

AMENDMENT TO WATER MAIN EASEMENT

On the 27th day of July, 2005, Rochester Community Schools, whose address is 501 W. University Drive, Rochester, Michigan, 48307, granted an easement for a water main favoring the City of Rochester Hills, MI, whose address is 1000 Rochester Hills Drive, Rochester Hills, MI 48307 (the "City"), as recorded on February 07, 2007, in Liber 38735, Page 582, Oakland County Records (hereinafter referred to as the "Existing Easement"). The legal description of the original recorded easement is:

A 20' wide strip of land, located in the City of Rochester Hills, Oakland County, Michigan, the center line of which is intended to follow the water main as constructed, and described as follows:

Commencing at the point of beginning of overall parcel, thence S05°59'10"W, 18.02 feet; thence N84°00'50"W, 45.00 feet, to the point of beginning of watermain easement; thence N83°41'55"W, 109.48 feet; thence S51°18'05"W, 23.10 feet; thence S05°20'51"W, 7.18 feet to reference point "A"; thence S08°12'15"W, 10.11 feet to the point of ending of watermain easement.

Also commencing at reference point "A", thence N85°00'00"W, 17.33 feet to the point of ending.

Currently, Rochester Community Schools are commencing construction of an expansion to its building and parking area on the subject property such that it is now necessary to revise the water main.

The City and Rochester Community Schools, wish to amend the legal description of the easement to describe its revised locations.

Based on these facts and circumstances, the parties agree to and by this document amend the existing easement so that the following legal description shall replace and supersede the legal description of the existing easement as originally recorded, the originally recorded legal description for the existing easement shall be of no further force or effect and the City shall have those same easement rights in the following described easement:

"See Attached Exhibit A"

In all other respects, the original easement is ratified, confirmed and redeclared. The recording of this document is exempt pursuant to MCLA 207.505 (a) and MCLA 207.526(a).

IN WITNESS HEREOF, the undersigned have executed this document on this 23 day of January, 2018.

John Staran
Approved 2/8/18

Rochester Community Schools

By: *Robert Shaver*
Name *Robert Shaver*
Its: *Superintendent*

City of Rochester Hills

By: _____
Bryan K. Barnett, Mayor

By: _____
Tina Barton, City Clerk

STATE OF MICHIGAN)
)ss.
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 23 day of January, 2018, by Rochester Community Schools of 501 W. University Drive, Rochester, Michigan, 48307.

MAUREEN MARIE NAKONEK
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF OAKLAND
My Commission Expires September 17, 2023

Maureen Marie Nakonek
Maureen Marie Nakonek
Notary Public
Oakland County, Michigan
My Commission Expires: 9-17-2023

STATE OF MICHIGAN)
)ss.
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this _____ day of _____, 2018, by Bryan K. Barnett, Mayor of City of Rochester Hills and Tina Barton, City Clerk of City of Rochester Hills, a Michigan municipal corporation, on behalf of the City of Rochester Hills.

Notary Public

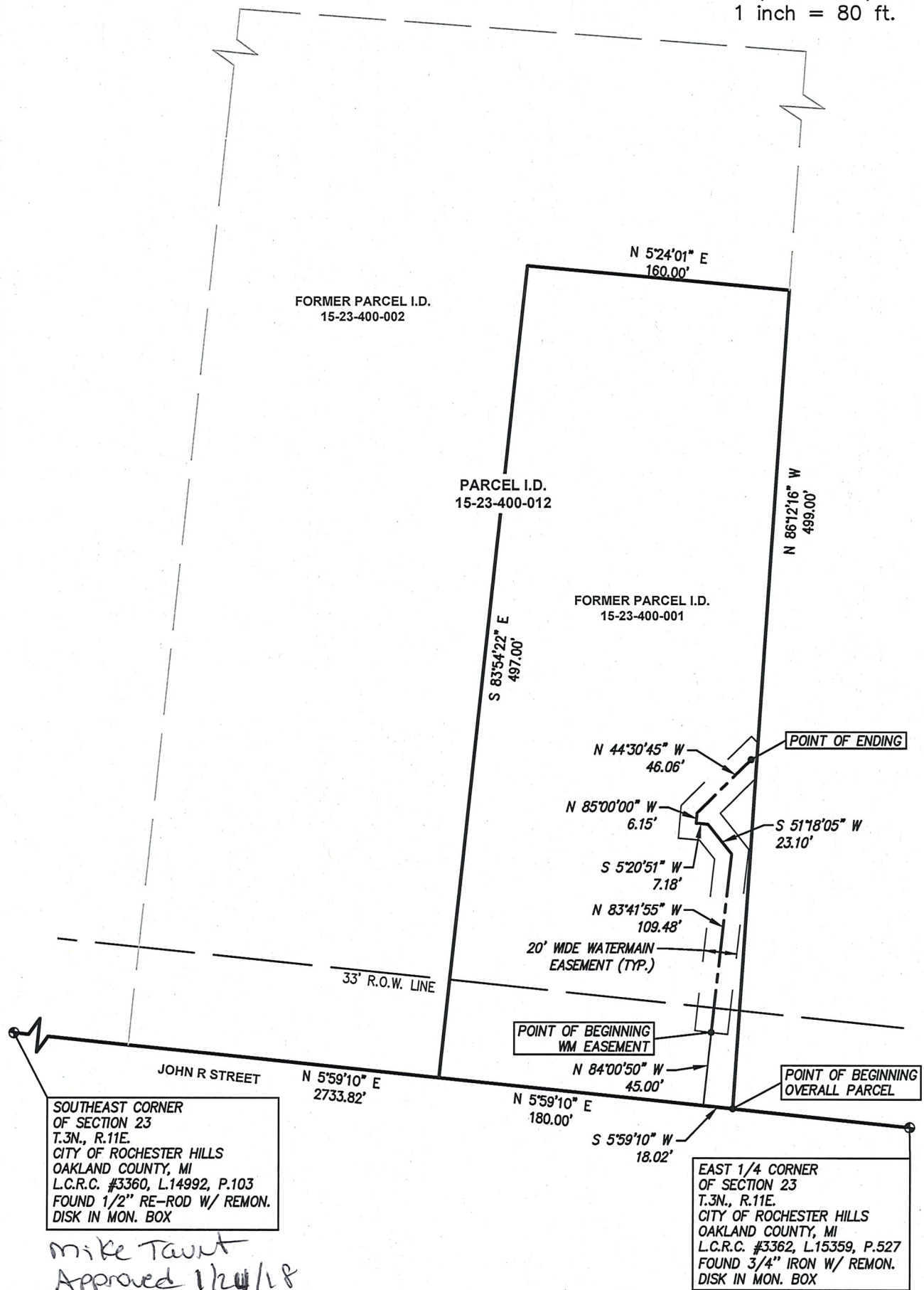
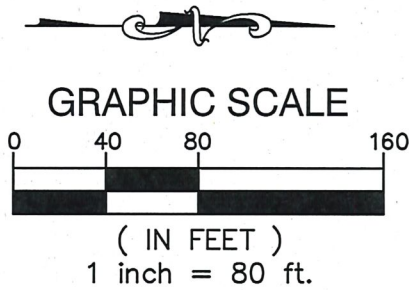
County, _____
My Commission Expires: _____

When recorded, return to:
Tina Barton, City Clerk
City of Rochester Hills
1000 Rochester Hills Drive
Rochester Hills, MI 48309

Drafted by:
James Serbinski
Spalding DeDecker
905 South Blvd East
Rochester Hills, MI 48307

EXHIBIT "A"

NOTE:
SDA HAS NOT PERFORMED A BOUNDARY SURVEY OF THIS PARCEL AND THE PARCEL DESCRIPTION DOES NOT NECESSARILY REFLECT FIELD-MEASURED VALUES. THE EXHIBIT "A" DESCRIPTION IS WRITTEN BASED UPON THE RECORD DESCRIPTION OF THIS OVERALL PARCEL.



SOUTHEAST CORNER OF SECTION 23 T.3N., R.11E. CITY OF ROCHESTER HILLS OAKLAND COUNTY, MI L.C.R.C. #3360, L.14992, P.103 FOUND 1/2" RE-ROD W/ REMON. DISK IN MON. BOX

EAST 1/4 CORNER OF SECTION 23 T.3N., R.11E. CITY OF ROCHESTER HILLS OAKLAND COUNTY, MI L.C.R.C. #3362, L.15359, P.527 FOUND 3/4" IRON W/ REMON. DISK IN MON. BOX

Mike Taurt
Approved 1/24/18

Plotted: Jan 11, 2018, 8:4 AM by user: 938 - Saved: 1/11/2018 by user: 938
N:\NP\NLD Projects\NP16012 - Rochester Schools - Ace School\DWG\NP16012EAS.dwg

SPALDING DeDECKER
Engineers | Surveyors

905 South Blvd. East Phone: (248) 844-5400
Rochester Hills, MI 48307 Fax: (248) 844-5404
www.sda-eng.com

DRAWN: J.SERBINSKI	DATE: 1-2-18
CHECKED: T.LINDOW	DATE: 1-2-18
MANAGER: T.SOVEL	SCALE:
JOB No. NP16-012	SHEET: 1 OF 2
SECTION 23 TOWN 3 NORTH RANGE 11 EAST	
CITY OF ROCHESTER HILLS OAKLAND COUNTY, MI	

EXHIBIT "A"

LEGAL DESCRIPTION OF WATER MAIN EASEMENT

A 20' WIDE STRIP OF LAND, LOCATED IN THE CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, THE CENTER LINE OF WHICH IS INTENDED TO FOLLOW THE WATER MAIN AS CONSTRUCTED, AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE POINT OF BEGINNING OF OVERALL PARCEL, THENCE S 5°59'10" W 18.02 FEET; THENCE N 84°00'50" W 45.00 FEET, TO THE POINT OF BEGINNING OF WATERMAIN EASEMENT; THENCE N 83°41'55" W 109.48 FEET; THENCE S 51°18'05" W 23.10 FEET; THENCE S 05°20'51" W 7.18 FEET; THENCE N 85°00'00" W 6.15; THENCE N 44°30'45" W 46.06 FEET TO THE POINT OF ENDING.

LEGAL DESCRIPTION

ACE SCHOOL
1440 JOHN R ROAD
ROCHESTER HILLS, MI 48307

FORMER PARCEL NO. 15-23-400-001

ALL PART OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 23; TOWN 3 NORTH, RANGE 11 EAST, CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, DESCRIBED AS:

BEGINNING AT A POINT ON THE EAST SECTION LINE, N 05°59'10" E 2733.82' FROM THE SOUTHEAST SECTION CORNER TO THE POINT OF BEGINNING OVERALL PARCEL, THENCE N 86°12'16" W 499.00 FEET; THENCE S 05°24'01" W 160.00 FEET; THENCE S 83°54'22" E 497.00 FEET TO THE SECTION LINE; THENCE N 05°59'10" E ON THE SECTION LINE 180.00 FEET TO THE POINT OF BEGINNING OVERALL PARCEL.

Now - 15-23-400-012 (pt. of)

Plotted: Jan 11, 2018, 8:4 AM by user: 938 - Saved: 1/11/2018 by user: 938
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905 South Blvd. East Phone: (248) 844-5400
Rochester Hills, MI 48307 Fax: (248) 844-5404
www.sda-eng.com

DRAWN: J.SERBINSKI	DATE: 1-2-18
CHECKED: T.LINDOW	DATE: 1-2-18
MANAGER: T.SOVEL	SCALE:
JOB No. NP16-012	SHEET: 2 OF 2
SECTION 23 TOWN 3 NORTH RANGE 11 EAST	
CITY OF ROCHESTER HILLS OAKLAND COUNTY, MI	