

Detroit Edison

Real Estate and Rights of Way

Overhead Right of Way Agreement LIBER **11024PG304**

JUNE 6TH, 19 89

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 line facilities consisting of poles, guys, anchors, wires, cables, transformers and accessories required to provide electric service in, upon, over and across property located in the City of Farmington Hills, County of Oakland, State of Michigan, further described as follows:

Lots 106 through 112, inclusive, and the S. 1/2 of Lot 113, including the adjoining 1/2 of the vacated public alley at the rear of said lots, Oaklands Subdivision, as recorded in Liber 38, Page 16 of Plats, Oakland County Records.

(8) 38016

Sidwell #23-03-429-070)

R#36 REG/DEEDS PAID
0001 AUG.16'89 12:50PM
4752 MISC 11.00

RECORDED RIGHT OF WAY NO. 39668

DECO

The route of the line facilities is described as follows: In a northerly and southerly direction, along and adjacent to the west side of Orchard Lake Road (as shown on attached sketch R/W 0-9469) (DATED 5-25-89)

The right of way is twenty (20) feet in width.

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 brush and trees 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 employes, 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 consent of the GRANTEE. 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:

Westfield Development Company
A Michigan Co-Partnership

Allen Brooks
ALLEN BROOKS
Pamela S. Figa
PAMELA S. FIGA

Sanford L. Labe
SANFORD L. LABE - PARTNER
Marvin Brooks
MARVIN BROOKS - PARTNER

O.K. - JH 11:00

Prepared by: C. George Williams/vkc
The Detroit Edison Company
30400 Telegraph Road, Suite 277
Birmingham, MI 48010

Address: 30230 Orchard Lake Road, Suite
Farmington Hills, MI 48018

APPROVED AS TO FORM 6/27/89 DATE
LEGAL DEPARTMENT [Signature]

State of Michigan)
County of Oakland) SS:

On this 6TH day of JUNE, 1989, the foregoing instrument was acknowledged before me, a notary public in and for said county, by SANFORD

LAYNE, PARTNER AND MARVIN BROOKS, PARTNER
(a) ~~general~~ managing partner(s), on behalf of Westfield Development Company, a Michigan Co-Partnership.

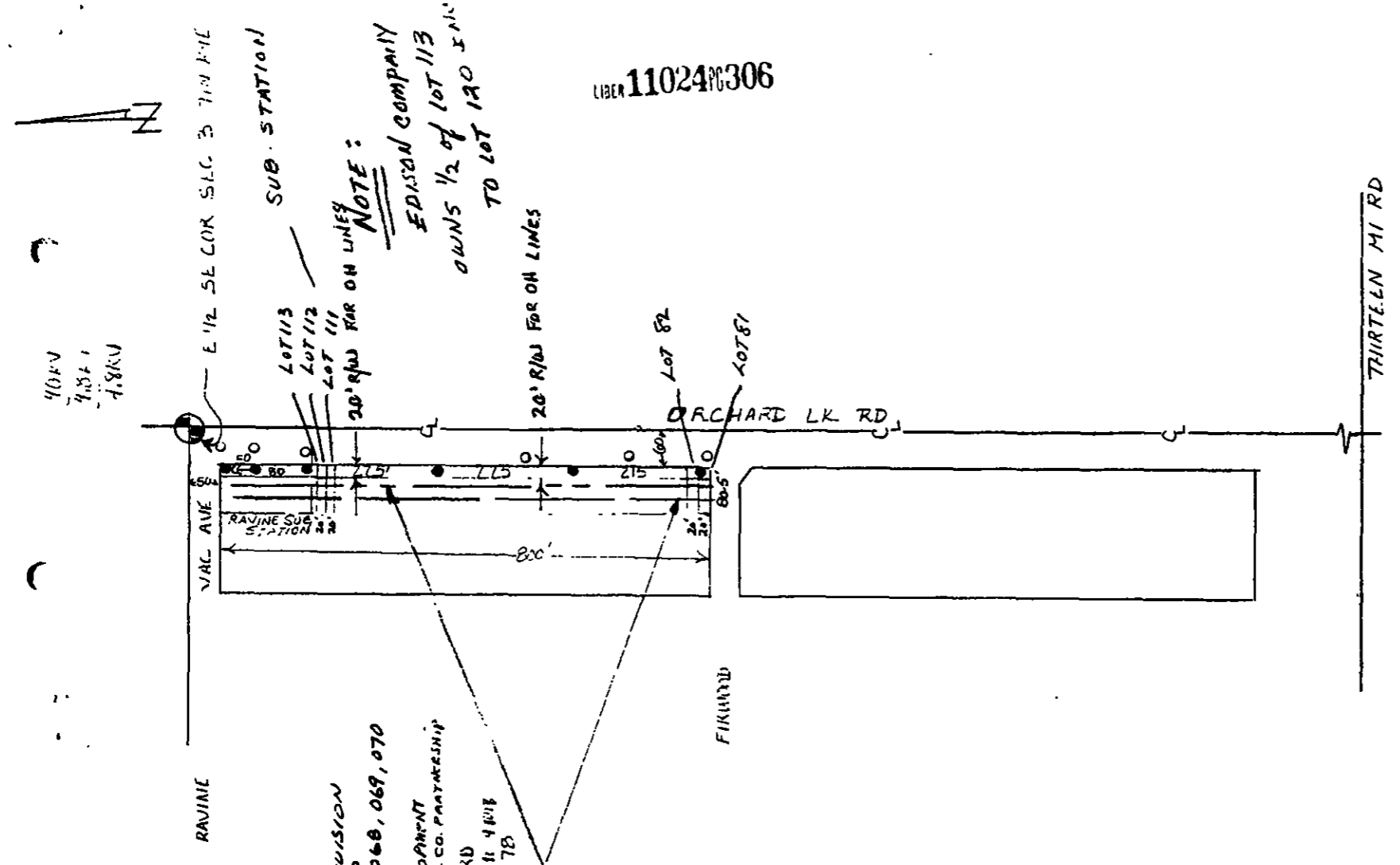
C. GEORGE WILLIAMS
Notary Public, Oakland County, MI
My Commission Expires Dec. 2, 1991

My Commission Expires: _____

C. George Williams
C. George Williams
Notary Public, Oakland County,
Michigan

RECORDED RIGHT OF WAY NO. 396

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH	PERMITS TO:
BY <u>C. GEORGE WILLIAMS</u>	RECORD CENTER <u>2</u>
DATE <u>6-6-29</u>	R/W FILES <u>1</u>
DATE WANTED _____	MBT <u>1</u>
DISTRICT FIELDMAN _____	ORIGINATOR <u>2</u>
	TOTAL <u>2</u>



OAKLAND SUBDIVISION
2353-42A - 067, 068, 069, 070
PROPERTY OWNER
WESTFIELD DEVELOPMENT
COMPANY - A HIGH-CO. PARTNERSHIP
30250 ORCHARD LK RD
BIRMINGHAM, AL 35243
PHONE NO. 616 1578

R/W Secured

RETURN TO
J. D. McDONALD
THE DETROIT EDISON COMPANY
36400 TELEGRAPH ROAD, 277 OAKDH
BIRMINGHAM, MICHIGAN 48010

THE DETROIT EDISON COMPANY - SERVICE PLANNING DEPARTMENT			
CITY OR TWP	COUNTY	QTR. & TWP. SECT. NO.	DEPT. ORDER NO.
FMT HLS	OAKLAND	SE 1/4 SEC 5	A-59290
MAP SECT.	TOWN	RANGE	JOINT R/W REQUIRED
1-262-372	1	29E	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
PROJECT NAME	TEL. ENG'R. & DIST.	R/W NO.	
ORCHARD LK - RAVINE	LINE RELOCATION	09469	
CIRCUIT	PROJ. OR PART NO.		
TRK LN 5923, 1796 RAVINE, 1666 RAVINE	O.P.W. S.O. OR P.E. NO.		
REASON	BUDGET ITEM NO.		
LN RELOCATION			
PLANNER	SCALE	DATE	
J. S. GILBERT	1"=200'	5-25-29	