

INDEX 4938 PAGE 895

L16105 PA689

68 62530

E126453
BASEMENT EASEMENT

Control Section 82143-B
Parcel # 2
GRAND TRUNK WESTERN RR

1-11/25

THIS AGREEMENT, effective this 21st day of

June, 1966, between the GRAND TRUNK WESTERN RAILROAD COMPANY, a Michigan corporation, hereinafter called the party

of the first part, and STATE OF MICHIGAN, hereinafter called the party of the second part.

MICHIGAN SEP 23 1966 10 35
BERNARD J. YOUNGBLOOD, Register of Deeds

W I T N E S S E T H :

WAYNE COUNTY 26. MICHIGAN

THAT said party of the first part, for and in consideration of the sum of Two Hundred Fifty Dollars (\$250.00) and other valuable consideration to it in hand paid, the receipt whereof is hereby acknowledged, does, by these presents, grant unto said party of the second part, its successors and assigns, an easement for underpass highway purposes to carry Eight Mile Road under the party of the first part's right-of-way and track, all within the parcel of land described as follows:

E126453

A parcel of land in the Southeast and Southwest quarter of Section 35, Town 1 North, Range 11 East, City of Ferndale, Oakland County, Michigan, and a parcel of land in the Northeast and Northwest quarter of Section 2, Town 1 South, Range 11 East, City of Detroit, Wayne County, Michigan; more particularly described as follows:

Commencing at the southwest section corner of Section 35, Town 1 North, Range 11 East; thence North 19°46'19" West to a point, a distance of 65.64 feet, which point is on the M.S.H.D. Survey Centerline; thence North 87° 54' 33" East to a point, a distance of 2507.04 feet, which point is the point of beginning and is on the West RR right of way line and is Station 708+39.96 on the Survey Centerline; thence North 39° 17' 32" West to a point, a distance of 133.53 feet; thence North 87° 54' 58" East to a point, a distance of 104.95 feet, which point is on the R.R. Centerline of its Westbound track; thence South 31° 16' 35" East along the R.R. Centerline to a point, a distance of 0.42 feet; thence North 87° 52' 01" East to a point, a distance of 196.18', which point is on the East R.R. right of way line; thence South 3° 53' 59" East to a point, a distance of 203.62 feet; thence South 31° 16' 35"

76210

Return to: Burton Abstract & Title Co.
1550 N. Woodward, Birmingham, Michigan
Attn: Marlie B. Smith

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L16105 PA690

East to a point, a distance of 25 feet; thence South 87° 52' 58" West to a point, a distance of 88.93 feet, which point is on the R.R. Centerline of its Westbound track; thence South 87° 54' 14" West to a point, a distance of 72.16 feet, which point is on the West R.R. right of way line; thence North 31° 16' 35" West to a point, a distance of 78.02 feet; thence North 39° 17' 32" West to a point, a distance of 64.49 feet, which point is the point of beginning.

The area contained within these lines is 1.16 acres, said easement being also shown on Plan A-4-66, dated January 14, 1966, attached hereto and hereby declared to be a part hereof.

The party of the first part reserves unto itself all right, title and interest in and to the land above described, which does not directly interfere with the use of the easement for underpass highway purposes herein granted, including but not limited to right to construct, maintain, repair, enlarge, alter, use, operate, renew, demolish or replace a track or tracks, power, communication and signal lines and all conduits, wire devices, pole guides, anchors, accessories, works and appurtenances and any other structure, fixture or facility, which right does not directly interfere with the easement for underpass highway purposes only.

The easement herein granted is for underpass highway purposes only, including the right to construct and maintain the grade separation structure for carrying said highway under the first party's right-of-way and track, the road embankment, drainage facilities and appurtenant ditches, and said easement shall exist only for so long as the same is required in connection with the use of said highway. In the event said easement shall cease to be used for highway purposes, the party of the second part agrees to execute a release and discharge of said easement in recordable form.

LIBER 4938 PAGE 897

LI16105 PA691

The terms and conditions of this easement, and the terms and conditions referred to in connection with the project between the party of the first part and the party of the second part, will be binding upon the successors and assigns of the parties hereto.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals this 21st day of June, 1966.

APPROVED
26-66

Signed, Sealed and Delivered in the Presence of:

S. I. Schwartz
E. M. Mueller

GRAND TRUNK WESTERN RAILROAD COMPANY
By H. A. SANDERS
Its Vice President & General Manager

ATTEST: FORBES B. HENDERSON
Its - Secretary

Carolyn K. Naffoor
CAROLYN K. NAFFOOR

STATE OF MICHIGAN
By HOWARD E. HILL
Its - STATE HIGHWAY DIRECTOR

STATE OF MICHIGAN }
COUNTY OF WAYNE } SS.

On this 20th day of July, 1966, before me personally appeared H. A. SANDERS and FORBES B. HENDERSON, to me personally known, who being by me severally duly sworn, did say that they are, respectively, Vice President and General Manager and Secretary of the GRAND TRUNK WESTERN RAILROAD COMPANY, a corporation created and existing under the laws of the State of Michigan, and that the seal affixed to the foregoing instrument is the corporate seal of the said corporation, and that the said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors; and the said H. A. SANDERS and FORBES B. HENDERSON do severally acknowledge the said instrument to be the free act and deed of the said corporation.

THIS INSTRUMENT WAS RECORDED BY
H. P. CORNWELL
481 WEST LAWRENCE STREET
ANN ARBOR, MICHIGAN

Walter C. Schoenrock
Notary Public, Wayne County, Michigan.
My commission expires: Notary Public, Oakland County, Mich.
Asst. in Wayne County
My Commission Expires Jan. 17, 1967

INDEX 4938 PAGE 898

STATE OF MICHIGAN }
COUNTY OF INGHAM } SS.

L16105 PAB92

On this 21st day of June, 1966, before me personally appeared Howard C. Hill, who being by me duly sworn, did say that he is State Highway District of the State of Michigan, and he hereby acknowledges said instrument to be the free act and deed of said State.

Mary Patricia Tynan

MARY PATRICIA TYNAN
Notary Public, Ingham Co., Mich.
My Comm. Expires Jan. 27, 1967

Notary Public, Ingham County, Michigan.

My commission expires: January 27, 1967

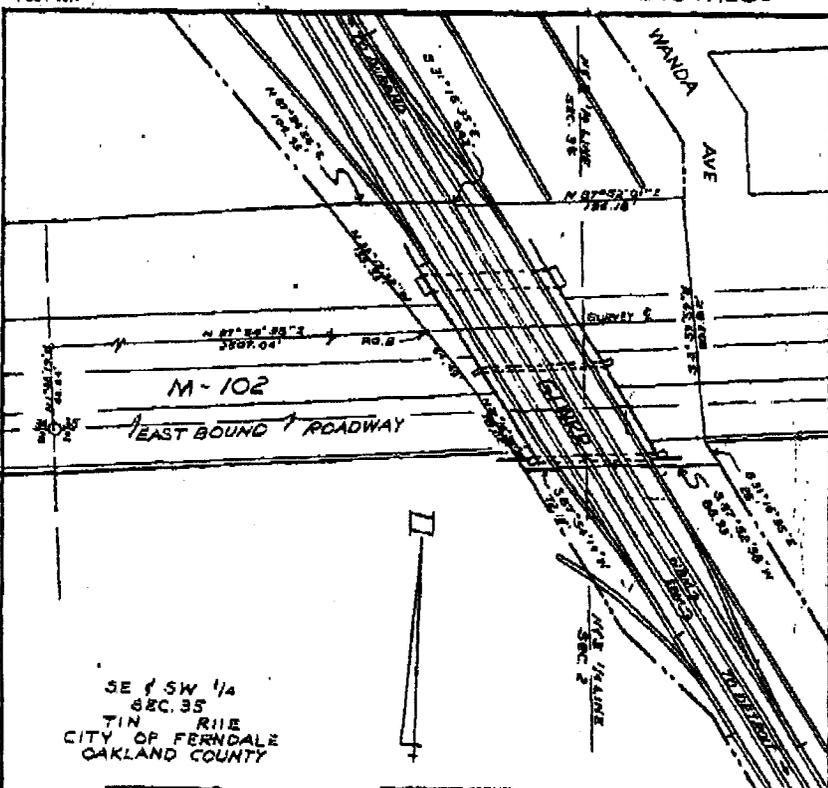
RECEIVED
NOTARY PUBLIC
INGHAM COUNTY
MICHIGAN
JAN 9 1966
M. M. Murphy
Notary Public

APPROVED
[Signature]
Notary Public
INGHAM CO., MICH.
APPROVED BY COM. [Signature]
DATE 3/2/66

4098 800
DATE 1/20/66 FILE 899

LI16105 PA693

POST 141.



SE 1/4 SW 1/4
SEC. 35
T1N R11E
CITY OF FERRDALE
OAKLAND COUNTY

NE 1/4 NW 1/4
SEC. 2
T1S R11E
CITY OF DETROIT
WAYNE COUNTY

**GRAND TRUNK WESTERN
RAILROAD COMPANY**

Detroit DIVISION Holly SUBDIVISION
DETROIT, WAYNE COUNTY, MICHIGAN
FERRDALE, OAKLAND COUNTY, MICHIGAN

Easement-Agreement

MICHIGAN STATE HIGHWAY DEPARTMENT
OFFICE OF DIVISION ENGINEER
Detroit MICHIGAN

PLAN NO. A-4-66 January 14, 1966

SCALE 1"=100' FILE NO. 27-13

BOUNDARIES OF G. T. W. R. R. CO. ————
Boundaries of land covered by Easement-Agreement ————

J. S. Colton
DIVISION ENGINEER