## AGREEMENT

THIS AGREEMENT, made this, 1905, between
GEORGE T. TRUMBULL and FLORINE E. TRUMBULL, his wife,
365 Dunstan Road, Bloomfield Hills, Michigan,
hereinafter referred to as "DEVELOPER", and THE DETROIT EDISON COMPANY, a New York
corporation, with offices at 2000 Second Avenue, Detroit, Michigan, 48226, hereinafter
referred to as "EDISON".
WHEREAS, the DEVELOPER has developed (or is developing) land in the
Township City of Bloomfield Hills , Oakland , County, Michigan
described as: Lots 12 - 16, "South Cranbrook", a subdivision of part of the Southeast 1/4
of Section 22 and Southwest 1/4 of Section 23, Town 2 North, Range 10 East, Plat recorded
in Liber 37, Page 27, Oakland County Records.
AND, WHEREAS, DECEMBERATION OF THE PROPERTY OF
SATATANIN KAKATANIN KANANAN KANAN KANA
desires that EDISON install its electric distribution lines underground, (except
necessary cable pole - poles) single phase, 120/240 volt, three wire, 60 cycle service
in ####################################
THE Northerly six (6') feet of Lots 13 and 14,
and the Westerly six (6') feet of Lot 16, MINKING THE WARREN THE WARREN THE WARRENCE TO THE WARRENCE THE WARR
Westerly six (6') feet of Lot 15 (a triangle).  NOW, THEREFORE, in consideration of the mutual promises and covenants herein
made between EDISON and the DEVELOPER, it is hereby agreed:

#### Responsibility of DEVELOPER

- 3. Install sanitary sewers when required by governmental authority with sewer taps extending three (3') feet beyond easement limits for each lot prior to installation of electrical underground lines in easements so that sewer connections can be made.

AMECONDED RIGHT OF WAY NO. 23,228

1065 hotzano

Sec. 23, 5 W'/ 40g; Louth Cranbrook Leb., Loto 12-16

without undermining electrical system lines. Sewer lines may cross but may not be installed within the six (6') foot easements used for electric and telephone utilities.

- 4. DEVELOPER shall grade easements to finished grade prior to installation of underground lines so that electrical distribution service can be properly installed in relation to finished grade. The grade established for the subdivision at the time the utilities place their facilities in the easements shall be considered finished grade.
- 5. Survey stakes indicating property lot lines must be properly emplaced before and after trenching to enable EDISON to locate its facilities including lines, transformers and pedestals.
- 6. The DEVELOPER hereby agrees that if subsequent to the installation of cable poles, lines, transformers and service connection pedestals by EDISON, EDISON is required to repair, move, modify, rearrange or relocate any of its facilities to conform to a new plot plan or change of grade made by the DEVELOPER, or for any cause or changes attributable to DEVELOPER's action or request, the cost and expense of repairing, moving, modifying, rearranging or relocating EDISON's facilities shall be paid forthwith to EDISON by DEVELOPER upon receiving a statement therefor.
- 8. In the event electric service conductors to residences is furnished and installed by the DEVELOPER, between the transformers or service connection pedestals and the residences, the DEVELOPER shall furnish three (3) service conductors, type USE, in compliance with the National Electrical Code, at least 1/0 copper in size, type RHW, or 2/0 aluminum

  rubber insulated and neopreme jacketed/for direct burial and installed underground.

#### DESCRIPTIONS

#### APPENDIX "A"

Land in the City of Bloomfield Hills, Oakland County, Michigan, described as: Lots 12 through 16, "South Cranbrook", a subdivision of part of the Southeast 1/4 of Section 22 and Southwest 1/4 of Section 23, Town 2 North, Range 10 East, Plat recorded in Liber 37, Page 27, Oakland County Records.

SII. 6-17-65

#### APPENDIX "B"

Land in the City of Bloomfield Hills, Oakland County, Michigan, described as: The Northerly six (6') feet of Lots 13 and 14, and the Easterly six (6') feet of the Westerly fifteen (15') feet of Lot 16, the most Easterly six (6') feet of Lot 12 (a triangle); the most Westerly six (6') feet of Lot 15 (a triangle), "South Cranbrook", a subdivision of part of the Southeast 1/4 of Section 22 and Southwest 1/4 of Section 23, Town 2 North, Range 10 East, Plat recorded in Liber 37, Page 27, Oakland County Records.

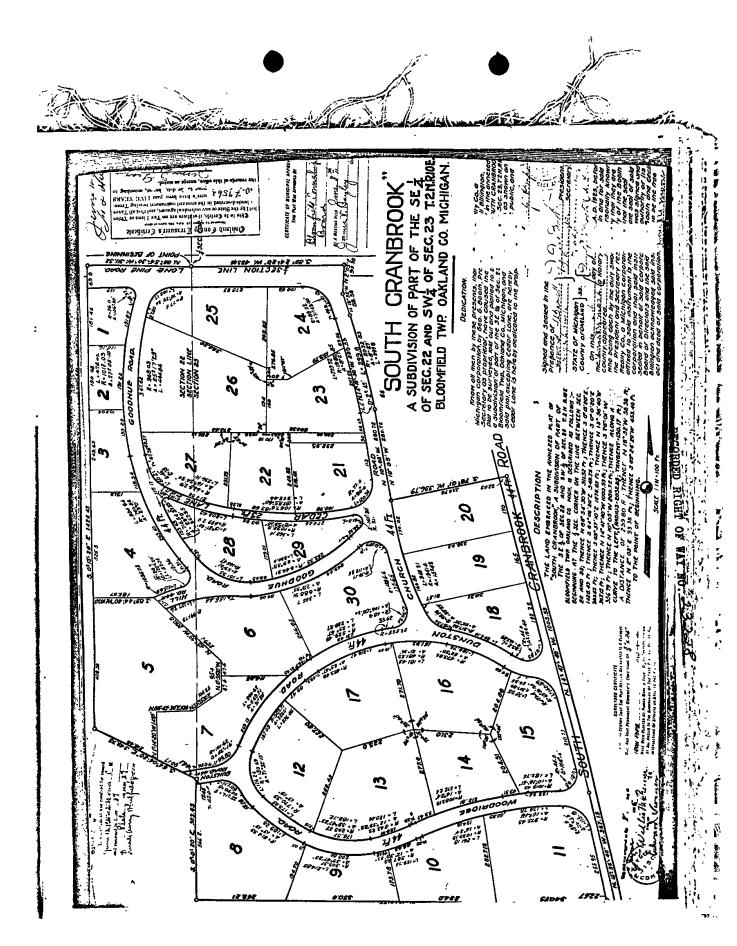
J.II. 6-17-65

RECURIVE MICHIGAN

RECURIVE MICH

RETURN TO
A. L. KASAMEYER
The Detroit Edison Company
2000 SECOND AVENUE
DETROIT 26, MICHIGAN

RECORDER - Committee to the second of the se



#### Responsibility of EDISON

Upon completion of the above requirements necessary for the installation of underground electrical distribution service, EDISON will furnish, install, own and maintain, at its expense, (except costs and expenses set forth in Article 6 above), all service connection pedestals and equipment located in the private easements for public utilities.

THIS AGREEMENT shall be binding upon the heirs, executors, administrators, successors and assigns of the undersigned.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals the day and year first above written.

In the Presence of:

THE DETROIT EDISON COMPANY

Prepared By Stephen A. McNamee

2000 Second Avenue Detroit, Michigan, 48226 RECORDED RIGHT OF WAY NO. 23.

#### REAL ESTATE AND RIGHTS OF WAY DEPARTMENT

Date:

March 23, 1977

To:

Elaine Ryan Records Center 130 General Offices

From:

Thomas H. Beagan RE & R/W Coordinator 630 W.C.B.

Subject:

Additional Papers for Records Center File South Cranbrook Subdivision

Boden Glanstook Dabelvillion

Attached is a Disclaimer of Interest to be added to Records Center File. The terms contained in these papers require The Detroit Edison Company to release any interest in those public utility easements as described.

Please add the papers to Records Center File for South Cranbrook Subdivision, City of Bloomfield Hills, Oakland County (SE% of Section 22 & SW% Section 23).

RGD: mak

Attachments

cc: T. P. Beagen J. A. Kubani RECORDS CENTER
RECEIVED THE CLASSIFICATION

RECORDED RIGHT OF WAY NO.

MEMORANDUM ORDI	ir to_	C. J. Martin Laure - 6/4	<b>6. 0.</b>	TE 6-23-63	TIME
CE FORM MS 77 12-53	Date	But mund service - 20	with Cambron whi	Hulaina - Piro	of E
		Bloomfield Mills - Opkle		nessum - City	
	Agross	unt, Securet and Restri	ictions obtained an	ed it is now in	order E
	to per	ened with construction.		<del>, , , ,</del>	<del></del>
OPIES TO	. A. Bangmoh	- 1901 second - Sm. 184	SIGNED	WARL a	n- Some
	. stone - 637	<del>-</del>	Steph	M A. McHames:	
	. T. Shively			Department	<u></u>
	l. W. Priebo - i <del>l Loc - Salo</del> s		Staff	YESTEM	
	ile .				S R
DATE RETURNED		TIME	SIGNED		25

.

#### DISCLAIMER OF INTEREST IN SEMENT

THIS DISCLAIMER made this // day of february , 1977, by 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.

#### WITNESSETH:

WHEREAS, there appears in the plat recorded in Liber 4750, Page 603, Oakland County Records, an easement adjacent to and parallel with the lot line common to lots 15 and 16 of South Cranbrook, a subdivision of part of the Southeast & of Section 22 and the Southwest & of Section 23, T2N, R10E, City of Bloomfield Hills, Oakland County, Michigan as recorded in Liber 37, Page 27 of Plats, Oakland County Records.

NOW, THEREFORE, THE DETROIT EDISON COMPANY, having no equipment in the following described easement, hereby disclaims any rights in the public utilities easement described as follows:

> An easement for public utilities being adjacent to and parallel with the lot line common to lots 15 and 16 of South Cranbrook, a subdivision of part of the Southeast & of Section 22 and the Southwest & of Section 23, T2N, RlOE, City of Bloomfield Hills Oakland County, Michigan as recorded in Liber 37, Page 27 of Plats, Oakland County Records.

IN WITNESS WHEREOF, THE DETROIT EDISON COMPANY has caused these presents to be executed by its duly authorized officers on the day and year first above written.

THE DETROIT EDISON COMPANY In the Presence of: Ç Hayes Kata, Assistant Secretary Katherine Hayes 1949 STATE OF MICHIGAN SS. COUNTY OF WAYNE

, 1977 before me the subscriber 11th day of February On this a Notary Public in and for said County, personally appeared Robert R. Tewksbury and Irene C. Kata, to me known, and who being by me duly sworn, did say they are the Dir., R/E & R/W Dept. 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 acknowledged same to be the free act and deed of said corporation.

> Notary Public County, Mich. My Commission Expires:

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

THE RESERVE AND PROPERTY OF THE PROPERTY IS A COMMON DEPT.

RETURN TO
A. L. KASAMEYER
The Detroit Edison Company
2000 SECOND AVENUE
DETROIT 26, MICHIGAN

7723

#### EASEMENT and DECLARATION OF RESTRICTIONS

NOW, THEREFORE, IN CONSIDERATION of the sum of one Dollar and no/100 (\$1.00) and other valuable considerations, receipt of which is hereby acknowledged, the undersigned hereby grant and convey to The Detroit Edison Company, a New York corporation, with offices at 2000 Second Avenue, Detroit, Michigan, 48226, and Michigan Bell Telephone Company, a Michigan corporation, with offices at 1365 Cass Avenue, Detroit, Michigan, 48226, their licensees, lessees, successors and assigns to construct line facilities for the purpose of providing underground electric and communication service, including the necessary underground lines, cables and equipment, and above ground cable pole(s), transformer(s), switching equipment and secondary service pedestal(s) in, under, over, upon and across easement(s) identified/EHXXKHEXXENDYXBIXKHEXZENDERARGEXENEXX which is attached hereto and made a part hereof.

AND, WHEREAS, it is the intent and purpose of the (party)(parties) herato to	
have telephone lines installed underground to serveXXXXXXX Lots 12	
through 16 , in said KYKENERE subdivision, and to have electric	
power distribution lines placed underground, igneentxneensanxxnakkaxnakakaxnakakak trans-	
formers, secondary connection pedestals ************************************	
120/240 volt, three wire, 60 cycle service, to serve EXEMBER Lots 12 thru 16.	
•	
#PERXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX	RECO
<i>ЖИЖЕЕБ</i> ОЕХИИ <i>ВИБЕККИМИ</i> В ВИЗИКИ В В ВИЗИКИ В	RECORDED
	) RIGHT
大大大学人大学者大学者在大大学者大学者大学者,但是一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个	
	OF WAY
	7 10
	•
and the state of t	Ú
MINISTER A SERVICE SER	۹
The state of the s	4

6.00 ZŽŽ

NOW, THEREFORE, the undersigned hereby declare(s) that said premises shall be held, transferred, sold and conveyed subject to the restrictions, covenants, reservations, easements, charges, obligations and powers as follows:

### 

- 1. 2% No excavations (except for public utility purposes), no changes of finished grade, and no structures or apparatus of any kind, except line fences, shall be allowed within the private public utility easements/official herein. Except as provided herein, the owners shall have the right to make any use of the land, subject to such private easements, which is not inconsistent with the right of the utilities; provided, however, that the owners shall not planttrees or large shrubs within the private public utility easements. The public utilities shall have the right to trim or remove trees, bushes, or other plants of any kind within said private easements and also shall have the right to trim the roots and foliage which grow into the easements belonging to trees, bushes or other plants of any kind lying outside of said easements and, which, in the sole opinion of the utilities, interferes with the facilities thereto or is necessary for the installation, reinstallation, modification, repair, maintenance or removal of their underground facilities in and private public utility easement of the purpose set forth above.
- - 3. XX The original or subsequent owners of manuscot Lots 12 through 16

in this KENERAL subdivision shall install underground, own, maintain and replace, at their own expense, the single phase electric service conductors lying between the transformers or service connection pedestals located in said easements and the residences erected on said EXEMPLES lots.

4. XX The installation of all underground service conductors, type USE, shall be in compliance with the National Electrical Code for direct burial and consist of three service conductors at least 1/0 copper or 2/0 aluminum

A. L. KASAMEYER
The Detroit Edison Company
2000 SECOND AVENUE
DETROIT 26, MICHIGAN

RECORDED RIGHT OF WAY NO. 232

5. XXX The grade established by the undersigned at the time the utilities place their underground facilities in the easements shall be considered final or finished grade.

No property owner shall make any change in such grade in or near easements or alter any ground conditions, including drainage, when the change in grade or alteration of ground conditions, in the opinion of the utility concerned, interferes with the facilities already installed.

6. XXX Property owners shall pay to the utility concerned the cost of relocation or rearrangement of utility equipment, where in the opinion of the utility, such relocation or rearrangement is made necessary because of a violation by the property owner of any of the foregoing restrictions pertaining to utility underground installations.

XXXXXIQDOXXIDISEXERICOREXERICOREXE XERRICOREXE XERRICOREXE XIXXXII DE CONTROLEX DE CONTROLEX DE CONTROLEX XXXXX

ZESCONMENCA XERRICOXXII NE CERRICOREXE DE CONTROLEX DE CONTROLEX DE CONTROLEX DE CONTROLEX DE CONTROLEX XXXXX

ZESCONMENCA XERRICOXXII NE CERRICOREXE DE CONTROLEX DE

- 7. XXX The foregoing restrictions 1 through x shall be covenants running with the land and shall not be subject to termination without the consent of the utilities herein concerned.
- 8.XXX Enforcement shall be by proceeding in a civil action against any person or persons violating or attempting to violate any covenants, either to restrain violation or to recover damages.
- 9.XXX Invalidation of any one of these covenants by judgment or court order shall in no wise affect any of the other provisions, which shall remain in full force and effect.

IN WITNESS WHEREOF, the undersigned he	ereto (Mass) (have) set (Mass) (their)	<b>5</b>
hand and seal on this 17 TH day of	, 19 <u>65</u> . §	j 1
In the Presence of:		
Bais MBip 1	Jever Tumber	,
Basil M. Briggs  Yellatt a Mumbul	Storie 6 h b 00	_
Elliott A. Trumbull	Florine E. Trumbull	
$\mathcal{R}_{i,T}$	365 Dunstan Road	1
Mark Commencer Commencer	Bloomfield Hills, Michigan	ı
12 A 4 4 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	A. L. KASAMEYLR	١.
The second secon	The Detroit Edison Company 2000 SECOND AVENUE 2000 SECOND AVENUE	) }
	DETROIT 26, MICHIGAN	,

Coop J. Townson Co	Will: Dhe
Patsy of Trumbull Click a Jumbul	William D. Seibert  Varay J. Seibert
Elliott A. Trumbull	Namey 1. Selbert
	Address: 912 S. BATES
	BIRMINGHAM, MICH.
	As to Lot 14 (except beginning at the Northwest corner, thence South 12°47' East 84.94 feet, thence North 86°42' East 17.83 feet, thence North 7°19' West 80.25 feet to the Northerly lot line, thence Westerly along said lot line 26.4 feet to beginning.
STATE OF MICHIGAN )	•
COUNTY OF OAKIAND ) SS.  On this 14 The day of June	
On this 14 day of fure	, 1965, before me the subscriber,
a Notary Public in and for said County, appear	red GEORGE T. TRUMBULL and FLORINE E.
TRUMBULL, his wife, to me known to be the per	csons described in and who executed the
foregoing instrument, and acknowledged that the	ney executed the same as their free act
and deed.	Soil M. Bin
My Commission Expires: 6-20-65 Note	Basil M. Brigos AKIAN County, Michigan
STATE OF MICHIGAN )	
COUNTY OF COXLAND ) SS.	
On this 14th day of June	, 1965, before me the subscriber,
a Notary Public in and for said County, appear	red WILLIAM D. SEIBERT and NANCY T. SEIBERT,
his wife, to me known to be the persons descri	
instrument, and acknowledged that they execute	ed the same as their free act and deed.
	and the Sin
My Commission Expires: 6-20-65 Note	Basil M. Briggs
Note	ry Public, ORCLAND County, Michigan
	## ## ## ## ## ## ## ## ## ## ## ## ##
•	
	RETURN TO  RETURN TO  A. L. KASAMEYER  A. L. KASAMEYER  Out Edison Company  Out Edison Company
	A. L. KASAME I OMPANY  The Detroit Edison Company  The Detroit Edison AVENUE  2000 SECOND AVENUE  AND THE DETROIT AND MILE OF
- 4 -	The Detroit AVENUE AND AVENUE AND AVENUE AND SECURIO AVENUE AND AV