

Detroit Edison

Real Estate and Rights of Way

Joint Overhead and Underground Right of Way Agreement

83 15416

November 7th, 19 87

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, and _____

General Telephone Company, a _____ Michigan _____ corporation of _____

455 E. Ellis, Muskegon, MI 49441

hereinafter referred to collectively as 'GRANTEE,' the right to construct, reconstruct, modify, add to, operate and maintain overhead and underground line facilities consisting of poles, ~~guy~~ ~~anchors~~, conduits, wires, cables, ~~transformers~~ and accessories required to provide electric and communication services in, under, upon, over and across property located in the CITY VILLAGE of Milford, County of Oakland, State of Michigan, further described as:

Commencing at a point 375 ft. north of the southwest corner of Lot eleven (11) of Assesor's Re-Plat of Bellevue Addition to the said Village of Milford; running thence north on the west line of said Lot 11, 125 ft.; running thence east 577.5 ft. to the east line of Lot 7 of said Assesor's Re-Plat; thence running south 125ft.; thence west 577.5 ft. to the point of beginning. Excepting from the aforementioned parcel the westerly 299.5 ft. (Said land is part of the S.E. 1/4 of S.E. 1/4 of Section 10, Town 2 North, Range 7 East).

2033

(2)

Also therefrom a 30 ft. easement off of the E. side of Lot 7 as described in Right of Way recorded in Liber 2888, Page 231, O.C.R.

SIDWELL #16-10-476-090 - Lots 7 and 11

B#92 REG/DEEDS PAID
0001 FEB.01'88 01:12PM
0505 M160 9.00

as shown on the attached drawing RW# 0-8761-R-1 which is made a part hereof.

DECO

The right of way is (6') (SIX) 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 trees, brush or roots of any kind either within the right of way or on property adjoining the right of way which in the opinion of the GRANTEE interferes with the construction or operation of the 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. The GRANTEE 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 the written 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:

C. George Williams
C. George Williams

Robert R. Roselle
ROBERT R. ROSELLE

Lee J. Zacharis
LEE J. ZACHARIS

Bette G. Roselle
BETTE G. ROSELLE, HIS WIFE

Prepared by: C. George Williams
The Detroit Edison Company
30400 Telegraph Suite 264
Birmingham, MI 48010

Address: 710 Bellevue
Milford, MI 48042

Phone # 685-1306

[Handwritten initials]

RECORDED RIGHT OF WAY NO. 37979

State of Michigan)
County of OAKLAND) SS:

On this 7TH day of NOVEMBER, 1987, the foregoing instrument was acknowledged before me, a notary public in and for said county, by Robert R. Roselle and Bette G. Roselle, his wife.

My Commission Expires 12-28-87

C. GEORGE WILLIAMS
Notary Public, Oakland County, MI
My Commission Expires Dec. 28, 1987

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

RECORDED RIGHT OF WAY NO. 317999

APPLICATION FOR RIGHT OF WAY

DE 957-0811 5-7458 (MS 80)

Milford Trip
e. 110

PLEASE SECURE RIGHT OF WAY AS FOLLOWS

ASSESSORS REPLATT OF BELLVUE
ADDITION - MILFORD VILLAGE

DATE SEP 14, 1987

LOCATION SIDWELL # 16-10-476-089 AND
SIDWELL # 16-10-476-090

APPL CATION NO. RW # 08761-21

CITY OR VILLAGE MILFORD VILLAGE

DEPT ORDER NO _____

TOWNSHIP MILFORD COUNTY DAKLAND

O F W NO _____

DATE BY WHICH RIGHT OF WAY IS WANTED NOV 1-1987

BUDGET ITEM NO _____

THIS R. W IS 100 % OF TOTAL PROJECT NO. _____ ACCUM. _____ %.

INQUIRY NO. _____

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 6F IND. UG RECORDED EASEMENT
(SEE ATTACHED SKETCH)

PURPOSE OF RIGHT OF WAY TO SERVE 675- MILL ST.
SIDWELL # 16-10-476-089

RECORDED RIGHT OF WAY NO. 377998-377999

SIGNED Robert Kelly ^{Jr} SUPERVISOR SERV. PLAN'S.
OAKLAND DIVISION HEADQUARTERS OFFICE SERVICE PLANNING DEPARTMENT

REPORT OF REAL ESTATE AND RIGHTS OF WAY DEPT

Joint recordable underground right of way obtained as requested per attached drawing. Contacts made by C. George Williams, Representative; Real Estate, Rights of Way & Claims; Oakland Division.

PERMITS IN RECORD CENTER 2 R.E. & R/W DEPT. FILE 2 GRANTOR Roselle & Weaver

NO OF PERMITS 4 NO. OF STRUCTURES _____ NO. OF MILES _____ GTE PERMITS TOXNET 2

DATE January 7, 1988 SIGNED James D. McDonald
James D. McDonald, Sr. Representative

LIBER 10290 ADJ 832

ALL TREES MARKED TO BE CUT

CUT 4 TREES (SMALL) MARKED

R/W SECURED
ROBERT ROSELLE
710 BELLEVUE
PHONE 695-1306

MILL ST
HURON ST
SOUTH HILL

16-10-476-069

16-10-476-070

* R/W SECURED

16-10-476-089
* BECKY WEAVER
1092 PENARTH
UNION LK MI 48085

16-10-476-090 #710

RP 40637
40-5
FUT. C.P.

* TRIM TOP
* R/W SECURED
PAUL KNOPP
784 BYRON CT
PHONE 685-2439
IN PRIMARY

16-10-476-064

16-10-476-026
CUT-5 * #718

* R/W SECURED
DAVID BRISTOL
718 BELLEVUE
PHONE 684-4042

* CUT ALL TREES AS MARKED

16-10-476-065

16-10-476-066

** TREE FOREMAN

CALL G.O. WILLIAMS
DAY BEFORE CUTTING TREES
* 645-4372

6 FT PRIVATE EASEMENT FOR PUBLIC UTILITIES

REQUIRES TREE CUTTING & TRIM TO EXTEND PRIMARY TO EXISTING POLE
EXISTING POLE TO BE REPLACED

REQUIRES 6 FT WID, RECORDED EASEMENT IN EASTERLY - WESTERLY DIRECTION FROM AND ADJACENT TO SOUTH PROPERTY LINE OF SIDWELL # 16-10-476-090
70' IN LENGTH

REQUIRES 6 FT WID RECORDED EASEMENT IN EASTERLY - WESTERLY DIRECTION ALONG AND ADJACENT TO SOUTH PROPERTY LINE 300' IN LENGTH

PERMITS TO RECORD CENTER R/W UTILITIES GTE TERMINATOR

REPORT OF PROPERTIES AND RIGHTS OF WAY DEPARTMENT R/W SECURED AS INDICATED ON THIS SKETCH

BY: G. GEORGE WILLIAMS
DATE: 12-30-87
DPT: WAREHOUSE DISTRICT

REVIEWED 10/19/87

721.34'

E CORNER

6669

DE.CO J.U. MEMO # 6073 TO GEN. TELE CO.

- LEGEND
- FOREIGN POLE
 - EXIST DE CO POLE
 - PROPOSED POLE
 - EXIST ANCHOR
 - PROPOSED ANCHOR
 - TREE
 - 120/240 VOLT LINE
 - 4800 VOLT LINE
 - 13 200 VOLT LINE
 - 40 000 VOLT LINE

| | | | |
|--|-------------------|--------------------------------------|---|
| THE DETROIT EDISON COMPANY-SERVICE PLANNING DEPARTMENT | | | |
| CITY OR TOWNSHIP MILBRED | COUNTY OAKLAND | QTR & TWP SECT NO E 1/4 SE 1/4 10 | DEPT ORDER NO |
| MAP SECT 1-156-394 | TOWN 2N | RANGE 7E | JOINT R/W REQUIRED YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> |
| PROJECT NAME EMERGENCY-GTE | | TEL ENGR & DIST | R/W NO 0876121 |
| CIRCUIT DC BEES PHASE | | REASON VENUES AT 675 MILL RD | IPROJ OR PART NO |
| PLANNER C THOMAS (JUN) | | SCALE NONE | QFW SO OR PL NO |
| | | DATE 10-5-87 | BUDGET ITEM NO TIMHOA 1.104 |