

DECLARATION OF
RESTRICTION OF EASEMENT

THIS DECLARATION, made this 20th day of April, 1976, 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, hereinafter referred to as "EDISON".

W I T N E S S E T H :

WHEREAS, the Pontiac City Commission did, by Resolution No. 587, adopted at a meeting on Tuesday, August 29, 1972, and thereafter corrected by Resolution No. 854, adopted October 15, 1974, which actions taken together are hereinafter called "Resolution", vacate certain streets and alleys located within the South Park Subdivision; and

WHEREAS, said Resolution reserved to the City of Pontiac, The Detroit Edison Company, Michigan Bell Telephone Company and Consumers Power Company an easement for public utility purposes over said vacated streets and alleys; and

WHEREAS, said Resolution was recorded on September 1, 1972 in Liber 5937, Pages 29-30, Oakland County Records, and the correction thereto was recorded in Oakland County Records; and

WHEREAS, EDISON agrees to modify, restrict and limit the use of said easement in the manner and form provided herein;

NOW, THEREFORE, EDISON hereby declares that the easement reserved in the property described in Paragraph 1 hereof shall be modified, restricted and limited as set forth herein.

1. The real property in which the easement to be modified, restricted and limited is located is within South Park Subdivision, Pontiac, Oakland County, Michigan, as recorded in Liber 47, Page 21 of Plats, Oakland County Records and described as follows:

Woodford Avenue from Bradford Avenue to Ferry Avenue, South Park Subdivision

Greendale, north of Ferry Avenue, South Park Subdivision

Midway Avenue from Ferry Avenue north to the north property line of old Lot 328, South Park Subdivision

The portion of Ferry Avenue lying north of lot 358 and east of East Boulevard, according to the following description:

RECORDED RIGHT OF WAY NO. 30419

A part of Ferry Avenue of South Park Subdivision, as recorded in Liber 47, Page 21, Oakland County, Michigan Records, more particularly described as:

Beginning at a point on the East ROW line of East Boulevard, said point being North 02°30'00" East 11.31 feet from the Northwest Corner of Lot 358 of said South Park Subdivision; thence South 86°26'32" East 120.01 feet to the West line of Lot 232; thence North 02°30'00" East 0.76 feet to the Northwest Corner of said Lot 232; thence South 85°59'40" East 15.0 feet along the North line of said Lot; thence continuing along said North line on a curve to the right 10.55 feet, said curve having a radius of 100.00 feet, central angle of 06°02'44" and long chord bearing South 82°58'18" East 10.55 feet; thence South 86°26'32" East 99.86 feet; thence North 03°59'00" East 29.54 feet to the North line of Ferry Avenue; thence along said North line on a curve to the right 52.19 feet, said curve having a radius of 623.25 feet, central angle of 04°47'52" and long chord bearing North 65°49'36" West 52.17 feet; thence continuing along said North line on a curve to the left 63.02 feet, said curve having a radius of 160.00 feet, central angle of 22°34'00" and long chord bearing North 74°42'40" West 62.61 feet; thence continuing along said North line North 85°59'40" West 16.57 feet to the Southwest corner of Lot 332; thence North 02°30'00" East 13.00 feet along the West line of said Lot 332; thence North 85°59'40" West 120.03 feet along the South line of Lot 357 and said line extended east to the East Line of Alley; thence South 02°30'00" West 74.72 feet to the point of beginning. The aforementioned description contains 0.35 acres.

Central Avenue from the line drawn between the Southeast corner of Lot 202 and the Northeast Corner of Lot 173, and extending West to a line drawn from the Northwest corner of Lot 157 to the Southwest corner of Lot 218, South Park Subdivision.

Irwin Avenue from a line drawn between the Southeast corner of Lot 126 and the Northeast corner of Lot 94 and extending West to a line drawn between the Northwest corner of Lot 79 and the Southwest corner of Lot 142, South Park Subdivision.

Also in addition:

That part of the North $\frac{1}{2}$ of that part of Ferry Avenue (60 feet wide), being part of "South Park Subdivision" a part of the Southwest $\frac{1}{4}$ of Section 34, Town 3 North, Range 10 East, City of Pontiac, Oakland County, Mich. as recorded in Liber 47, Page 21, Oakland County Records. Described as: Beginning at a point located along a curve to the right 37.58 feet, said curve having a radius of 623.25 feet, central angle of 03°27'16" and long chord bearing North 84°17'22" West 37.57 feet from the southeast corner of Lot 331 of said "South Park Subdivision"; thence from this point of beginning North 86°26'32" West 152.45 feet along the South line of Lots 11 and 12 to the southwest corner of Lot 12 of proposed "Pontiac Industrial Subdivision No. 1", a replat of part of said "South Park Subdivision"; thence North 03°59'00" East 29.67 feet along the west line of said Lot 12 to the southeast corner of Lot 332 of said "South

