

For valuable consideration, the receipt of which is hereby acknowledged, the undersigned hereby grant and convey to 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", the easements and right to erect, lay, maintain, reconstruct and replace underground facilities consisting of wires, cables, conduits, fixtures and appurtenances including the necessary above ground equipment, connections, poles and accessories which may from time to time be required in, under, upon, over and across the land located in the <u>cities</u> ofRochester & Rochester, Hills, Oakland County, Michigan, and more particularly described on the attached Appendix "A", with the full right to EDISON of ingress and egress upon said land for the purposes of this grant, and the further right to trim, cut down or otherwise control brush and trees within the easements herein described.

Said easements shall be <u>ten (10)</u> feet in width unless otherwise indicated and their route is described as follows:

Underground lines are located in accordance with attached drawing which is made a part hereof. B#92 REG/DEEDS PAID

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In order to provide for the proper maintenance and protection of EDISON, the undersigned covenant and agree that:

1. The easements will be graded to within four (4) inches of final grade before EDISON lines are installed and this ground elevation must be maintained after installation of utilities to avoid the pooling of water in, on or around above ground EDISON equipment.

2. No buildings or structures other than EDISONS' equipment are to be placed within the easements herein granted. No excavation is to be permitted within said easements without approval of EDISON.

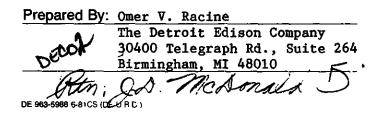
3. No shrubs or foliage shall be planted or grown within five (5) feet of the front door of transformers or switching cabinet enclosures. EDISON shall not be responsible to Owners for damages to or removal of trees or plant life planted in front of said door or within the easement causing an interference with EDISONS' maintenance of their equipment.

4. If the lines of facilities of EDISON are damaged by the acts of Owners, their agents, employes or contractors, repairs shall be made by EDISON at the cost and expense of Owners. Owners are defined as those persons owning the land at the time the damage occurred.

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 and seal on this date:

Witnesses: thann. Ruthann Barnaby



Grantors: Watch-Sibilla-Fortuna-Terrace Partnership A Michigan Co-Partnership

Watch. ann $\Lambda \eta$ ^ Marren Terrace, Co-Partner Address: 44607 Oregon Trail Plymouth, MI 48170

LIBER 9959 HAGE 623

COUNTY OF Wayne

STATE OF MICHIGAN

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Personally came before me this <u>20th</u> day of <u>May</u>, 1987, William Watch, Co-Partner; and Warren Terrace, Co-Partner; of the above named Co-Partnership, to me known to be the persons who executed the foregoing instrument, to me known to be the co-partners of said Co-Partnership and acknowledge that they executed the forgoing instrument as such co-partners as the free act and deed of said Co-Partnership.

My Commission Expires: April 14, 1990

SS:

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Notary Public VIRGINIA M. PARKER County, MichiganNotary Public, Wayne County, Michigan My Commission Expires April 14, 1990

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APPENDIX "A"

Part of the west ½ of Section 14, T3N, R11E, City of Rochester, and City of Rochester Hills, land in "Supervisor's Plat No. 2", a subdivision recorded in Liber 54A of Plats, Page 92, Oakland County Records, said land being described as follows:

Parts of Lots 59, 61 and 62, and part of former Diversion Street, described as follows:

Beginning at. the north-west corner of said Lot 59, thence N. 81°40'14" E., along the south line of South Street, 53.02 ft., thence south-easterly, along a curve to the right of radius 30.00 ft. (long chord bears S. 53°25'23" E., 42.35 ft.) an arc distance of 47.02 ft.; thence along the west line of Diversion Street, along a curve to the right of radius 950.00 ft. (long chord bears S. 06°19'31" E., 72.74 ft.) an arc distance of 72.76 ft.; and along a curve to the right of radius 950.00 ft. (long chord bears S. 00°09'07" e., 141.84 ft.) an arc distance of 141.97 ft.; and S. 04'26'00" W., 82.30 ft.; and along a curve to the right of radius 126.16 ft. (long chord bears S. 48°56'36" W., 176.87 ft.) an arc distance of 196.00 ft.; and N. 86°33'00" W., 81.53 ft. and N. 86°33'00" W., 50.28 ft. to the east line of Rochester Road, thence along said line, along a curve to the right of radius 8654.37 ft., (long chord bears N. 02°59'28" E., 43.80 ft.) an arc distance of 43.80 ft.; thence S. 84°44'04" **8.**, 130.35 ft.; thence N. 03°51'41" E., 8.27 ft. to the south line of Lot 61; thence S. 83°58'31" E., 20.00 ft. to the south-east corner of said Lot 61; thence N. 03°48'12" E., along the east line of said Lot 61, 154.53 ft., and N. 03°34'30" E., 162.47 ft.; thence N. 87°56'09" W., 64.00 ft., thence N. 07°18'42" W., 55.00 ft. to the south line of South Street; thence along said line, N.

81°40'14" E., 76.00 ft. to the point of beginning, and containing 1.214 acres more or less.

SIDWELL NO 15-14-154.003-LOt59 15-14 154-002-LOt61 15-14-301-003-Lot59 5417092 15-14-301-006-LOt63 (15-14-301-004)

MEMORANDUM ORDER	TO Recenter	DATE 7.31-87 TIME
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COPIES TO		SIGNED Omer V. Racine
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	is following described premises situated in the C_{1ty} county of $Oakiand$ and State of Mic		÷
	(See Attached)	AN36 REB/DEEDS PAID 0001 MRR.18·87 03:02PN 9459 DEEDS 7.00	
	or the full consideration of one Poilar (\$1 00) ubject to The existing easements and t	building and use restrictions of record a	
	N WITNESS WHEREOF, the grantor has caused this instr	rument to be executed by its duly authorized partner(s).	1
U V V	lated this 5th day of March	ב 19 37 ת יי	a
50	Witnesses:	 Signed and Sealed: 00	
I INSURANCE	Sandin J. Radtko Sandra T. Radtke Mutter (M. Sishur PANETTE M. FISHER	By: William Watch By Warren Terrace	KBUVADBU ATGHT OF
	Janette M. Fisher TATE OF MICHIGAN OUNTY OF <u>MARCING</u>	Warren Terrace 0 Warren Terrace 4 Warren Terrace 4	
	The foregoing instrument was acknowledged before me th , 19 87 , by William Watch and Wa n behalf of MARCEN SAUDE Commons Partnersh Rochester Commons Partnersh ly commission expires DOMINIC B. PANICCIA Notary Public, Macomb County, Missian W Commission Review	AFTER TEFFACE ATTER TEFACE ATTER TEFACE	
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Land in the Citits of Rochester and Rochester Hills, Courty of Oakland, State of Michigan, described as:

Part of the West 1/2 of Section 14, Town 3 North Range 11 East, City of Rochester and City of Rochester Hills, Land in "Supervisor's Plat No. 2" a subdivision recorded in Liber 54A of Plats, Page 92, Cakland County Records, said Land being described as follows: Parts of Lots 59, 61 and 62 and part of former Diversion Street, described as follows:

Beginning at the Northwest corner of said Lot 59, thence North 81 degrees 40 minutes 14 seconds East along the South line of South Street, 53.02 feet; thence Southeasterly along a curve to the right of radius 30.00 feet (long chord bears South 53 degrees 25 minutes 23 seconds East, 42.35 feet; an arc distance of 47.02 feet; thence along the West line of Diversion Street, along a curve to the right of radius 950.00 feet (long chord bears South 106 degrees 19 minutes 31 seconds East, 72.74 feet; an arc distance of 72.76 feet; and along a curve to the right of radius 950.00 feet (long chord bears South 00 degrees 09 minutes 07 seconds Fast 141.84 feet) a., arc distance of 141.97 feet; and South 04 degrees 26 minutes 00 seconds West, 82.30 feet; and along a curve to the right of radius 126.16 feet (long chord bears South 48 degrees 56 minutes 56 seconds West 176.87 feet) an arc distance of 196.00 feet; and North 86 degrees 33 minutes 00 seconds West, 81.53 feet and North 86 degrees 33 minutes 00 seconds West 50.28 feet to the East line of Rochester Road, thence along said line, along a curve to the right of radius 8654.37 feet, (long chord bears North 02 degrees 59 minutes 28 seconds East, 43.80 feet) an arc distance of 13.80 feet; thence South 84 degrees 44 minutes 04 seconds East, 130.35 feet; thence North 03 degrees 51 minutes 41 seconds East 8.27 feet to the South line of Lot 61; thence South 83 degrees 58 minutes 31 seconds East, 20.00 feet to the Southeast corner of said Lot 61; thence North 03 degrees 48 minutes 12 seconds East along the East line of said Lot 61, 154.53 feet and North 03 degrees 34 minutes 30 seconds East, 162.47 feet; thence North 87 degrees 56 minutes 09 seconds West 64.00 feet; thence North 07 degrees 18 minutes 42 seconds West, 55.00 feet to the South line of South Street; thence along said line, North 81 degrees 40 minutes 14 seconds East 76.00 feet to the point of beginning.

#15-14-154-002 0461 15-14-154-003 0459 15-14-301-003 0459 15-14-301-006-0040



Oakland Division 30400 Telegraph Road Birmingham, Michigan 43010 (313) 645-4000

Phone 645-4388

April 28, 1987

Mr. Warren Terrace 44607 Oregon Trail Plymouth, MI 48170

Gentlemen:

Re: Rochester Commons Office Building

Enclosed is the original and one copy of the Right of Way Agreement for the above described project. Please have the original executed and returned to us. The copy should be retained by you for your records.

In order to comply with the recording statutes of the State of Michigan. please have two separate witnesses. The notary can be one of the witnesses. Also, print or type the names of all parties signing the documents, including witnesses, and notary.

Your attention is called to Paragraph No. 4 of this agreement, whereby you would be responsible for any damages which might occur to the Company's underground lines after installation. It is, therefore, extremely important that not only you, but any contractors working for you, exercise due care to avoid any damage.

RIGHT Prompt return of this instrument, fully completed, will assist in prompt scheduling of our work to be completed in your project. Please return all Q_g documents addressed to: The Detroit Edison Company, 30400 Telegraph Road, WAY HO. 372 Birmingham, Michigan, 48010. Attn: Omer V. Racine, Room 264.

Sincerely,

Omer Representative Racine, Real Estate, Rights of Way & Claims

OVR/kw Enclosures

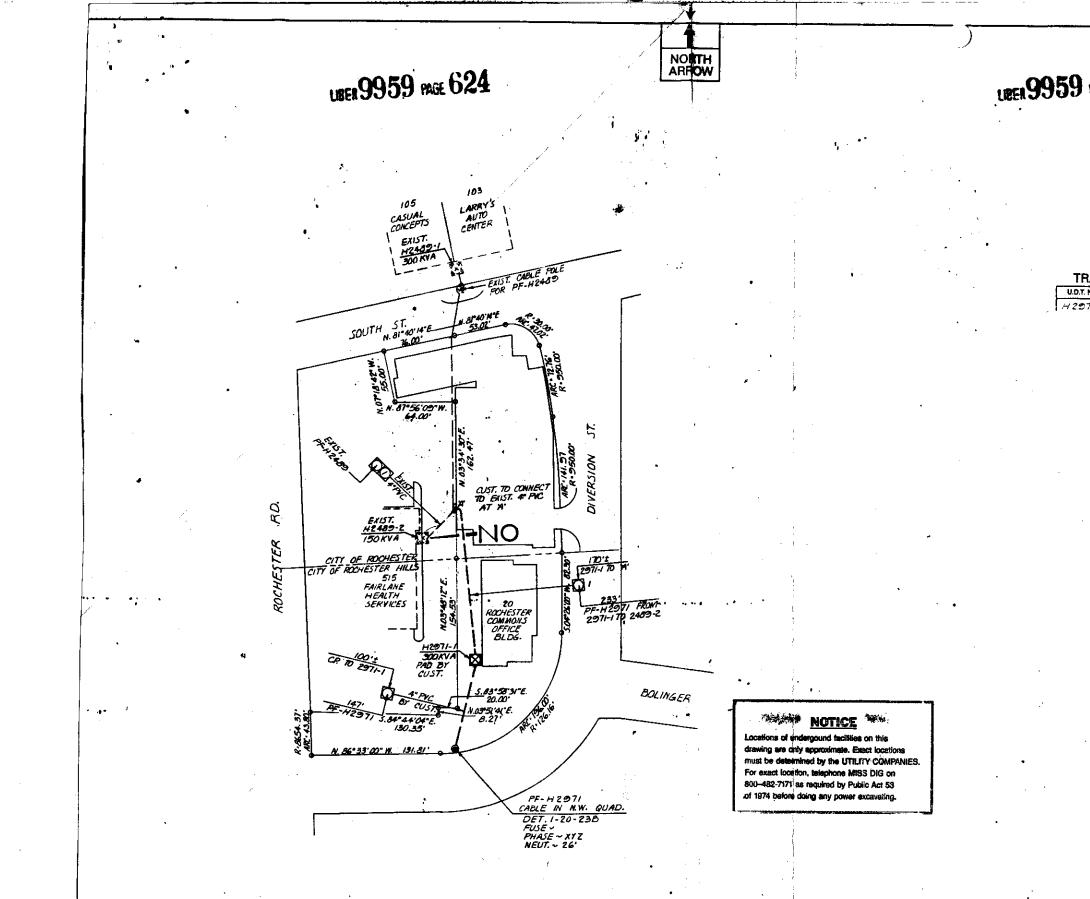
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	NO CABLE ITEM # ITEM # ITEM # ITEM # JOINT USE D.E. ONLY D.E. ONLY GAS ONLY OTHERS TOTAL STE SUPT TRENCH AND C SEE SECTION # SEE SECTION	AP3:80 AP3:80 AP3:80 H SUMM AL SIBIL AL S	PROPOSED SEP CONN 4 ARY 775 × 1 132 M 1 41 40 80 MARY MARY LLA SENER CUSTO NSTRUCTION INSTRUCTION INSTRUCTION	CABINET KV 0 V. 0 V.	7133882		n 3727/ "
	NO. CABLE ITEM # ITEM # ITEM # ITEM # ITEM # ITEM # ITEM # ITEM NUME D.E. ONLY GAS ONLY OTHERS TOTAL SITE SUPT. TRENCHING TO TRENCHING TO TRENCHING TO ITEM SECTION # TRENCHING TO D.E. SERVICE I	AP3:80 AP3:80 AP3:80 H SUMM AL SIBIL AL S	PROPOSED SEP CONN 4 ARY 775 × 1 132 M 141 40 80 MARY MARY LLA SENER CUSTO NSTRUCTION INSTRUCTION INSTRUCTION	CABINET KV 0 V. 0 V.	7133882		n 3727/ "
	NO	AP3:80 AP3:80 AP3:80 H SUMM AL SIBIL AL S	PROPOSED SEP CONN 4 ARY 775 × 1 132 M 141 40 80 MARY MARY LLA SENER CUSTO NSTRUCTION INSTRUCTION INSTRUCTION	CABINET KV 0 V. 0 V.	7133882		n 3727/ "
	NO	AP3:80 AP3:80 AP3:80 H SUMM AL SIBIL AL S	PROPOSED SEP CONN 4 ARY 775 × 1 132 M 141 40 80 MARY MARY LLA SENER CUSTO NSTRUCTION INSTRUCTION INSTRUCTION	CABINET KV 0 V. 0 V.	7133882		n 3727/ "
	NO	AP330 AP340 AP340 H SUMI AL SIBIL AL SIBI	PROPOSED SEP CONN 4 ARY 2014 1132 ON 4 140 80 4 141 80 MARY ULA CUSTO SENER CUSTO SAR APP NSTRUCTION EDESTALS (8) CMAN 5 CUSTO	CABINET KV 0 V. 0 V.	7133882	3:00 5:01-//60 MAT. DETAIL ULS (APTS ON MEANT OF CAB 5: 4/56	n 3727/ "
	NO.	AP3:80 AP3:80 AP3:80 H SUMM AL SIBIL AL S	PROPOSED SEP CONN 4 ARY XET 32 XET 32 XET 32 XET 32 XET 41 32 MARY 4140 80 MARY 4140 80 MARY 4141 80 4141 80 414180 4141 80 4141 80 41418	CABINET KV 0 V. 0 V.	7133882	3:00 5:01-//60 MAT. DETAIL ULS (APTS ON MEANT OF CAB 5: 4/56	n 3727/ "
	NO	AP2380 AP2380 AP2380 H SUMM H SUMM H SUMM AL SIBIL BUG LINE CON BUG LINE CON BUG LINE CON BUG LINE CON BUG LINE CON BUG LINE CON MERS AND PE LANNER: A LANNER: A	PROPOSED SEP CONN 4 ARY 2013 2 132 CM & 140 ED & 141 ED MARY CLLA CLA	CABINET KV 0 V. 0 V.	PHONE NO 7130827 = 7130814 = PHONE NO TES TES FOR TRANS FOR PLACE $TY \sim 6.4$ DOING ANY E	3:00 5:01-//60 MAT. DETAIL ULS (APTS ON MEANT OF CAB 5: 4/56	n 3727/ "
	NO.	AP2380 AP2380 AP2380 H SUMM H SUMM H SUMM AL SIBIL BUG LINE CON BUG LINE CON BUG LINE CON BUG LINE CON BUG LINE CON BUG LINE CON MERS AND PE LANNER: A LANNER: A	PROPOSED SEP CONN 4 ARY 2013 2 132 CM & 140 ED & 141 ED MARY CLLA CLA	CABINET KV 0 V. 0 V.	PHONE NO 7130827 = 7130814 = PHONE NO TES TES FOR TRANS FOR PLACE $TY \sim 6.4$ DOING ANY E	3:00 5:01-//60 MAT. DETAIL ULS (APTS ON MEANT OF CAB 5: 4/56	n 3727/ "
	NO.	AP2380 AP2380 AP2380 H SUMM AL SIBIL AL SIBIL AL SIBIL BUG LINE CON MERS AND PE LANNER: ACT "MISS DIC DICATED BY OU IN W	PROPOSED SEP CONN 4 ARY XET 32 XET 32 XET 32 XET 32 XET 41 30 MARY MARY MARY MARY SENER CUST22 SENER CUST22 SARA APPEN NSTRUCTION EDESTALS (8) CONSTRUCTION EDESTALS (8) CONSTRU	KV 0 0 V. 0 STANDARDS 0 MERS STANDARDS R BATRANCI STANDARDS DD H ERS STANDARDS 71) BERORE I S OTHERMISS <th>713 3882 =</th> <th>3:00 5:01-//60 MAT. DETAIL ULS (APTS ON MEANT OF CAB 5: 4/56</th> <th>n 3727/ "</th>	713 3882 =	3:00 5:01-//60 MAT. DETAIL ULS (APTS ON MEANT OF CAB 5: 4/56	n 3727/ "
	NO.	AP2380 AP2380 AP2380 H SUMM AL SIBIL AL SIBIL AL SIBIL BUG LINE CON MERS AND PE LANNER: ACT "MISS DIC DICATED BY OU IN W	PROPOSED SEP CONN 4 ARY XET 32 XET 32 XET 32 XET 32 XET 41 30 MARY MARY MARY MARY SENER CUST22 SENER CUST22 SARA APPEN NSTRUCTION EDESTALS (8) CONSTRUCTION EDESTALS (8) CONSTRU	CABINET KV 0 V. 0 V.	713 3882 =	3:00 5:01-//60 MAT. DETAIL ULS (APTS ON MEANT OF CAB 5: 4/56	n 3727/ "
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20-81	NO	AP2380 AP2380 AP2380 H SUMM H SUMM AL SIBIL C SIBIL AL SIBI	PROPOSED SEP CONN 4 ARY XET 32 XET 32 XET 32 XET 32 XET 41 30 MARY MARY MARY MARY SENER CUST22 SENER CUST22 SARA APPEN NSTRUCTION EDESTALS (8) CONSTRUCTION EDESTALS (8) CONSTRU	KV 0 KV 0 0 V. 0 V. V. </th <th>7133682 = </th> <th>3:00 5:01-1160 </th> <th>10 372/2 Xr/2 8</th>	7133682 =	3:00 5:01-1160 	10 372/2 Xr/2 8
20-81	NO	AP2380 AP2380 AP2380 H SUMM H SUMM AL SIBIL C SIBIL AL SIBI	PROPOSED SEP CONN 4 ARY XET 32 XET 32 XET 32 XET 32 XET 41 30 MARY MARY MARY MARY SENER CUST22 SENER CUST22 SARA APPEN NSTRUCTION EDESTALS (8) CONSTRUCTION EDESTALS (8) CONSTRU		7133682 =	3:00 5:01-1160 	10 372/2 Xr/2 8
20-87	NO	AP2380 AP2380 AP2380 H SUMM H SUMM AL SIBIL C SIBIL AL SIBI	PROPOSED SEP CONN 4 ARY 2014 1132 CON 4 140 80 4 141 80 MARY CLLA CLLA CLLA CLLA CLLA CLLA SENER CLLA CLLA SENER CLLA SENER CLLA SENER STRUCTON EDESTALS (84 CLLA SENER STRUCTON EDESTALS (84 CLLA SENER STRUCTON EDESTALS (84 CLLA SENER SETALS (84 CLLA SENER SETALS (84 CLLA SENER SETALS (84 CLLA SETALS (84 SETALS (84 S	KV 0 KV 0 0 V.	7133682 =	3:00 5:01-1160 	10 372/2 Xr/2 8
20-81		AP2380 AP2380 AP2380 H SUMM H SUMM AL SIBIL C SIBIL AL SIBI	PROPOSED SEP CONN 4 ARY 2014 1132 CON 4 140 80 4 141 80 MARY CLLA CLLA CLLA CLLA CLLA CLLA SENER CLLA CLLA SENER CLLA SENER CLLA SENER STRUCTON EDESTALS (84 CLLA SENER STRUCTON EDESTALS (84 CLLA SENER STRUCTON EDESTALS (84 CLLA SENER SETALS (84 CLLA SENER SETALS (84 CLLA SENER SETALS (84 CLLA SETALS (84 SETALS (84 S	KV 0 KV 0 0 V.	7133882 =	3:00 5:01-1160 	10 372/2 Xr/2 8
COMMONS OFFIC	NO	AP2380 AP2380 AP2380 H SUMM H SUMM AL SIBIL C SIBIL AL SIBI	PROPOSED SEP CONN 4 ARY 201 4 140 60 4 141 80 MARY 2141 80 MARY 214 3 141 80 MARY 4 140 60 MARY 4 140 60 154 154 154 154 154 154 154 154	KV 0.V. 0.V.	7133682 =	3:00 5:01-1160 	NO 372 2
	NO	AP3300 AP3300 H SUMI AL SIBIL AL SIBIL BUG LINE CON BUG L	PROPOSED SEP CONN 4 ARY 2014 141 40 60 4 141 80 MARY 2141 80 MARY 214 32 NER 2141 80 MARY 4 141 80 MARY 141 80 MARY 141 80 MARY 141 80 MARY 141 80 MARY 141 80 MARY 141 80 MARY 141 80 MARY 141 80 141 80 MARY 141 80 141 80 MARY 141 80 141 80		7133682 =	3:00 5:01-1160 MAT. DETAIL ULS (APTS. ON MENT OF CAB 5: 41:56 XCAVATION. ATION ONLY - PANY	STATISTICS
COMMONS OFFIC		AP3:80 AP3:80 AP3:80 AP3:80 H SUMI AL SIB/II COMMERSION SUG LINE CON SUG LINE	PROPOSED SEP CONN 4 ARY 2014 1112 2014 1141 80 MARY 2141 80 MARY 2147 80 MARY 2147 80 MARY 2147 80 MARY 2147 80 2147 80 2148 80 2147 80 2148 80 2147 80 21	CABINET KV 0 V. 0 V	7133682 =	320 551-//60 MAT. DETAIL ULS (APTS ON MENT OF CAB 5-4/56 	STATISTICS
COMMONS OFFICE BLDG.		AP3300 AP3300 H SUMI AL SIBIL AL SIBIL BUG LINE CON BUG L	PROPOSED SEP CONN 4 SEP CONN 4 ARY CON 4 140 50 A 141 50 MARY CUS	KV 0.V. 0.V.	7133682 =	300	10 3 P2 7 2
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COMMONS OFFICE BLDG.		AP2380 AP2380 AP2380 AP2380 H SUMI AL SIBIL AL SIB	PROPOSED SEP CONN 4 SE	KV 0 V. 0 V. 0 V. MAL NO. 0 M.	7133682 =	300	10 3 P2 7 2

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