RIGHT SEWAY CORPORATE



Date September 20,1978

For good and valuable considerations, the right is hereby granted to The Detroit Edison Company, 2000 Second Avenue, Detroit. Michigan 48226, its successors and assigns, to construct, reconstruct, operate and maintain its underground lines for the transmission and distribution of electricity and Company communication facilities including the necessary conduits, fixtures, cables and cable poles, manholes and equipment under and across the property described hereinafter. The rights hereby granted include the right of access to and from the said premises, the right to construct, reconstruct, modify, operate and maintain said line facilities, and to trim or cut down any trees belonging to the grantor, either within said right of way or upon the lands of the grantor adjoining said right of way which, in the opinion of the grantee, at any time interfere with the construction and operation of said line facilities. It is expressly understood and agreed that the grantee shall, at no time, trim or cut down any trees unless, in the grantee's opinion, it is absolutely necessary to do so. Upon the written consent of the grantee, buildings or structures may be placed within said right of way. This grant shall be binding upon the successors and assigns of the granters may be placed within said right of way. This grant shall be binding upon the successors and assigns of the granters. The Company shall Indemnity and hold grantor barmless from and against any and all liability the company pursuant. To this instrument.

The manager	v avan which shic	grant is conveyed	is situated in the_	City	of	Troy
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, County of	Oakland	, State of Mich	igan and further des	scribed as foll	ows:	•
North 10 fee	et of the S	outh 1503.7	3 feet of the	e followi	na des	cribed
perty; part of	of southeas	t 1/4 Secti	on 35, Towns	hip 2 Nor	th, Ra	nge 11
t, beginning	at point d	listant Sout	h 88°13'06"	West 60 f	eet an	d North
09'04" West	75 feet fro	m southeast	section cor	ner; then	ce Sou	th 88°
06" West 675	feet, then	ce North 02	°09'04" West	1729.33	ieet,	tnence
th 88°13'06"	East 6/5 I	eet, thence	South 02-09			
beginning.			_	(contin		•
e exact location Exhibit A.	and dimension	ons of said ea	sement are shou	wn on the p	lat att	ached here
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Cherry 1	atri		By: / W/	XXXIA	us()	(
			B _o M.	DeFano		*
CHERYL O	PTIE		Proper	rty Manager	· · · · · ·	
				x1200 -	1	e e
			Attest:	WARRENZ	Sirc	7
			AS	SISTANT SEC		, ,
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pared By:				SKOKIE		
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mingham, Mic	nigan 48010),	_	26	9	55
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	and.	ay of <u>Septen</u>	nhen		beiore	ORGA.
On this	da	ay of <u>Jeffer</u>	400	A 📆 . 1978_	, before	mie ^z the s
iber, a Notary Public	c in and for said	county, appeared_	B. M. DeFanc	anan	d	TANKET 511
			luly sworn did say t	hat they are th	e Prope	rty Manage:
			Assistant S			
Sears, Roeb	uck and Co.			-		
that the seal affin		nment is the corn	orate seal of said	corporation an	d that said	d instrument
that the sear airr	tou to build motify	ument is the corp	0.400 0041 01 0414			
ned and sealed in be	half of said corp	oration by authorit	y of its board of dire	ectors and	<u> </u>	<u> </u>
		1	TARREN SIEGEL			
B _{an} M., DeFan		and		· · · · · · · · · · · · · · · · · · ·	- 1	^,
enowledged said inst	rument to be the	free act and deed	^	//	- A	
			40111	a S.	LITH	maker
		•	αuvv	1	prov.	
			Notary Public, Coc	ok	Ta County, Mi	Himoia
	<i>a 1</i>	/	Ţ 			
Commission Expires	s. 8 /23/	81	4b:	"P 15 TO IN	· · · · · · · · · · · · · · · · · · ·	7 -7-
	7 7		11501	B.C.	1. 1.7.7	CAR DATE
	11/2	(over)] 4-L-\7/\1 _e	DECKER LITE OF	Name of Street	I

LIBER 7632 PAGE 732

The total sum of Ten Dollars (\$10.00) shall be paid to the grantor for the above mentioned easement.

Should the undersigned request The Detroit Edison Company to vacate the aforementioned easement, the undersigned will provide an alternate route for the easement which shall be satisfactory to The Detroit Edison Company.* In addition, the cost of relocating the easement, underground facilities, and equipment, shall be borne by the undersigned.

Should this easement be abandoned by The Detroit Edison Company, said easement shall revert back to the understighed and The Detroit Edison Company shall have no further -claim topics afforemented easement.

*and The Detroit Edison Company will release the existing easement.

Any installation, maintenance, modification, repair, reconstruction or removal of said facilities and equipment shall be performed as expeditiously as possible so as to minimize interference with the use of grantor's property, including the flow of pedestrian and vehicular traffic, and The Detroit Edison Company shall restore the easement area to as good a condition as it was in prior to such installation, maintenance, modification, repair, reconstruction or removal.

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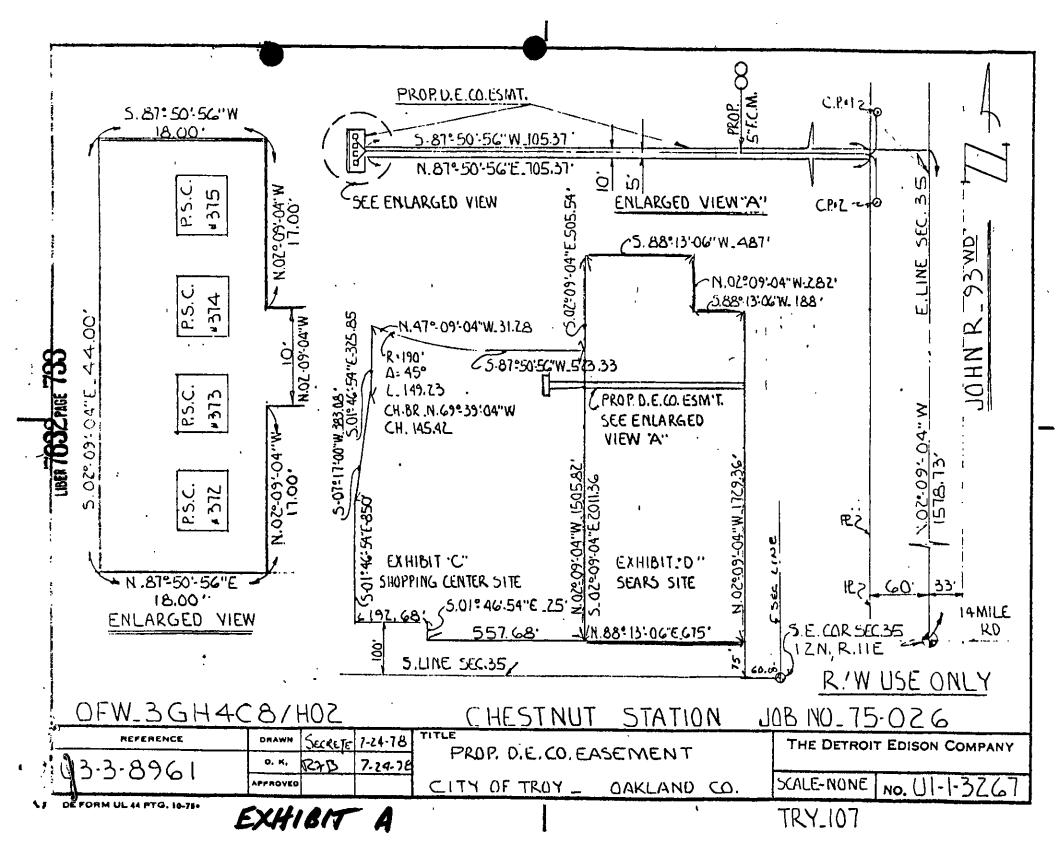
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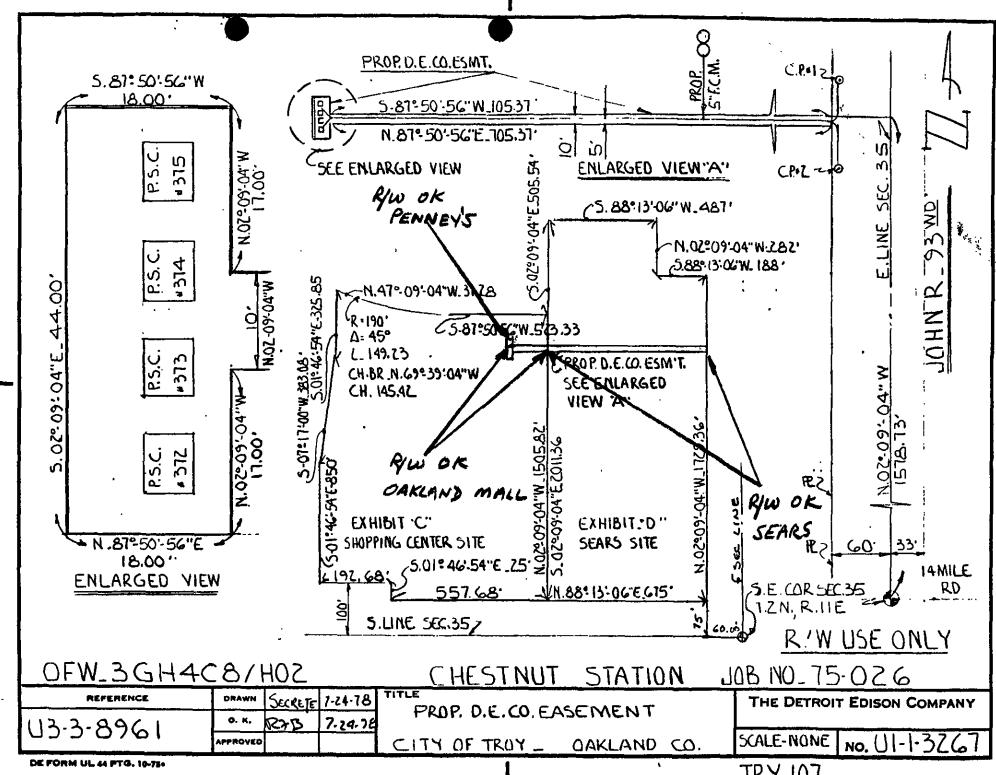
RETURN TO
J. A. ROBERTION
THE DETROIT EDISON COMPANY
30400 TELEGRAPH ROAD, 272 OAXDH
BIRMINGHAM, MICHIGAN 48010

-- M

PLEASE SECURE RIGHT OF WAY AS FOLLOWS:

•	JULY 25, 1978
WEST OF JOHN R. NORTH OF 14 MILE ROAD	APPLICATION NO. 13-3-8961
	DEPT. ORDER NO.
TROY	
CITY CONSTRUCT	O. F W. NO
TOWNSHIP COUNTY OAKLAND	BUDGET ITEM NO.
DATE BY WHICH RIGHT OF WAY IS WANTED SEPT. 1, 1978	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 Proposed Detroit Edis	on Company easement with
Rights of Ingress and Egress as shown on Drawing U1-1-326	7.
	· · · · · · · · · · · · · · · · · · ·
PURPOSE OF RIGHT OF WAY Establish feeds and switch cabinets to	serve the Oakland Mall.
Coordinate Right of Way with Mr. Larry Orlow, Industrial 1	Marketing Engineer. 3
	Co
	Harketing Engineer.
° 0 0 00 1	_
SIGNED J. P. Belleti	
L. P. Belletini, Sun Eng., Planning & Laye	out Division Services
	DEPARTMENT
REPORT OF REAL ESTATE AND RIGHTS OF WA	T DEPI.
Recordable rights of way secured as shown on the	attached sketch.
Contacts by J. McDonald of Real Estate, Rights o	f Way & Claims.
	6
:	16
	9
*	
4.	
Div.Ser. 3	
PERMITS IN RECORD CENTER 3 R.E. & R/W DEPT. FILE	ANTOR Sears, Roebuck
NO. OF PERMITSNO. OF MILESNO. OF MILES	PERMITS TO MBT
DATE 9-24-79 SIGNED SIGNED	Pobulas
MAMES A.	ROBERTSON





TRY_107

Burton Abstract and Title Company

General Office 1650 W. Big Beaver Rd. Troy Michigan 48084, Phone (313) 643-4000

LIMITED

Record Title Search

				1,0,0,0,0		
Furnished to:						
We have searched the r	ecords in	the Office of t	the Register of	f Deeds affecting pro Oakland	operty in the	nty,
Michigan, described as:				•		• •
Part of Southea beginning at a west 60 feet an from southeast seconds west 67 west 1729.33 fe east 675 feet; 1729.33 feet to	point d nort section 5 feet et; thence	distant s h 02 degr n corner; t; thence nence nort s south 02	outh 88 dees 09 mi thence someth 02 th 88 degrees	egrees 13 minutes 04 second the 88 degrees 09 minutes 04 minutes 0	nutes 06 seconds west 75 ees 13 minutes 04 seconds ea	onds feet es 06 econds s
fromfound the following co	11, 3	L964	, to the c	ertification date set	forth below and	have
					's Liens, no	
Warranty Deed,						
Warranty Deed,						
Quit Claim Deed Right-of-Way, 1						
Right-of-Way, I						
Quit Claim Deed				(Reference O	nly)	
(See Attached (Copies)				

NO SEARCH has been made for any instrument, however designated, which has been filed as a financing statement pursuant to the Uniform Commercial Code.

NO SEARCH of the records of the Circuit, Probate or other Courts, or of any records other than those in the office of the Register of Deeds, has been made.

NO SEARCH has been made as to Federal or State Tax Liens. No undischarged Notice of Federal or State Tax Lien has been filed or recorded in said Register of Deeds Office against any party appearing to have had a record interest in subject property at any time during the period covered by this Search, except such notices as were filed or recorded against such a party after said party's interest in subject property appears to have terminated of record.

Unpaid County Taxes:

Not Examined.

Unpaid City Taxes:

Not Examined.

Unpaid Special Assessments:

Not Examined.

Certified to:

September 4, 1978 at 8 A.M.

as

BURTON ABSTRACT AND TITLE COMPANY

63-154061

Reference No.

Gorald L. Mean
Authorized Signature

NOTE: In consideration of the fact that the above information is to be used for reference purposes only and not relied upon as evidence of title, it is furnished at a reduced rate and this Company's liability is limited to the amount paid for this information. If evidence of title is desired, an application for title insurance should be made to Burton Abstract and Title Company.

SEARS.

General Office 1650 W. Big Beaver Rd, Troy Michigan 48084, Phone (313) 643-4000

LIMITED

Record Title Search

		Reference No.	
Furnished to:	The Detroit Edison Com Michigan, 48010 At		
	ed the records in the Office of the Re	egister of Deeds affecting property	
City	of	Oakland Oakland	County,
Michigan, descr	ibed as:		
(SEE ATTAC	HED DESCRIPTION RIDER)		

February 17, 1964 , to the certification date set forth below and have found the following conveyances and undischarged encumbrances: EXCEPT, Agreements, Leases and Mechanic's Liens, not shown. Warranty Deed, Liber 4536, Page 703. Warranty Deed, Liber 4536, Page 704. Quit Claim Deed, Liber 4536, Page 706. Right-of-Way, Liber 4779, Page 419.

Easement, Liber 5122, Page 434. Easement, Liber 5122, Page 436. Warranty Deed, Liber 6670, Page 865. Quit Claim Deed, Liber 7101, Page 764. Warranty Deed, Liber 7255, Page 890. Mortgage, Liber 5322, Page 772.

(See Rider No. 1)

NO SEARCH has been made for any instrument, however designated, which has been filed as a financing statement pursuant to the Uniform Commercial Code.

NO SEARCH of the records of the Circuit, Probate or other Courts, or of any records other than those in the office of the Register of Deeds, has been made.

NO SEARCH has been made as to Federal or State Tax Liens. No undischarged Notice of Federal or State Tax Lien has been filed or recorded in said Register of Deeds Office against any party appearing to have had a record interest in subject property at any time during the period covered by this Search, except such notices as were filed or recorded against such a party after said party's interest in subject property appears to have terminated of record.

Unpaid County Taxes: Not Examined.

Not Examined. Unpaid City Taxes:

Unpaid Special Assessments: Not Examined.

Certified to: September 4, 1978 at 8 A.M.

as

BURTON ABSTRACT AND TITLE COMPANY

Dorald L. Meag Authorized Signature

NOTE: In consideration of the fact that the above information is to be used for reference purposes only and not relied upon as evidence of title, it is furnished at a reduced rate and this Company's liability is limited to the amount paid for this information. If evidence of title is desired, an application for title insurance should be made to Burton Abstract and Title Company.

TB-64 KOGAN RECORDED RIGHT OF WAY NO.

63-154062

Assignment of Lessor's Interest in Leases, Liber 5322, Page 780. Partial Discharge of Mortgage, Liber 7255, Page 893.

Mortgage, Liber 5480, Page 815.

Subordination Agreement, Liber 5817, Page 504.

Assignment of Lessor's Interest in Lease, Liber 5817, Page 508.

Supplemental Agreement, Liber 6121, Page 761.

Subordination Agreement, Liber 6766, Page 61.

Mortgage, Liber 6821, Page 882.

Assignment of Agreements, Rents and Leases, Liber 6821, Page 893.

Chattel Security Agreement, Liber 6822, Page 01.

Second Supplemental Agreement, Liber 6822, Page 08.

Partial Release of Mortgaged Premises, Liber 7255, Page 863.

The following documents are for reference only:

Quit Claim Deed, Liber 5680, Page 421. Quit Claim Deed, Liber 5680, Page 423. Partial Discharge of Mortgage, Liber 5740, Page 521. Drainage Easement, Liber 4758, Page 337. Easement, Liber 4556, Page 254.

(See Attached Copies)

RECORDED RIGHT OF WAY NO.

Rider attached to and forming part of Abstract Certificatedtic Limited Search No. 63-154062

BURTON ABSTRACT & TITLE COMPANY

By Sevall J. Meagher Authorized Signature

DESCRIPTION RIDER

Land in the City of Troy, Oakland County, Michigan, described as: Part of Southeast 1/4 of Section 35, town 2 north, range 11 east, beginning at a point distant south 88 degrees 13 minutes 06 seconds west 877 feet and north 02 degrees 09 minutes 04 seconds west 75 feet from southeast section corner; thence south 88 degrees 13 minutes 06 seconds west 180.62 feet; thence north 02 degrees 10 minutes 54 seconds west 208.71 feet; thence south 88 degrees 13 minutes 06 seconds west 208.71 feet; thence south 02 degrees 10 minutes 54 seconds east 208.71 feet; thence south 88 degrees 13 minutes 06 seconds west 26.44 feet; thence north 01 degree 46 minutes 54 seconds west 25 feet; thence south 88 degrees 13 minutes 06 seconds west 192.68 feet; thence north 01 degree 46 minutes 54 seconds west 850 feet; thence north 07 degrees 17 minutes 00 seconds east 383.08 feet; thence north 01 degree 46 minutes 54 seconds west 625.94 feet; thence north 88 degrees 13 minutes 06 seconds east 677.88 feet; thence south 02 degrees 09 minutes 04 seconds east 1718.21 feet; thence south 88 degrees 13 minutes 06 seconds west 142.00 feet; thence south 02 degrees 09 minutes 04 seconds east 161.06 feet to beginning. Contains 29.35 acres, more or less.

Rider attached to and forming part of AUSTRIAN DEPTH TO Limited Search No. 63-154062

BURTON ABSTRACT & TITLE COMPANY

By Seral J. Meagher/
Authorized Signature