

THE DETROIT EDISON COMPANY
2000 SECOND AVENUE
DETROIT, MICHIGAN 48226

January 31, 1966

Mr. Malcolm M. Heber
Attorney at Law
Washington Square Building
Royal Oak, Michigan 48067

Dear Mr. Heber:

It appears our telephone communications are not working too well so I will put our recommendation in writing with the idea of expediting the installation of the underground service to Troy Drive-In Theatre and the removal of the overhead lines and poles as indicated in Drawing D6-850 and per my letter of July 22, 1965.

The proposed "relocation clause" language attached to your January 18, 1966 letter in the event of future construction by Mr. Brooks, does not provide sufficient legal rights, in our opinion, and in effect, we would not have any easement for this underground cable which is to be installed and maintained at our expense. The providing of this underground service by Edison is rather unique and should be of substantial benefit to Troy Drive-In Theatre.

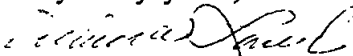
We were able last spring, through your cooperation, to work out the difficult situation that was confronting Mr. Brooks when our personnel were ordered off the property. Again we would like your consideration of the following as an equitable solution in the event of construction at some indefinite time in the future.

"Edison would agree to share 50/50 any relocation expense of the underground cable which would be necessitated by improvements or future construction by Troy Drive-In Theatre."

We trust that the above is satisfactory and that our crews can proceed with the work at a time least inconvenient to the theatre. Upon the written acceptance and approval of this letter with return of the original to my attention along with a copy of signed Drawing No. U3-3-7006, we would set up the job and have it coordinated through Mr. Boss.

Trusting you and Mr. Brooks will continue your cooperation in this matter and bring it to an early conclusion, I remain

Very truly yours,



Arthur W. Land
Staff Attorney

cc: R. Boss

Enc. - Drawing D6850

23608

THE DETROIT EDISON COMPANY

Mr. Malcolm M. Heber

January 31, 1966
Page Two

P.S. One other matter still pending is the dismissal of the interim
Restraining Order No. 18007 to enable us to proceed with the work.

ACCEPTED

TROY DRIVE-IN THEATRE

By: Leonard Brooks
Leonard Brooks

Date: Mar 17, 1966

APPROVED

Malcolm M. Heber
Malcolm M. Heber
Attorney at Law

Date: Mar 17, 1966

AWL:shk

23608

2-11
26

Date Nov. 18, 1965

RIGHT OF WAY

FOR GOOD AND VALUABLE CONSIDERATIONS, the right is hereby granted to THE DETROIT EDISON COMPANY, 2000 Second Avenue, Detroit, Michigan, 48226, and the MICHIGAN BELL TELEPHONE COMPANY, 1365 Cass Avenue, Detroit, Michigan, 48226, their successors and assigns, the right to construct, operate and maintain their underground lines for the purpose of providing electric service and communication service, including the necessary conduits, fixtures, cables and cable poles, manholes, and equipment, under and across our property located in the City of Troy, County of Oakland, State of Michigan, and described as follows:

A strip of land three (3') feet wide on either side of the underground conduit as depicted on Detroit Edison Company Drawing No. U3-3-7006, which is attached hereto and made a part hereof.

The east fifty (50) acres of the Southwest 1/4, Section 26, Town 2 North, Range 11 East, except that used for I-75 Highway.

with full right of ingress and egress upon the said premises to employes or appointees of the said grantees to construct, reconstruct, modify, operate and maintain said line facilities, and to trim or cut any trees which, in the opinion of the grantees, may interfere with the construction and operation of said line facilities.

This Grant is hereby declared binding upon the successors and assigns of the undersigned grantors.

In the Presence of:

Malcolm M. Heber
Malcolm M. Heber
Dorothy Kuzolovech
Dorothy Kuzolovech

TROY HOLDING COMPANY,
a Michigan corporation
1541 East Maple Road
Troy, Michigan

By: Leonard Brooks Pres.

By: _____

Martin Pressel

Lizzie Pressel

RECORDED RIGHTS OF WAY TO - 23608

1966 APR 13 PM 1 41
JOHN D. MURPHY
CLERK-REGISTRAR OF DEEDS
MICHIGAN
REGISTER OF DEEDS RECORDS

RETURN TO
A. L. KASAMEYER
The Detroit Edison Company
2000 SECOND AVENUE
DETROIT, MICHIGAN 48226

300

APPLICATION FOR RIGHT OF WAY
DE FORM MS 80 6 58

65-350

PLEASE SECURE RIGHT OF WAY AS FOLLOWS

DATE July 6, 1965

LOCATION Troy Drive-In Theater - 15 Mile Road
West of I-75.

APPLICATION NO. _____

DEPT ORDER NO _____

CITY ~~GREENSBORO~~ Troy

O F W NO _____

TOWNSHIP _____ COUNTY Oakland

BUDGET ITEM NO _____

DATE BY WHICH RIGHT OF WAY IS WANTED July 16, 1965

INQUIRY NO _____

THIS R/W IS _____ % OF TOTAL PROJECT NO _____ ACCUM _____ %

JOINT RIGHT OF WAY REQUIRED YES NO

NOTE: Identify on print or sketch the subdivisions as to section location and liber and page.

KIND AND DESCRIPTION OF RIGHT OF WAY REQUESTED Detroit Edison Proposed Right-Of Way At Troy

Drive-In Theater, As Shown On Drawing U3-3-7006.

PURPOSE OF RIGHT OF WAY To Provide Service To Drive-In Theater.

SIGNED C. J. Bartholomew
C. J. Bartholomew
General Superintendent Underground Lines
OFFICE DEPARTMENT

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT

Recordable R/W secured as shown on the attached sketch. Contacts by R. Egan,
Properties and R/W Dept.

RECORDED RIGHT OF WAY NO. 23608

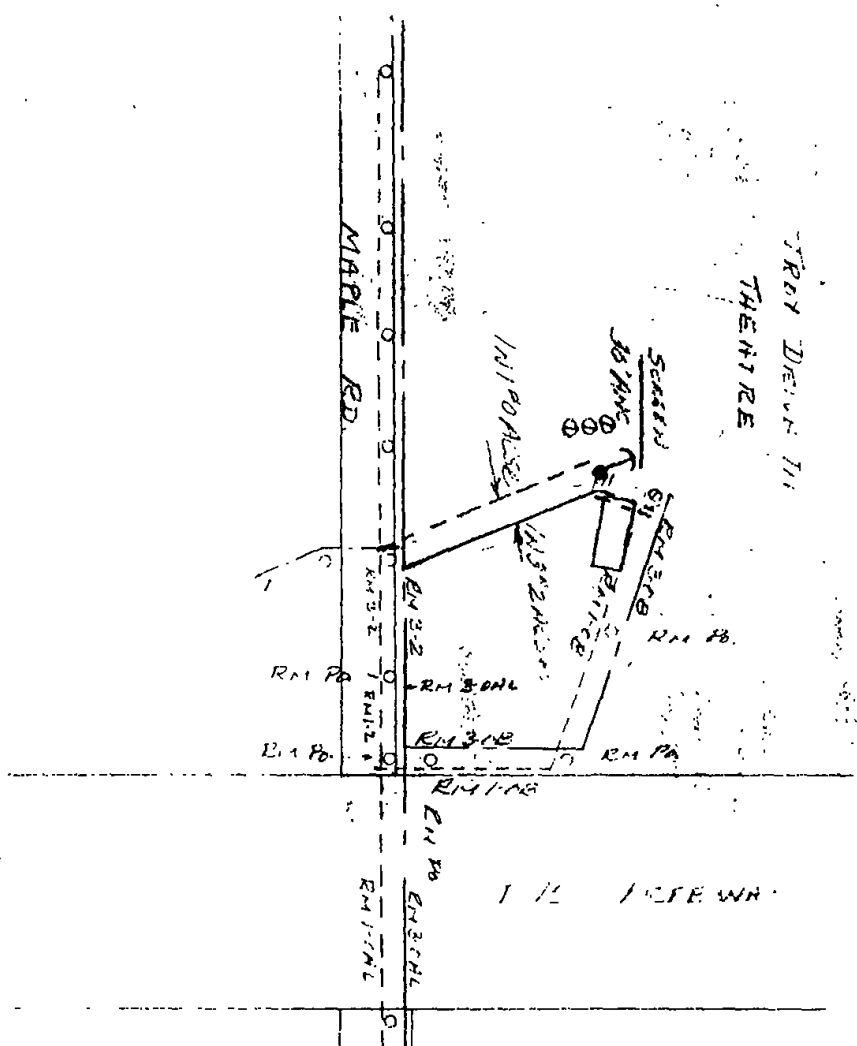
UQL

PERMITS IN GENERAL FILES 1(1 to record) R/W DEPT FILE _____ GRANTOR Troy Drive-In

NO OF PERMITS 1 NO OF STRUCTURES _____ NO OF MILES _____ PERMITS TO MBT _____

DATE April 8, 1966 SIGNED James A. Robertson
James A. Robertson, District R/W Rep, Oakland District

23608



FOR THE CITY OF DETROIT, MICHIGAN
 REQUEST FOR THE DESIGN OF
 TRAFFIC SIGNALS AND LIGHTS
 AT THE INTERSECTION OF
 TROY DRIVE AND MAPLE RD.

APPROVED	THE DETROIT EDISON COMPANY GENERAL ENGINEERING DEPARTMENT	
LAYOUT BY	D.S.C.	DRAWN BY
DATE	11-11-64	DRAWING NUMBER
SCALE	1/4" = 1'-0"	11-850

DE FORM 88 8 3-60

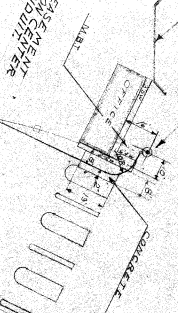


CABLE POLE DETAIL 2
EXISTING



NOTE:
CABLE & CASE GATE
LINE OVER CONDUIT

TROY DRIVE-IN THEATER



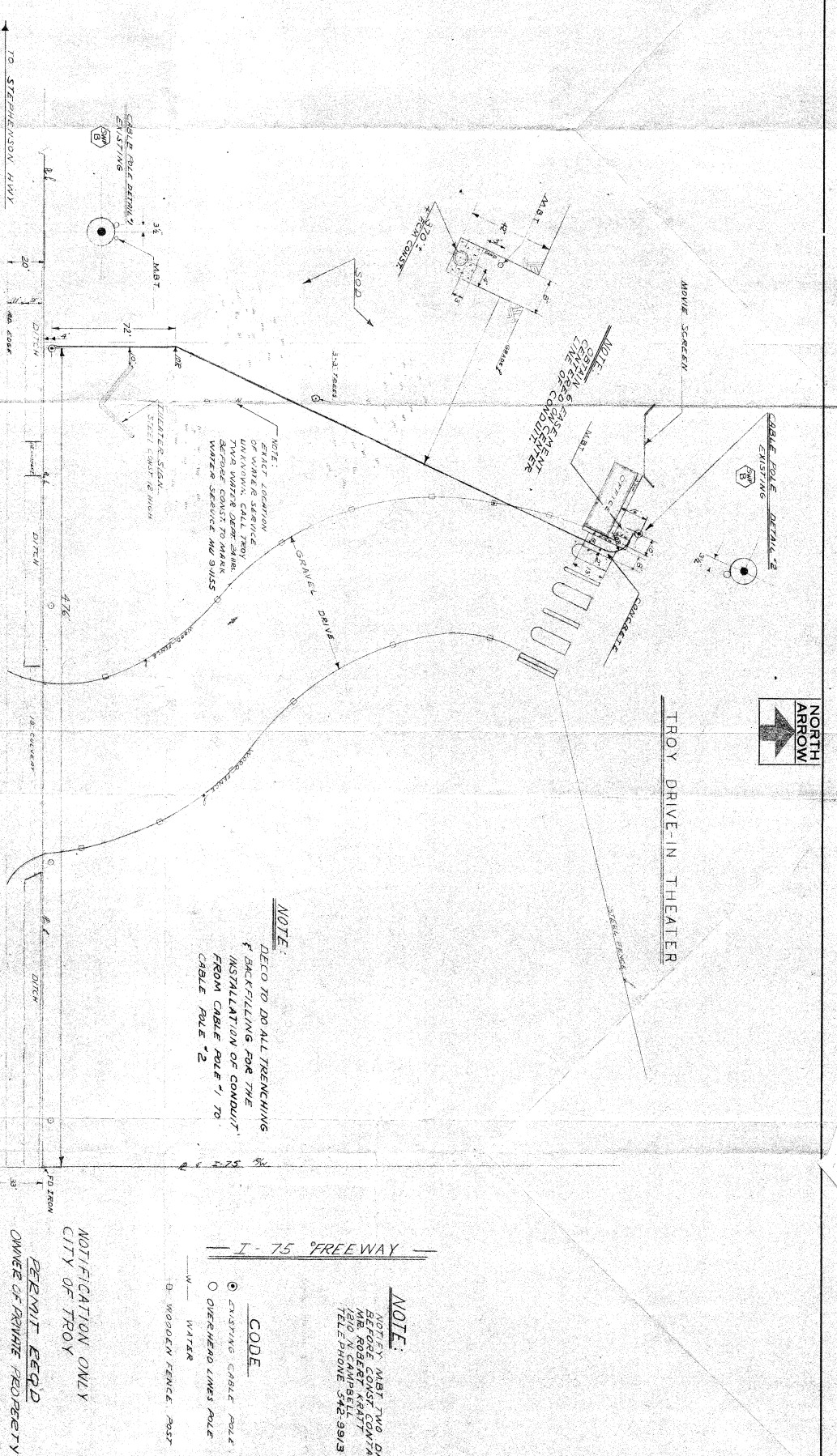
NOTE:
NOTIFY MBT TWO DAYS
BEFORE CONSTRUCTION
AND ONE DAY BEFORE
INSTALLATION
TELEPHONE 542-9913

CODE
 ⊙ EXISTING CABLE POLE
 ○ OVERHEAD LINES POLE
 W WATER
 D WOODEN FENCE POST

NOTE:
DECO TO DO ALL TRENCHING
& BACKFILLING FOR THE
INSTALLATION OF CONDUIT
FROM CABLE POLE # 1 TO
CABLE POLE # 2

NOTIFICATION ONLY
CITY OF TROY
PERMIT REQUIRED
OWNER OF PRIVATE PROPERTY

NOTE:
EXACT LOCATION
OF WATER SERVICE
UNKNOW, CALL TROY
UTILITY DEPARTMENT
BEFORE CONSTRUCTION
WATER SERVICE NUMBER 9155



D	REVISION	C	REVISION	B	REVISION	A	REVISION	OTHER APPROVAL	DATE	NAME	DATE	STATION

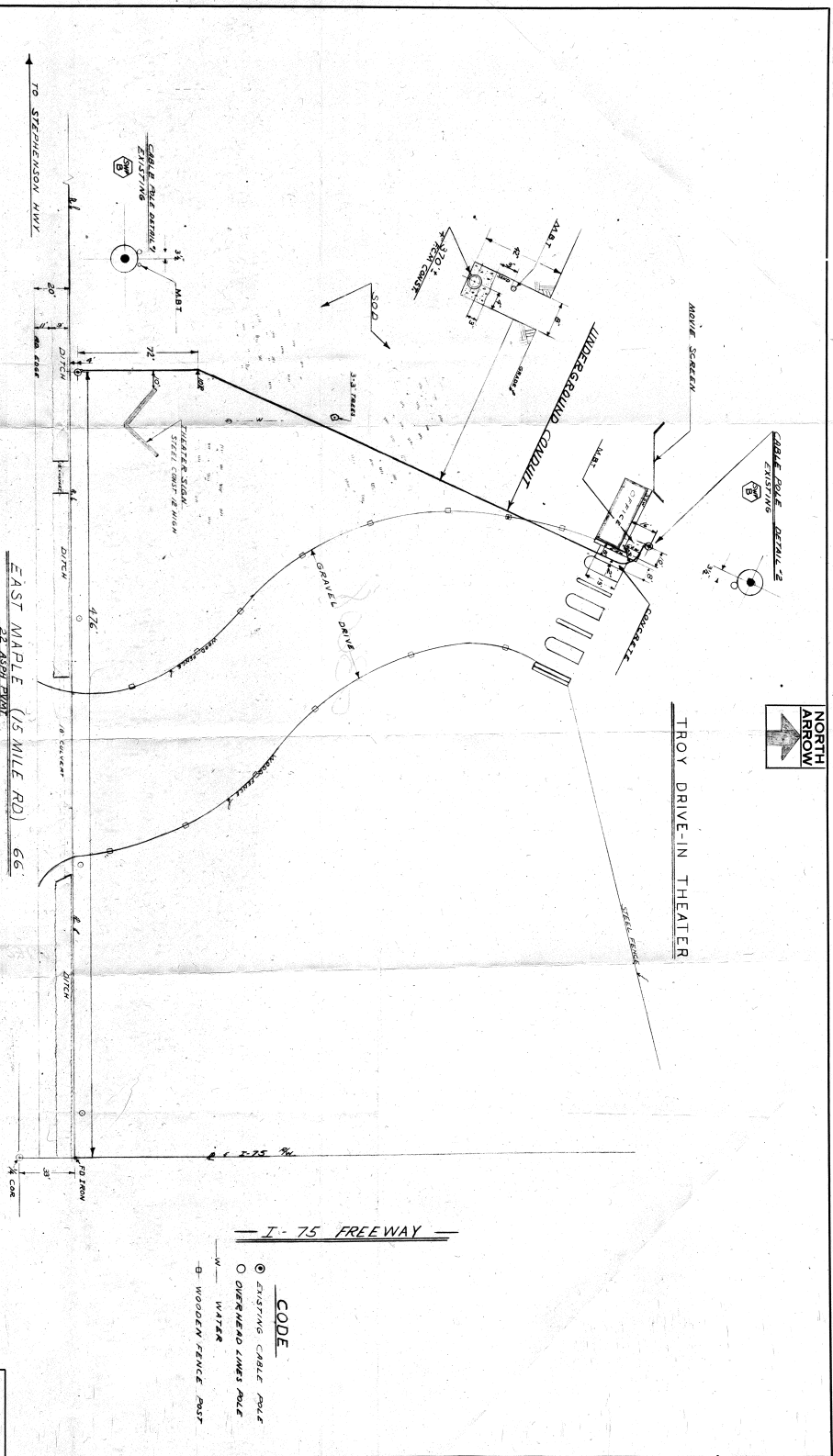
DESIGNED BY	CHECKED BY	APPROVED BY	DATE
W. J. ...	G. S. ...	G. S. ...	6-25-65

PROJECT NO.	DATE	SHEET NO.	TOTAL SHEETS
41-3-3-1006	7-2-65	1	1

THE DETROIT Edison COMPANY	
UNDERGROUND LINES DEPARTMENT	
SCALE	DATE
1" = 30'	6-25-65
APPROVED BY	DATE
[Signature]	6-25-65
PROJECT NO.	DATE
41-3-3-1006	7-2-65
SHEET NO.	TOTAL SHEETS
1	1

PROVISIONS REPORT ON VERT BY 24/68

TROY HOLDING COMPANY
 By *Thomas B. Burt*
 LEAH BROOKS, Resident



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