

AMENDMENT TO WATERMAIN EASEMENT

On the 26th day of April, 2001, Rochester Community Schools, a Michigan corporation, of 501 W. University Drive, Rochester, MI 48307 (the "Owner"), granted to the City of Rochester Hills, MI, whose address is 1000 Rochester Hills Drive, Rochester Hills, MI 48309 (the "City") an easement for the construction, operation, maintenance, repair and/or replacement of a water main on, under through and across land more particularly in the **WATERMAIN EASEMENT** recorded by the Oakland County Register of Deeds on March 22, 2002 at Liber 25172, Page 232 (the "Easement Agreement").

Subsequent to the creation of that watermain easement, the Owner intends to construct an addition onto West Middle School, such that it is now necessary to amend the legal description of the easement to describe its new location.

Based on these facts and circumstances, the Owner agrees to and by this document amends the existing easement to the legal description set forth herein and attached hereto in Exhibit A, which shall replace and supercede 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 of Rochester Hills, MI, 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 re-declared. The recording of this document is exempt from Transfer Tax under MCLA 207.526(a) and 207.505(a).

IN WITNESS HEREOF, the undersigned have hereunto affixed their signatures on this 22 day of May 2017.

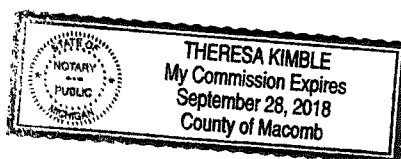
ROCHESTER COMMUNITY SCHOOLS:

By: Robert Shaner
Robert Shaner, Ph.D.
Its: Superintendent

STATE OF MICHIGAN
COUNTY OF OAKLAND

The foregoing instrument was acknowledged before me this 22 day of May 2017 by Robert Shaner, Ph.D., the Superintendent of Rochester Community Schools, a non-profit corporation, on behalf of the corporation.

Theresa Kimble
Notary Public
Oakland County, Michigan
My Commission Expires: September 28, 2018
Acting in ~~Oakland~~ County
Macomb



CITY OF ROCHESTER HILLS

By: _____
Bryan K. Barnett
Its: Mayor

STATE OF MICHIGAN

COUNTY OF OAKLAND

The foregoing instrument was acknowledged before me on _____, by Bryan K. Barnett, the Mayor of the City of Rochester Hills, a Michigan municipal corporation on behalf of the corporation.

Notary Public
Oakland County, Michigan
My Commission Expires: _____
Acting in Oakland County

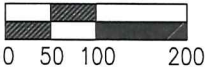
Drafted by:
Thomas Sovel, P.E.
Spalding DeDecker Associates
905 South Boulevard East
Rochester Hills, MI 48307

John Staraw
Approved 5/24/17

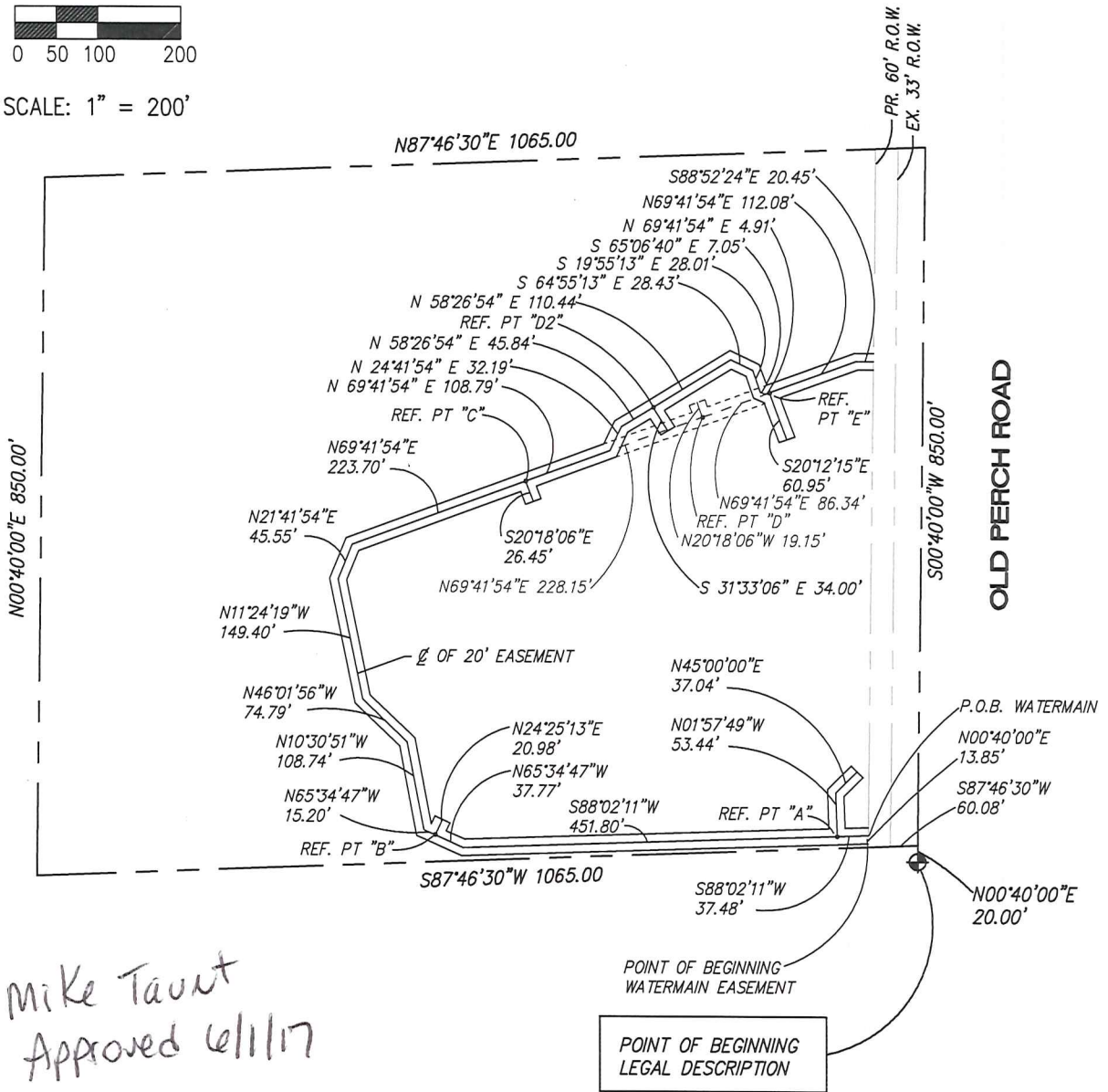
When Recorded Return to:
Clerks Dept.
City of Rochester Hills
1000 Rochester Hills Drive
Rochester Hills, MI 48309

EXHIBIT

EXHIBIT "A"
PAGE 1 OF 3



SCALE: 1" = 200'



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: PJK

DATE: 03-30-17

CHECKED: TJS

DATE: 03-30-17

MANAGER: TJS

SCALE: 1" = 200'

JOB No. NP16022

SHEET: 1 OF 3

SECTION 17 TOWN 03 NORTH RANGE 11 EAST

CITY OF ROCHESTER HILLS OAKLAND COUNTY, MI

EXHIBIT

EXHIBIT "A"
PAGE 2 OF 3

FURNISHED LEGAL DESCRIPTION
LAWYERS TITLE INSURANCE CORPORATION
CASE NUMBER S25090-F
DATED MAY 17, 1989

LAND IN THE NORTHEAST 1/4 OF SECTION 17, T.3N., R.11E., AVON TOWNSHIP, OAKLAND COUNTY, MICHIGAN, DESCRIBED AS FOLLOWS:
BEGINNING AT A POINT ON THE EAST LINE OF SAID SECTION 17, DISTANT N00°40'00"E 20.00' FROM THE EAST 1/4 CORNER OF SAID SECTION 17; THENCE S87°46'30"W 1065.00'; THENCE N00°40'00"E, PARALLEL TO THE EAST LINE OF SAID SECTION 17, 850.00'; THENCE N87°46'30"E 1065.00' TO THE EAST LINE OF SAID SECTION 17; THENCE S00°40'00"W 850.00' ALONG SAID EAST SECTION LINE TO THE POINT OF BEGINNING.

#15-17-279-022

LEGAL DESCRIPTION OF WATERMAIN EASEMENT (20' FEET WIDE - ORIGINAL)

A 20 FOOT WIDE EASEMENT WHICH IS PART OF THE PARCEL DESCRIBED ABOVE, THE CENTERLINE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE POINT OF BEGINNING OF THE PARCEL DESCRIBED ABOVE, THENCE S87°46'30"W 60.08 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF OLD PERCH ROAD (WEST HALF - 60 FEET WIDE); THENCE N00°40'00"E 13.85 FEET TO A POINT OF BEGINNING OF WATERMAIN EASEMENT; THENCE S88°02'11"W 37.48 FEET; TO REFERENCE POINT "A"; THENCE CONTINUING S88°02'11"W 451.80 FEET; THENCE N65°34'47"W 37.77 FEET TO REFERENCE POINT "B"; THENCE CONTINUING N65°34'47"W 15.20 FEET; THENCE N10°30'51"W 108.74 FEET; THENCE N46°01'56"W 74.79 FEET; THENCE N11°24'19"W 149.40 FEET; THENCE N21°41'54"E 45.55 FEET; THENCE N69°41'54"E 223.70 FEET TO REFERENCE POINT "C"; THENCE CONTINUING N69°41'54"E 228.15 FEET TO REFERENCE POINT "D"; THENCE CONTINUING N69°41'54"E 86.34 FEET TO REFERENCE POINT "E"; THENCE CONTINUING N69°41'54"E 112.08 FEET; THENCE S88° 52'24"E 20.45 FEET TO A POINT OF ENDING ON THE WEST RIGHT-OF-WAY LINE OF OLD PERCH ROAD (WEST HALF - 60 FEET WIDE).

ALSO BEGINNING AT REFERENCE POINT "A"; THENCE N01°57'49"W 53.44 FEET; THENCE N45°00'00"E 37.04 FEET TO THE POINT OF ENDING.

ALSO BEGINNING AT REFERENCE POINT "B"; THENCE N24°25'13"E 20.98 FEET TO THE POINT OF ENDING.

ALSO BEGINNING AT REFERENCE POINT "C"; THENCE S20°18'06"E 26.45 FEET TO THE POINT OF ENDING.

ALSO BEGINNING AT REFERENCE POINT "D"; THENCE N20°18'06"W 19.15 FEET TO THE POINT OF ENDING.

ALSO BEGINNING AT REFERENCE POINT "E"; THENCE S20°12'15"E 60.95 FEET TO THE POINT OF ENDING.



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DRAWN: PJK	DATE: 03-30-17
CHECKED: TJS	DATE: 03-30-17
MANAGER: TJS	SCALE: NTS
JOB No. NP16022	SHEET: 2 OF 3
SECTION 17 TOWN 03 NORTH RANGE 11 EAST	
CITY OF ROCHESTER HILLS OAKLAND COUNTY, MI	

EXHIBIT

EXHIBIT "A"
PAGE 3 OF 3

LEGAL DESCRIPTION OF WATERMAIN EASEMENT (20' FEET WIDE – AMENDED)

A 20 FOOT WIDE EASEMENT WHICH IS PART OF THE PARCEL DESCRIBED ABOVE, THE CENTERLINE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE POINT OF BEGINNING OF THE PARCEL DESCRIBED ABOVE, THENCE S87°46'30"W 60.08 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF OLD PERCH ROAD (WEST HALF – 60 FEET WIDE); THENCE N00°40'00"E 13.85 FEET TO A POINT OF BEGINNING OF WATERMAIN EASEMENT; THENCE S88°02'11"W 37.48 FEET; TO REFERENCE POINT "A"; THENCE CONTINUING S88°02'11"W 451.80 FEET; THENCE N65°34'47"W 37.77 FEET TO REFERENCE POINT "B"; THENCE CONTINUING N65°34'47"W 15.20 FEET; THENCE N10°30'51"W 108.74 FEET; THENCE N46°01'56"W 74.79 FEET; THENCE N11°24'19"W 149.40 FEET; THENCE N21°41'54"E 45.55 FEET; THENCE N69°41'54"E 223.70 FEET TO REFERENCE POINT "C"; THENCE CONTINUING N69°41'54"E 108.79 FEET; THENCE N24°41'54"E 32.19 FEET; THENCE N58°26'54"E 45.84' TO REFERENCE POINT "D2"; THENCE CONTINUING N58°26'54"E 110.44 FEET; THENCE S64°55'13"E 28.43'; THENCE S19°55'13"E 28.01 FEET; THENCE S65°06'40"E 7.05 FEET; THENCE N69°41'54"E 4.91 FEET TO REFERENCE POINT "E"; THENCE CONTINUING N69°41'54"E 112.08 FEET; THENCE S88° 52'24"E 20.45 FEET TO A POINT OF ENDING ON THE WEST RIGHT-OF-WAY LINE OF OLD PERCH ROAD (WEST HALF – 60 FEET WIDE).

ALSO BEGINNING AT REFERENCE POINT "A"; THENCE N01°57'49"W 53.44 FEET; THENCE N45°00'00"E 37.04 FEET TO THE POINT OF ENDING.

ALSO BEGINNING AT REFERENCE POINT "B"; THENCE N24°25'13"E 20.98 FEET TO THE POINT OF ENDING.

ALSO BEGINNING AT REFERENCE POINT "C"; THENCE S20°18'06"E 26.45 FEET TO THE POINT OF ENDING.

ALSO BEGINNING AT REFERENCE POINT "D2"; THENCE S31°33'06"E 34.00 FEET TO THE POINT OF ENDING.

ALSO BEGINNING AT REFERENCE POINT "E"; THENCE S20°12'15"E 60.95 FEET TO THE POINT OF ENDING.



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