## POWER LINE EASEMENT



THIS INDENTURE, made the 13th \_\_\_\_ day of <u>April</u>

, between the City of Pontiac, a Municipal Corporation, 450 Wide Track Drive, East, Oakland County, Michigan, party of the First Part, and the Detroit Edison Company, 2000 Second Avenue, Detroit, Michigan, party of the Second Part.

WITNESSETH: That the said party of the First Part, for and in consideration of the sum of One Dollar in hand paid by the said party of the Second Part, the receipt whereof is hereby confessed and acknowledged, and on the conditions and agreements hereinafter contained to be performed by said party of the Second Part, which the said party of the Second Part, by acceptance hereof, agrees to perform and comply with, does by these presents grant and convey unto the said party of the Second Part and to its successors and assigns forever, the right to construct and maintain permanently a Power Line over that certain piece or parcel of land situated and being in the City of Pontiac, County of Oakland, and State of Michigan, known and described in the City Assessor's Records as follows:

A part of the S.E.  $\frac{1}{4}$  of Section 27, T.3N., R.10E., City of Pontiac, Oakland County, Michigan described as commencing at the S.E. corner of said Şection Country, Michigan described as commencing at the S.E. corner of Said Section 27; thence N. 01° 42′ 23″ W., 210.14 feet to the point of beginning; thence continuing N. 01° 42′ 23″ W., 880.4 feet; thence S. 88° 13′ 00″ W., 500.40 feet; thence N. 01° 42′ 23″ W., 637.02 feet; thence N. 48° 07′ 03″ W., 478.50 feet; thence N. 57° 20′ 42″ W., 321.44 feet; thence N. 74° 16′ 00″ W., 324 feet; thence N. 83° 00′ 23″ W., 324 feet; thence N. 86° 00′ 23″ W., 706.59 feet to the cast line of the Crand Trunk Railroad right-of-way; 706.59 feet to the cast line of the Grand Trunk Railroad right-ol-way; thence S. 02° 26′ 00″ E., 1196.63 feet; thence N. 87° 37′ 30″ E., 389.11 feet; thence S. 09° 15′ 30″ W., 368.23 feet; thence S. 28° 56′ 02″ E., 372.99 feet; thence S. 60° 44′ 28″ E., 216.78 feet; thence N. 54° 22′ 54″ E., 551.38 feet; thence N. 0° 06′ E., 46.24 feet; thence on a curve to the right (Radius 1164.60 feet, long chord bearing S. 67° 55′ 31″ E., 499.36 feet) a distance of 503.26 feet; thence S. 55° 32′ 54″ E., 432.57 feet; thence on a curve to the left (Radius 1557 & feet long chord bearing S. thence on a curve to the left (Radius 557.8 feet, long chord bearing S. 70° 26' 14" E., 286.65 feet) a distance of 289.89 feet; thence S. 04° 40' 26" W., 40 feet; thence on a curve to the left (Radius 597.8 feet, long chord bearing N. 88° 34' 48" E., 67.86 feet) a distance of 67.88 feet; thence N. 88° 09' 58" E., 196.93 feet to the east line of Section 27; thence southerly along said east line to the point of beginning, excepting that part lying easterly of the west line of Opdyke Road and also excepting the permanent right-of-way of the Pontiac Clinton River Drain #2.

The power line easement includes that land more precisely described as:

A 12 foot wide easement for construction and maintenance of utilities and a

Commencing at the center of Section 27; thence S. 52° 43' 55" E., 195.18 feet; thence S. 00° 26' 26" E., 1019.88 feet; thence N. 89° 47' 05" E., 1 foot to the point of beginning; thence continuing N. 89° 47' 05" E., 585 feet; thence S. 27° 05' 23" E., 230.77 feet; thence S. 78° 44' 11" E., 750 feet; thence N. 00° 43' 10" W., 247 feet; thence S. 89° 26' 10" E., 292 feet; thence S. 70° 86' 10" E., 263 feet; thence S. 89° 46' 10" E., 397 feet to the point of ending at a power pole in the Opdyke Road right-of-way.

THE DETROIT EDISON COMPANY.

2000 SEGOND AVENUE DETROIT, MICHIGAN 48226

RECORDED RIGHT OF

## LIBER 5670 PAGE 476

The party of the Second Part is to have the right to place anchors for the power poles off the above described easement as is deemed necessary and is to have the right to go upon said premises at any time after said power line is constructed thereon, to repair same, when in its judgment it needs repair, giving and granting unto said party of the First Part, its successors and assigns, the right to use said premises permanently for the uses and benefits of said party of the First Part, its successors and assigns forever, except that no building or permanent structure shall be erected thereon.

The party of the First Part grants this right-of-way for Power Line on the following conditions: Whenever repairs to said Power Line are found necessary, access thereto

shall be obtained outside of said premises, if possible. If it is not possible to obtain access outside of said premises, then access may be gained thereto on said premises, and the party of the Second Part shall recompense said party of the First Part for any damage resulting therefrom, or repair said premises to substantially the same conditions that existed prior to the repair work. Also, if it is deemed necessary, by the party of the First Part, to at any time relocate the Power Line, the party of the Second Part shall assume all costs.	
Dated this 13th day of April	, A.D., 19 <u>71</u> .
Signed in the presence of	1
Establish Steller Re	obert Fitch Jackson - Mayor
Javob 2 Joucie	Olya Barbeley
Faith E. Soucie Ol	g# Barkeley - City Clerk
STATE OF MICHICAN)	
COUNTY OF OAKLAND)	
On this 13th day of April me, a Notary Public, in and for said County, per	, A.D., 19 <u>71</u> , before resonally appeared Robert Fitch
Jackson and Olga Barkeley	
who being first duly sworn did say that they are the City Clerk of the City of Pontiac, a Michiga poration named in and which executed the within to said instrument is the corporate seal of said was signed and sealed in behalf of said corporate and said Robert Fitch Jackson and Olga Barkele acknowledged said instrument to be the corporation.	n municipal corporation, the corninstrument, and that the seal affixed corporation, and that said instrument ation by authority of its City Commissions free act and deed of said
<del></del> -	Julia Winter
My Commission expires May 21, 1971	Julia Winter  ptary Public, Oakland County, Michigan
Instrument drafted by:	
Thomas E. Hunter 450 Wide Track Drive, East Pontiac, Michigan	RETURN TO  W. C. ARNOLD  THE DETROIT EDISON COMPANY

2000 SECOND AVENUE DETROIT, MICHIGAN 48226 COUNTY OF OAKLAND)

City of Pontiac,

I, Olga Barkeley, Clerk of the City of Pontiac, Michigan, do hereby certify that the following is a true copy of Resolution adopted by the Pontiac City Commission at a meeting held Tuesday, April 13, 1971:

"By Comm. Jackson, supported by Comm. Tucker, Whereas, the Detroit Edison Company has requested an Easement for a power line across the City's Sewage Treatment Plant property west of Opdyke Road, so that a new line to provide an alternate source of power for the Sewage Treatment Plant may be installed; and

Whereas, said easement is satisfactory in form;

Now, Therefore, Be It Resolved, that said power line easement to the Detroit Edison Company, covering the property legally described below, is approved, and the Mayor and the City Clerk are hereby authorized to execute it for and on behalf of the City of Pontiac.

Be It Further Resolved, that said easement covers the property described as follows:

A part of the SE 1/4 of Section 27, T3N, R10E, City of Pontiac, Oakland County, Michigan, described as commencing at the SE corner of said Section 27; thence N. 010 42' 23" W. 210.14 feet to the point of beginning; thence continuing N. 010 42' 23" W. 880.4 feet; thence S. 88° 13' 00" W. 500.40 feet; thence N. 01° 42' 23" W. 637.02 feet; thence N. 48° 07' 03" W. 478.50 feet; thence N. 57° 20° 42" W. 321.44 feet; thence N. 74° 16° 00" W. 324.0 feet; thence N.  $83^{\circ}$  00' 23" W. 364.0 feet; thence N.  $86^{\circ}$  00' 23" W. 706.59 feet to the east line of the Grand Trunk Railroad right-of-way; thence S. 02° 26' 00" E. 1196.63 feet; thence N. 87° 37' 30" E. 389.11 feet; thence S. 09° 15' 30" W. 368.23 feet; thence S. 28° 56' 02" E. 372.99 feet; thence S. 60° 44' 28" E. 216.78 feet; thence N. 54° 22' 54" E. 551.38 feet; thence N.0° 06' E. 46.24 feet; thence on a curve to the right (Radius = 1164.60 feet, long chord bearing S. 67° 55' 31" E. 499.36 feet) a distance of 503.26 feet; thence S. 55° 32' 54" E. 432.57 feet; thence on a curve to the left (Radius 557.8 feet, long chord bearing S. 70° 26' 14" E. 286.65 feet) a distance of 289.89 feet; thence S. 040 40' 26" W. 40.0 feet; thence on a curve to the left (Radius = 597.8 feet, long chord bearing N. 88° 34' 48" E. 67.86 feet) a distance of 67.88 feet; thence N. 880 09' 58" E. 196.93 feet to the east line of Section 27; thence southerly along said east line to the point of beginning, excepting that part lying easterly of the west line of Opdyke Road and also excepting the permanent right-of-way of the Pontiac Clinton River Drain No. 2.

The power line easement includes that land more precisely described as:

A 12-foot wide easement for construction and maintenance of utilities and a 30-foot wide tree clearance easement, in the SE 1/4 of Section 27, T3N, R10E, City of Pontiac, Oakland County, Michigan, whose centerline is described as:

RETURN TO W. C. ARNOLD THE DETROIT EDISON COMPANY 2000 SECOND AVENUE DETROIN MICHIGAN 48226 RECORDED RIGHT OF WAY NO. 2679

3.00

Commencing at the center of Section 27; thence S.  $52^{\circ}$  43' 55" E. 195.18 feet; thence S.  $00^{\circ}$  26' 26" E. 1019.88 feet; thence N.  $89^{\circ}$  47' 05" E. 1 foot to the point of beginning; thence continuing N.  $89^{\circ}$  47' 05" E. 585.0 feet; thence S. 27° 05' 23" E. 230.77 feet; thence S.  $78^{\circ}$  44' 11" E. 750.0 feet; thence N.  $00^{\circ}$  43' 10" W. 247.0 feet; thence S.  $89^{\circ}$  26' 10" E. 292.0 feet; thence S.  $70^{\circ}$  26' 10" E. 263.0 feet; thence S.  $89^{\circ}$  46' 10" E. 397.0 feet to the point of ending at a power pole in the Opdyke Road right-of-way."



Given under my hand and seal of the City of Pontiac, Michigan this 15th day of April, (A), D. 1971

> Orga Barkeley, City Clerk of the City of Pontiac, Michigan

> RETURN TO
> W. C. ARNULD
> THE DETROIT EDISON GOMPANY.
> 2000 SEGOND AVENUE
> DETROIT, MICHIGAN 48226

EECORDED RIGHT OF WAY NO. AC 794

