easement causing an interference with UTILITIES maintenance of their equipment.

THIS GRANT is declared to be binding upon the heirs, successors, lessees, licenses and assigns of the parties hereto.

IN WITNESS WHEREOF, the undersigned have hereunto set their hand and seal on this date.

Witnesses:

Grantors:

OVER B#92 REG/DEEDS PAID
0001 JUL 07 '87 03:31PM
2569 MISC 11.00

Prepared By: Walter E. Touchie
Detroit Edison Company
30400 Telegraph Road, #264
Birmingham, MI 48010

Address: _____

DECO

RECORDED RIGHT OF WAY NO. 37329A

11.00

(Ret over) *[Signature]*

WITNESSES:

Aurice M. Knowles
Aurice M. Knowles

Lyn M. Kraska
Lyn M. Kraska

The A.J. Macksey Company
2550 Telegraph Road, Suite 109
Bloomfield Hills, Michigan 48013

By: Alfred J. Macksey Jr.
Alfred J. Macksey Jr.

Its: President

State of Michigan) SS.
County of Oakland)

Personally came before me this 15th day of June, 1987, Alfred J. Macksey, Jr. President of The A.J. Macksey Company, to me known to be the person who executed the foregoing instrument, and to me known to be such President of said corporation, and acknowledged that he executed the foregoing instrument as such officer as the free act and deed of said corporation, by its authority.

My Commission Expires: April 22, 1989

Aurice M. Knowles
Aurice M. Knowles
Notary Public, Oakland County, Michigan

APPENDIX "A"

Proposed "Country Ridge No. 3", and being a part of the NE 1/4 of Section 6, T1N., R9E., City of Farmington Hills, Oakland County, Michigan, more particularly described as commencing at the East 1/4 corner of said Section 6 for a point of beginning; th S 89°46'35" West, 885.00 feet along the East and West 1/4 line of said Section 6 and the North line of "Farmington Ridge Sub'n. No. 1", as recorded in Liber 173 of Plats, on Pages 25, 26, 27, 28, 29 and 30, Oakland County Records; thence North 00°13'25" West, 180.00 feet; thence North 89°46'35" East, 26.10 feet; thence North 00°13'25" West, 120.00 feet; thence South 89°46'35" West, 61.43 feet; thence North 00°13'25" West, 120.00 feet; thence South 89°46'35" West, 36.87 feet; thence North 00°13'25" West, 180.00 feet to the South line of "Country Ridge No. 1", as recorded in Liber 170 of Plats, on Pages 24, 25, 26 and 27, Oakland County Records; thence the following courses along the South line of said "Country Ridge No. 1"; thence North 89°46'35" East, 79.90 feet; thence North 84°38'25" East, 73.05 feet; thence North 74°39'48" East, 73.05 feet; thence North 64°41'07" East, 73.05 feet; thence North 53°22'00" East, 189.67 feet; thence North 31°40'30" East, 64.13 feet to a point on the South line of said "Country Ridge No. 1"; thence North 89°33'09" East, 482.22 feet, to the East line of said Section 6 and the centerline of Halsted Road; thence South 00°09'41" East, 825.47 feet, along the East line of said Section 6 and the centerline of Halsted Road, to the point of beginning. All of the above containing 15.645 acres. This plat contains 41 lots, numbered 146 to 186, both inclusive.

SIDWELL NO. 23-06-277-002 - NE 1/4
Sec 6
Farmington Hills

RECORDED RIGHT OF WAY NO. 373299

Detroit Edison

A-64477

Application for U.R.D. Easements

DE 463-514-173

To: (Superior, RI & RW)	For RI & RW Dept. Use	Date Received	Application No.
JIM McDONALD		5-28-87	OE 87-14
Division	Date	Application No.	
OAKLAND			

We have included the following necessary material and information:

Material:

- A) Proposed Subdivision
 1. copy of complete final proposed plat - All pages
- or
- B. Other than proposed subdivision (condo, apts, mobile home park - other)
 1. Property description.
 2. Site plan.
 3. title information (deed, title commitment, contract with title commitment, or title search).

Note: Do not submit application for URD easements until all above material has been acquired

Information

1 Project Name	County
COUNTRY RIDGE NO. 3	OAKLAND
City/Township/Village	Section No.
FARMINGTON HILLS	6
Type of Development	
<input type="checkbox"/> Proposed Subdivision	<input type="checkbox"/> Apartment Complex
<input checked="" type="checkbox"/> Subdivision	<input type="checkbox"/> Mobile Home Park
<input type="checkbox"/> Condominium	<input type="checkbox"/> Other
2 Name of Owner	Phone No.
THE A. J. MACKSEY COMPANY RATION	851-2300
Address	Phone No.
2550 TELEGRAPH RD SUITE 109 BLOOMFIELD HILLS, MICH 48013	851-2300
Owner's Representative	Phone No.
A. J. MACKSEY	851-2300
Date Service is Wanted	
5-15-87	
4. Entire Project will be developed at one time	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
5 Joint easements required — Michigan Bell Telephone	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
— Consumers Power	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
a Name of Other Utilities If Not Michigan Bell Telephone or Consumers Power	
CATV - METROVISION OF OAKLAND COUNTY	
b Other Utility Engineer Names	Phone Numbers
MARY NELSON	553-7303
Addresses	
37635 ENTERPRISE CT, FARM. HILLS, MICH 48018	
6 Additional Information or Comments	

RECORDED RIGHT OF WAY NO. 37329a

Note: Trenching letter attached will be submitted later

Service Planner	Signed (Service Planning Supervisor)
John V. Hoeneschi	RManey
Phone No.	Address
4116	240 OGDON

MEMORANDUM ORDER
FOR GENERAL USE
OF FORM NO. 77 12 59

TO Records Center

DATE

8-6-81

TIME

Please set file for: COUNTRY RIDGE No 3 SUBDIVISION

Being a part of Northeast 1/4 of Section 6 CITY OF FARMINGTON

Oakland County, Michigan

COPIES TO

This document has
been copied by the
RECORDS Dept.

SIGNED

Omer V. Racine
267 Oakland Div. Hqters.

REPORT

FARMINGTON Twp

SEC. 6

TIME

SIGNED

REORDER RIGHT OF WAY NO.

37309a

MEMORANDUM ORDER

OR GENERAL USE

FORM 643-8006 (MB-77) 12-83

TO JOHN SLOMCZENSKI

DATE 6-23-87 TIME 8¹⁵ AM

Re: Underground Service COUNTRY RIDGE NO. 3

Agreement and Easements obtained - OK to proceed with construction.

RECORDED
SIGNATURE OF

COPIES TO: _____

SIGNED

Nathaniel J. Touchie
Omer V. Racine, Representative
Real Estate, Rights of Way & Claims
264 Oakland Division Headquarters

REPORT _____

DATE RETURNED _____

TIME _____

SIGNED _____

8733279

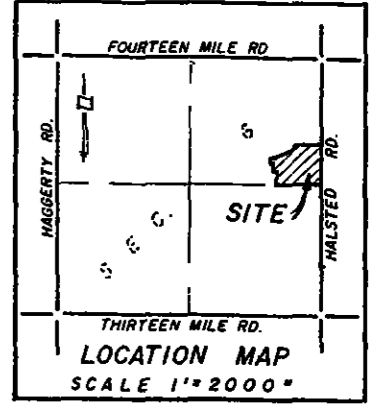
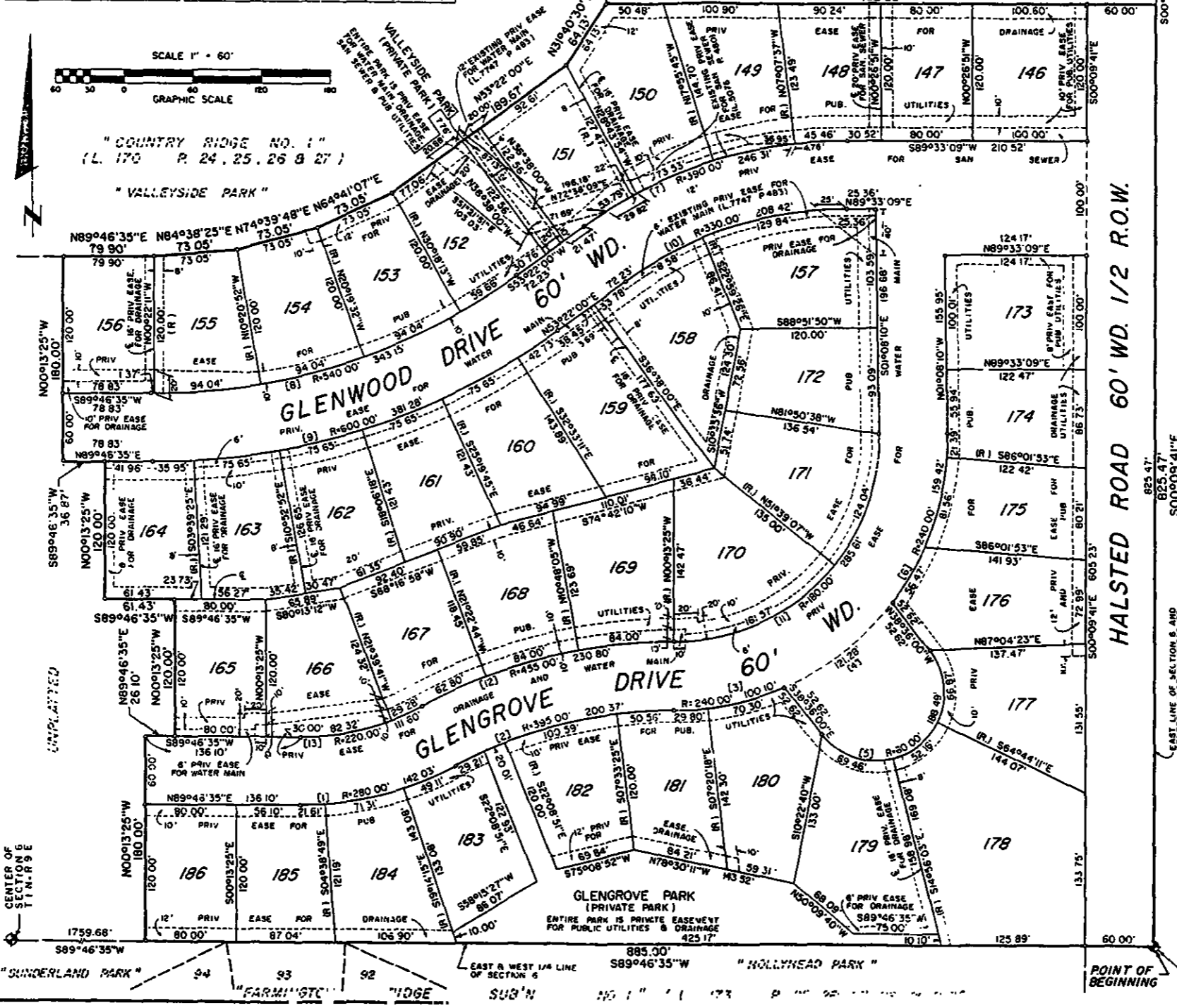
DELTA			
280.00	142.03	29°03'49"	72.38
385.00	200.37	29°03'49"	102.39
240.00	100.10	23°03'56"	50.79
240.00	121.28	28°37'18"	61.97
60.00	188.49	180°00'00"	120.00
240.00	139.42	38°03'31"	82.78
390.00	246.31	38°11'09"	127.42
940.00	343.15	36°24'55"	177.59
800.00	381.28	36°24'55"	197.33
330.00	208.42	36°11'09"	107.82
180.00	128.61	30°34'43"	62.89
455.00	230.80	29°03'49"	117.94
220.00	111.60	29°03'49"	57.03

PROPOSED
EXHIBIT A
B
LIBER 9994 PAGE 222

COUN. KY RIDGE NO. 3

A PART OF THE N. E. 1/4 OF FRACTIONAL SEC. 6, T1N-R9E, CITY OF FARMINGTON HILLS, OAKLAND COUNTY, MICHIGAN

LIBER PAGE
Sheet 1 of 2 Sheets
LIBER 9994 PAGE 223



PLAT LEGEND :
 All side lines of lots fronting on curvilinear street lines are not radial thereto unless otherwise noted as (R).
 All dimensions are shown in feet.
 All curvilinear dimensions are shown along the arc.
 The symbol "a" indicates a concrete monument 4" dia., 36" long, cylinder with 1/2" iron bar.
 All lot markers are 1/2" steel bars and are 18" long.
 All bearings are in relation to "COUNTRY RIDGE NO. 1 (Liber 170, Pages 24, 25, 26 & 27) of Oakland County Records. (East Line of Sec 6).

Michael L. Millett
 MICHAEL L. MILLETTS, (CONTRACTOR)
 LICENSED LAND SURVEYOR #29249
 MILLETTS AND ASSOCIATES
 18955 HILL CREEK DRIVE, SUITE 209
 FARMINGTON HILLS, MICHIGAN 48314



NOTE
 NO DIRECT VEHICULAR ACCESS IS PERMITTED TO HALSTED ROAD FROM LOTS 146, 173, 174, 175, 176

POINT OF BEGINNING

ENCLOSED RIGHT OF WAY NO.