

WATER MAIN EASEMENT

Tienken Trail Lofts, LLC a Michigan limited liability company of 44840 Utica Road Utica, Michigan 48317

grants to the CITY OF ROCHESTER HILLS, a Michigan municipal corporation, of 1000 Rochester Hills Drive, Rochester Hills, Michigan 48309, an easement for the construction, operation, maintenance, repair and/or replacement of a water main on, under through and across land more particularly described as:

See attached Exhibit A

Parcel ID# 15-03-451-031

In connection with the grant of easement, Grantor waives and relinquishes any right, title or interest in the waterman, or the facilities incidental thereto, which may be located in the easement.


All property disturbed or altered, now or in the future, by reason of the construction, operation, maintenance, repair and/or replacement of the water main shall be restored by the City to its immediately prior condition, except to the extent permanent improvements or alterations necessary to the use and exercise of easement rights granted hereunder are made.

The easement shall be irrevocable and non-exclusive, and Grantor and Grantor's successors and assigns may use and enjoy the easement area in common with the City.

Grantor expressly reserves to Grantor and Grantor's successors and assigns, so long as there is no interference with the construction, operation, maintenance, repair and/or replacement of the water main: (a) the right of ingress and egress over, through and across the easement, and (b) the right to grant other non-exclusive easements and rights-of-way across, over, under and through the easement parcel, with the condition that prior to such a grant written consent shall be obtained from the City.

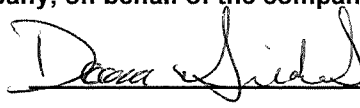
Exempt from Transfer Taxes under MCL 207.505(a) and 207.526(a).

IN WITNESS HEREOF, the undersigned have hereunto affixed their signatures on this 21st day of December, 2021.

Tienken Trail Lofts, LLC

Signature
Brad Byrnes
(Print Name)
Managing Member
Title

STATE OF MICHIGAN
COUNTY OF macomb

The foregoing instrument was acknowledged before me this 21st day of December 2021, by Brad Byrnes who is a member of Tienken Trail Lofts, LLC, a Michigan limited liability company, on behalf of the company.

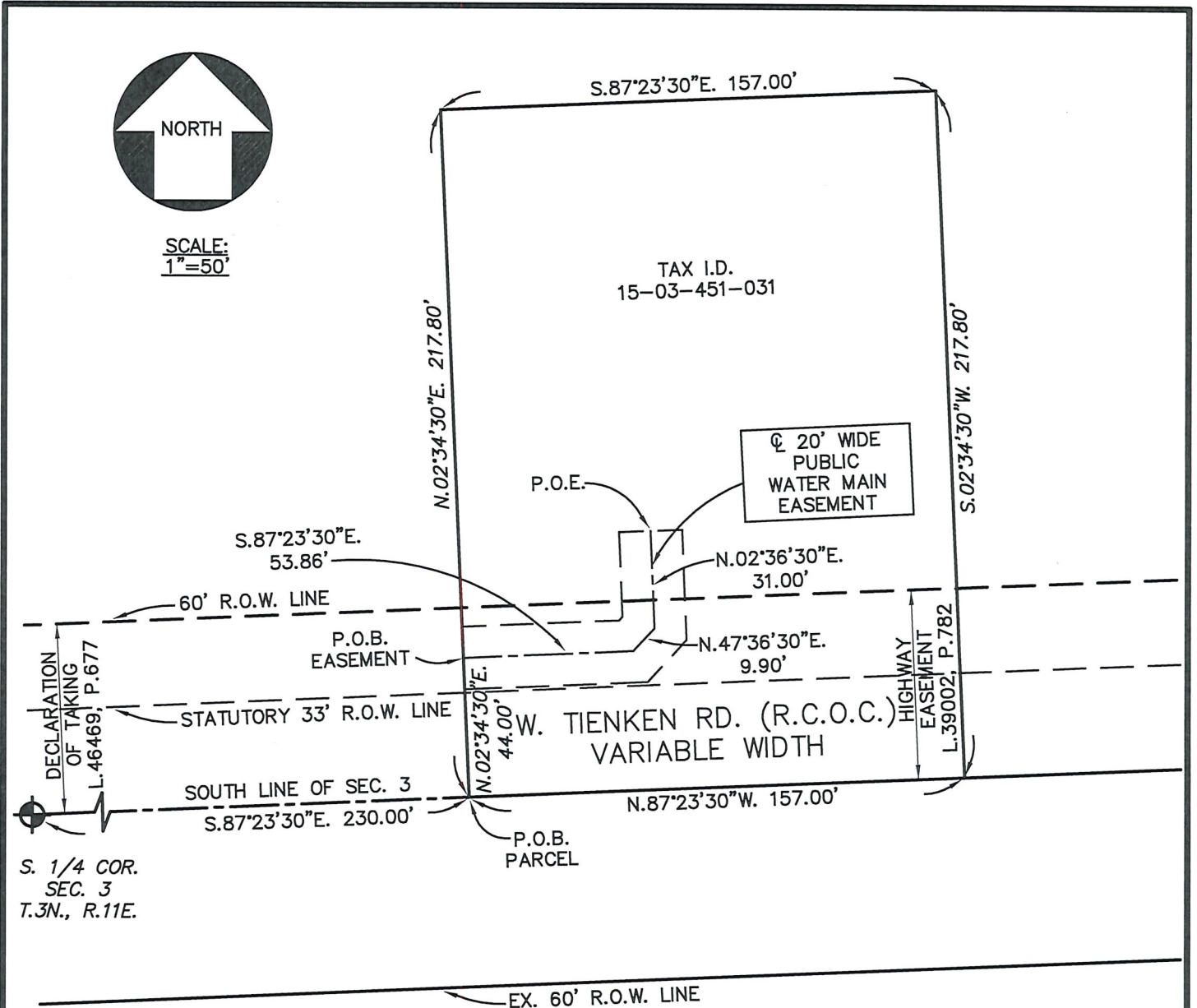

Deena Sieders, Notary Public
macomb County, Michigan
My Commission Expires: 3/16/2027

Drafted by:
Paul J. Lewsley, P.E.
Environmental Engineers, Inc.
18620 W Ten Mile Road
Southfield, MI 48075

When recorded, return to:
Clerks Dept.
City of Rochester Hills
1000 Rochester Hills Drive
Rochester Hills, MI 48309

bhw Staran
Approved 1/3/22

EXHIBIT "A"




SUBJECT PROPERTY DESCRIPTION – TAX I.D. 15-03-451-031

A PART OF THE SOUTHEAST 1/4 OF SECTION 3, TOWN 3 NORTH, RANGE 11 EAST, CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT DISTANT S.87°23'30"E. 230.00 FEET, ALONG THE SOUTH LINE OF SAID SECTION 3 FROM THE SOUTH 1/4 CORNER OF SAID SECTION 3; THENCE N.02°34'30"E. 217.80 FEET; THENCE S.87°23'30"E. 157.00 FEET; THENCE S.02°34'30"W. 217.80 FEET; THENCE N.87°23'30"W. 157.00 FEET ALONG SAID SOUTH SECTION LINE TO THE POINT OF BEGINNING.

PUBLIC WATER MAIN EASEMENT DESCRIPTION

A 20 FOOT WIDE EASEMENT FOR PUBLIC WATER MAIN PURPOSES WHOSE CENTERLINE IS DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTH 1/4 CORNER OF SECTION 3; THENCE S.87°23'30"E. 230.00 FEET ALONG THE SOUTH LINE OF SAID SECTION 3; THENCE N.02°34'30"E. 44.00 FEET TO THE POINT OF BEGINNING OF SAID EASEMENT; THENCE S.87°23'30"E. 53.86 FEET; N.47°36'30"E. 9.90 FEET; THENCE N.02°36'30"E. 31.00 FEET TO THE POINT OF ENDING OF SAID EASEMENT.

Exhibit Approved
Jm
 01/13/2022 8:26:03 AM

<p><u>PREPARED FOR:</u></p> <p>SUNBYRNES CONSTRUCTION, LLC 44840 UTICA ROAD UTICA, MICHIGAN 48317 PHONE: 586/997-8500</p>	JOB NO. 2043	WATER MAIN EASEMENT SKETCH  ENVIRONMENTAL ENGINEERS, INC. 18620 WEST TEN MILE ROAD SOUTHFIELD, MICHIGAN 48075 PHONE: 248/424-9510
	SCALE 1"=50'	
	DATE 12/09/21	
	REVISION 12/21/21 01/05/22	
	SHEET 1 OF 1	