

WATER MAIN EASEMENT

VDG Walton, LLC a Michigan limited liability company of 36400 Woodward, Suite 240, Bloomfield Hills, Michigan 48304 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 Exhibits A and B (*Legal Descriptions & Drawing*)

Parcel ID# 70-15-09-476-030

In connection with the grant of easement, Grantor waives and relinquishes any right, title or interest in the water man, 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 4<sup>th</sup> day of October, 2022.

VDG Walton, LLC  
[Signature]  
Signature  
FRANK ARCORI  
(Print Name)  
MANAGER  
Title

STATE OF MICHIGAN  
COUNTY OF OAKLAND

The foregoing instrument was acknowledged before me this 4<sup>th</sup> day of October, 2022, by Frank Arcori who is a member of VDG Walton, LLC, a Michigan limited liability company, on behalf of the company.

[Signature]  
OAKLAND county, Michigan, Notary Public  
My Commission Expires: 3-6-24

Drafted by:  
Frank Arcori  
36400 Woodward, Suite 240  
Bloomfield Hills, Michigan 48304



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

10/19/22  
John Staran  
Approved

# EXHIBIT A

PROPERTY DESCRIPTION: #15-09-476-030

TAX PARCEL:

THE LAND IS DESCRIBED AS FOLLOWS: CITY OF ROCHESTER HILLS, COUNTY OF OAKLAND, STATE OF MICHIGAN

T3N, R11E, SEC 9 PART OF SE 1/4 BEG AT PT DIST N 89-51-40 W 551.20 FT FROM SE SEC COR, TH N 89-51-40 W 120 FT, TH N 00-04-20 E 330 FT, TH S 89-51-40 E 120 FT, TH S 00-04-20 W 330 FT TO BEG EXC S 60 FT IN RD 0.71 A

AS SURVEYED:

THE LAND IS DESCRIBED AS FOLLOWS: CITY OF ROCHESTER HILLS, COUNTY OF OAKLAND, STATE OF MICHIGAN

TOWN 3 NORTH, RANGE 11 EAST, SECTION 9. PART OF SOUTHEAST 1/4, COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 9; THENCE NORTH 89 DEGREES 51 MINUTES 40 SECONDS WEST 551.20 FEET; THENCE NORTH 00 DEGREES 43 MINUTES 59 SECONDS EAST 62.58 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89 DEGREES 35 MINUTES 25 SECONDS WEST 119.77 FEET; THENCE NORTH 00 DEGREES 56 MINUTES 12 SECONDS EAST 266.86 FEET; THENCE SOUTH 89 DEGREES 51 MINUTES 40 SECONDS EAST 118.83 FEET; THENCE SOUTH 00 DEGREES 43 MINUTES 59 SECONDS WEST 267.42 FEET TO THE POINT OF BEGINNING.

20 FOOT WIDE WATER MAIN EASEMENT DESCRIPTION:

THE LAND IS DESCRIBED AS FOLLOWS: CITY OF ROCHESTER HILLS, COUNTY OF OAKLAND, STATE OF MICHIGAN

TOWN 3 NORTH, RANGE 11 EAST, SECTION 9. PART OF SOUTHEAST 1/4, COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 9; THENCE NORTH 89 DEGREES 51 MINUTES 40 SECONDS WEST 551.20 FEET; THENCE NORTH 00 DEGREES 43 MINUTES 59 SECONDS EAST 62.58 FEET TO THE POINT OF BEGINNING OF A 20 FOOT WIDE WATER MAIN EASEMENT; THENCE NORTH 89 DEGREES 35 MINUTES 25 SECONDS WEST 20.00 FEET; THENCE NORTH 00 DEGREES 43 MINUTES 59 SECONDS EAST 16.00 FEET; THENCE SOUTH 89 DEGREES 35 MINUTES 25 SECONDS EAST 20.00 FEET; THENCE SOUTH 00 DEGREES 43 MINUTES 59 SECONDS WEST 16.00 FEET TO THE POINT OF BEGINNING.



*Anthony T. Sycko, Jr.*



REVISED 10/24/22 - PER REVIEW COMMENTS  
REVISED 10/19/22 - PER REVIEW COMMENTS

 PROFESSIONAL ENGINEERING, SURVEYING & ENVIRONMENTAL SERVICES							
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<a href="http://www.kemtecagroupofcompanies.com">www.kemtecagroupofcompanies.com</a>							
PREPARED FOR: STONEFIELD ENGINEERING AND DESIGN							
FIELD SURVEY: N/A		DATE: SEPTEMBER 16, 2022					
DRAWN BY: JDM		SHEET: 1 OF 1					
SCALE: N/A		JOB NO.: 21-01110					

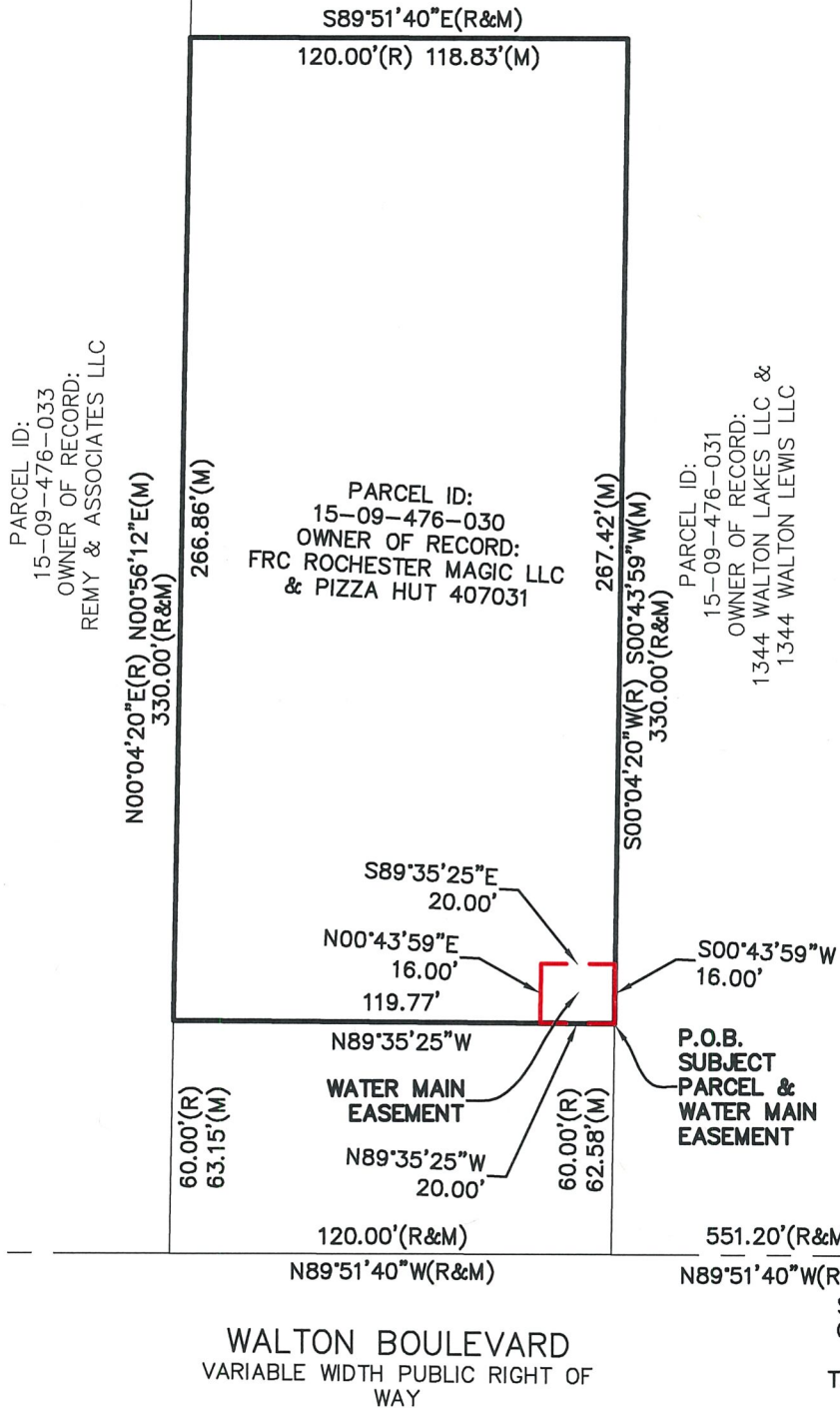


# EXHIBIT B

PROPERTY DESCRIPTION:  
SEE EXHIBIT A

20 FOOT WIDE WATER MAIN EASEMENT DESCRIPTION:  
SEE EXHIBIT A

PARCEL ID:  
15-09-476-020  
OWNER OF RECORD:  
KATRINA TRACY-LYNN LACOMBE & MICHAEL AARON LACOMBE



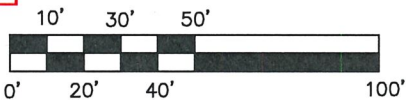
⊕  
SOUTH 1/4  
CORNER OF  
SECTION 9,  
T.3N., R.11E.

WALTON BOULEVARD  
VARIABLE WIDTH PUBLIC RIGHT OF  
WAY

⊕  
P.O.C.  
SOUTHEAST  
CORNER OF  
SECTION 9,  
T.3N., R.11E.



SCALE: 1" = 50'



**LEGEND**

- (M) MEASURED DIMENSION
- (R) RECORD DIMENSION

REVISED 10/24/22 - PER REVIEW COMMENTS  
REVISED 10/19/22 - PER REVIEW COMMENTS

Approved  
*Jm*  
City of Rochester Hills  
10/27/2022 8:26:06 AM

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