

## **SECOND AMENDMENT TO WATERMAIN EASEMENT**

On August 13, 1991, LEADER DOGS FOR THE BLIND, a Michigan nonprofit corporation ("Leader Dogs"), whose address is 1039 South Rochester Road, Rochester Hills, Michigan 48307, granted to the CITY OF ROCHESTER HILLS, a Michigan municipal corporation ("City"), whose address is 1000 Rochester Hills Drive, Rochester Hills, Michigan 48309, an easement for the construction, operation, maintenance, repair and/or replacement and public use of a water main over, under, through and across certain land owned by Leader Dogs (the "Property") and more particularly described in that certain Water main Easement which Easement was subsequently amended on July 21, 2014 and recorded on 30 December, 2014 at Liber 47723, page 294, of Oakland County Records (the "Easement Agreement").

Subsequent to the execution of the amended Easement Agreement, Leader Dogs has decided to expand the existing improvements located at the Property. The planned expansion requires the relocation of a portion of the water main. Accordingly, it is now necessary to amend the legal description of the water main easement so as to accurately describe its new location.

Based on these facts and circumstances, the parties have agreed to and do hereby amend the water main easement, such that the revised easement sketch and legal description, attached hereto as Exhibits A and B respectively; shall replace and supersede the legal description of the existing easement as originally recorded, and the legal description of the existing easement as originally recorded shall be of no further force or effect.

Except as otherwise amended herein, the Easement Agreement is hereby ratified, confirmed and re-declared.

The recording of this document is exempt from transfer tax under MCL 207.505(a) and MCL 207.526(a).

[SIGNATURES ON FOLLOWING PAGES]

IN WITNESS WHEREOF, the undersigned have hereunto affixed their signatures  
this 22<sup>ND</sup> day of April, 2019.

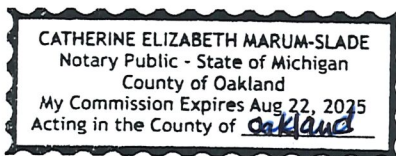
LEADER DOGS:

LEADER DOGS FOR THE BLIND,  
a Michigan nonprofit corporation

By: Susan M. Daniels  
Name: SUSAN M. DANIELS  
Its: PRESIDENT + CEO

STATE OF MICHIGAN     )  
COUNTY OF OAKLAND    )

On this 22 day of April, 2019, before me, a Notary Public, personally  
appeared Susan Daniels, the President + CEO, of LEADER DOGS FOR THE  
BLIND, a Michigan nonprofit corporation, on behalf of the corporation



Catherine Elizabeth Marum-Slade  
~~Catherine Elizabeth Marum-Slade~~ Notary Public  
State of Michigan, County of Oakland  
My commission expires: 22 August 2025  
Acting in Oakland County, Michigan

[SIGNATURE PAGE TO AMENDMENT TO WATERMAIN EASEMENT]

IN WITNESS WHEREOF, the undersigned have hereunto affixed their signatures  
this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

CITY:

CITY OF ROCHESTER HILLS,  
a Michigan municipal corporation

By: \_\_\_\_\_

Name: \_\_\_\_\_

Its: \_\_\_\_\_

STATE OF MICHIGAN     )  
COUNTY OF OAKLAND    )

On this \_\_\_\_\_ day of \_\_\_\_\_, 2019, before me, a Notary Public, personally  
appeared \_\_\_\_\_, the \_\_\_\_\_, of CITY OF ROCHESTER  
HILLS, a Michigan municipal corporation, on behalf of the corporation.

\_\_\_\_\_, Notary Public  
State of Michigan, County of \_\_\_\_\_  
My commission expires: \_\_\_\_\_  
Acting in \_\_\_\_\_ County, Michigan

Drafted by:  
Kenneth D. Bilodeau  
444 W. University Drive  
Rochester, Michigan 48307  
(248) 652-3606

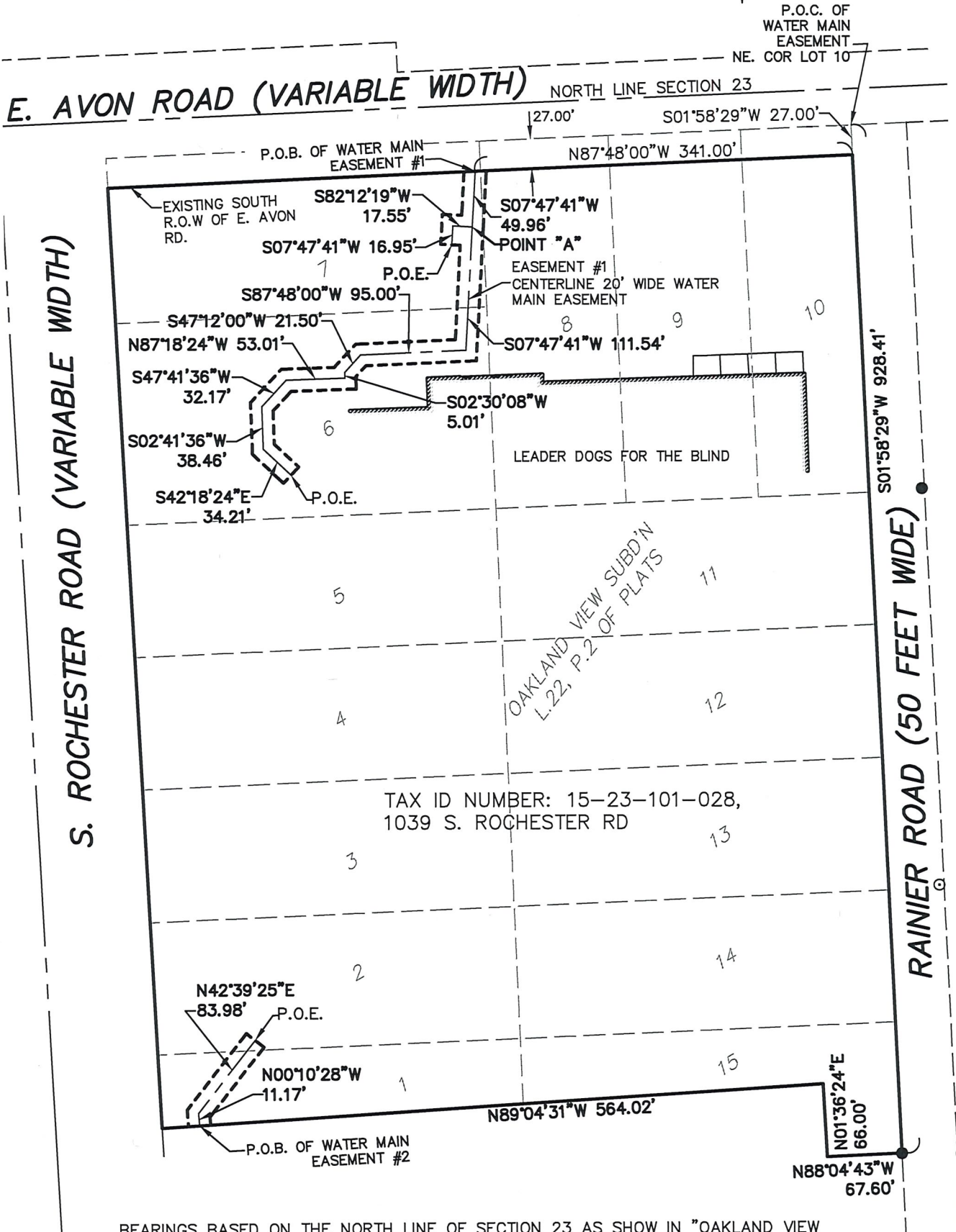
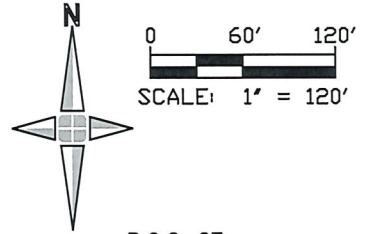
When recorded return to:  
City of Rochester Hills  
1000 Rochester Hills Drive  
Rochester Hills, MI 48309

*John Staran  
Approved 4/29/19*

# EXHIBIT "A"

## LEGEND

- P.O.B. - POINT OF BEGINNING
- P.O.C. - POINT OF COMMENCEMENT
- P.O.E. - POINT OF ENDING



BEARINGS BASED ON THE NORTH LINE OF SECTION 23 AS SHOW IN "OAKLAND VIEW SUBD'N", AS RECORDED IN LIBER 22 OF PLATS, PAGE 2 OAKLAND COUNTY RECORDS.

*Jenny M.  
Approved 5/14/19*

Leader Dogs Rochester Hills, Oakland County, MICHIGAN Water Main Easement



28 West Adams Road  
Suite 1200  
Detroit, MI 48226  
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f (313) 962-5068  
www.giffelswebster.com

Executive: M.P.  
Manager: A.W.  
Designer: M.P.M.  
Quality Control: C.A.A.  
Section: 23  
T-03-N R-11-E

Developed For:  
LEADER DOGS FOR THE BLIND  
1039 SOUTH ROCHESTER ROAD  
ROCHESTER HILLS, MI 48307

DATE:	ISSUE:
05-03-19	Revise easement #1, add easement #2.

Date: 04.16.19  
Scale: 1"=120'  
Sheet: 1 of 2  
Project: 19458.00

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**LEGAL DESCRIPTION OF GRANTOR PARCEL:**

(PER TAX DESCRIPTION) TAX ID NUMBER: 15-23-101-028, AKA 1039 S. ROCHESTER RD

LOTS 1 TO 15 INCLUSIVE OF "OAKLAND VIEW SUBD'N", OF PART OF N. ½ OF N.W. ¼ OF SECTION 23, T.3N. R.11E., CITY OF ROCHESTER HILLS, FORMALLY KNOWN AS AVON TWP., OAKLAND COUNTY, MICHIGAN, ACCORDING TO THE PLAT THEREOF AS RECORDED IN LIBER 22 OF PLATS, PAGE 2 OAKLAND COUNTY RECORDS.

**LEGAL DESCRIPTION OF 20 FEET WIDE WATER MAIN EASEMENTS:**

**EASEMENT #1**

AN EASEMENT ACROSS LOTS 6, 7 AND 8 OF "OAKLAND VIEW SUBD'N", OF PART OF N. ½ OF N.W. ¼ OF SECTION 23, T.3N. R.11E., CITY OF ROCHESTER HILLS, FORMALLY KNOWN AS AVON TWP., OAKLAND COUNTY, MICHIGAN, ACCORDING TO THE PLAT THEREOF AS RECORDED IN LIBER 22 OF PLATS, PAGE 2 OAKLAND COUNTY RECORDS, BEING MORE PARTICULARLY DESCRIBED AS:

A 20.00 FEET WIDE EASEMENT FOR WATER MAIN PURPOSES LYING 10.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: COMMENCING AT THE NORTHEAST CORNER OF LOT 10 OF SAID OAKLAND VIEW SUBD'N; THENCE SOUTH 01 DEGREES 58 MINUTES 29 SECONDS WEST, 27.00 FEET TO THE INTERSECTION OF THE SOUTHERLY LINE OF E. AVON ROAD (VARIABLE WIDTH) WITH THE WEST LINE OF RAINIER ROAD (50' WIDE); THENCE ALONG SAID SOUTHERLY LINE NORTH 87 DEGREES 48 MINUTES 00 SECONDS WEST, 341.00 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 07 DEGREES 47 MINUTES 41 SECONDS WEST, 49.96 FEET TO PONT "A"; THENCE CONTINUING SOUTH 07 DEGREES 47 MINUTES 41 SECONDS WEST, 111.54 FEET; THENCE SOUTH 87 DEGREES 48 MINUTES 00 SECONDS WEST, 95.00 FEET; THENCE SOUTH 47 DEGREES 12 MINUTES 00 SECONDS WEST, 21.50 FEET; THENCE SOUTH 02 DEGREES 30 MINUTES 08 SECONDS WEST, 5.01 FEET; THENCE NORTH 87 DEGREES 18 MINUTES 24 SECONDS WEST, 53.01 FEET; THENCE SOUTH 47 DEGREES 41 MINUTES 36 SECONDS WEST, 32.17 FEET; THENCE SOUTH 02 DEGREES 41 MINUTES 36 SECONDS WEST, 38.46 FEET; THENCE SOUTH 42 DEGREES 18 MINUTES 24 SECONDS EAST, 34.21 FEET TO THE POINT OF ENDING.

AND

A 20.00 FEET WIDE EASEMENT FOR WATER MAIN PURPOSES LYING 10.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: BEGINNING AT THE ABOVE DESCRIBED POINT "A"; THENCE SOUTH 82 DEGREES 12 MINUTES 19 SECONDS WEST, 17.55 FEET; THENCE SOUTH 07 DEGREES 47 MINUTES 41 SECONDS WEST, 16.95 FEET TO THE POINT OF ENDING.

**EASEMENT #2**

AN EASEMENT ACROSS LOTS 1 AND 2 OF "OAKLAND VIEW SUBD'N", OF PART OF N. ½ OF N.W. ¼ OF SECTION 23, T.3N. R.11E., CITY OF ROCHESTER HILLS, FORMALLY KNOWN AS AVON TWP., OAKLAND COUNTY, MICHIGAN, ACCORDING TO THE PLAT THEREOF AS RECORDED IN LIBER 22 OF PLATS, PAGE 2 OAKLAND COUNTY RECORDS, BEING MORE PARTICULARLY DESCRIBED AS:

A 20.00 FEET WIDE EASEMENT FOR WATER MAIN PURPOSES LYING 10.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: COMMENCING AT THE NORTHEAST CORNER OF LOT 10 OF SAID OAKLAND VIEW SUBD'N; THENCE SOUTH 01 DEGREES 58 MINUTES 29 SECONDS WEST, 928.41 FEET ALONG THE WEST LINE OF RAINIER ROAD (50' WIDE); THENCE NORTH 88 DEGREES 04 MINUTES 43 SECONDS WEST, 67.60 FEET; THENCE NORTH 01 DEGREES 36 MINUTES 24 SECONDS EAST, 66.00 FEET; THENCE NORTH 89 DEGREES 04 MINUTES 31 SECONDS WEST, 564.02 FEET TO THE POINT OF BEGINNING; THENCE NORTH 00 DEGREES 10 MINUTES 28 SECONDS WEST, 11.17 FEET; THENCE NORTH 42 DEGREES 39 MINUTES 25 SECONDS EAST, 83.98 FEET TO THE POINT OF ENDING.

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Leader Dogs

Rochester Hills, Oakland County, MICHIGAN

Water Main Easement



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