

PEDESTRIAN PATHWAY EASEMENT

Percy Peter, a married man and Khaja Kamaluddin a married man, as Joint Tenants with Full Rights of Survivorship and not as Tenants in Common;

of 37199 Camellia Lane, Clinton Township, MI 48036 and 46123 Winston Drive, Shelby Township, MI 48315

For and in consideration of the sum of: Two Thousand, Eight Hundred, Fifty and no/100 Dollars (\$2,850.00) 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, and public use of a pedestrian pathway over, on, through and across land more particularly described as:

See Exhibit A
Sidwell #15-28-300-035

In connection with the grant of easement, Grantor waives and relinquishes any right, title or interest in the pedestrian pathway, 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 pedestrian pathway 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, and public use of the pedestrian pathway:

(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 Tax under MCL 207.505(a) and 207.526(a).

IN WITNESS HEREOF, the undersigned have hereunto affixed their signatures on this 31TH day of OCTOBER, 2016.

IN THE PRESENCE OF:

Percy Peter
Signature
Percy Peter
Print Name

Khaja Kamaluddin
Signature
Khaja
Kamaluddin
Print Name

STATE OF MICHIGAN
COUNTY OF OAKLAND

The foregoing instrument was acknowledged before me this 27TH day of OCTOBER, 2016, by Percy Peter, a married man and Khaja Kamaluddin, a married man, as Joint Tenants with Full Rights of Survivorship and not as Tenants in Common.

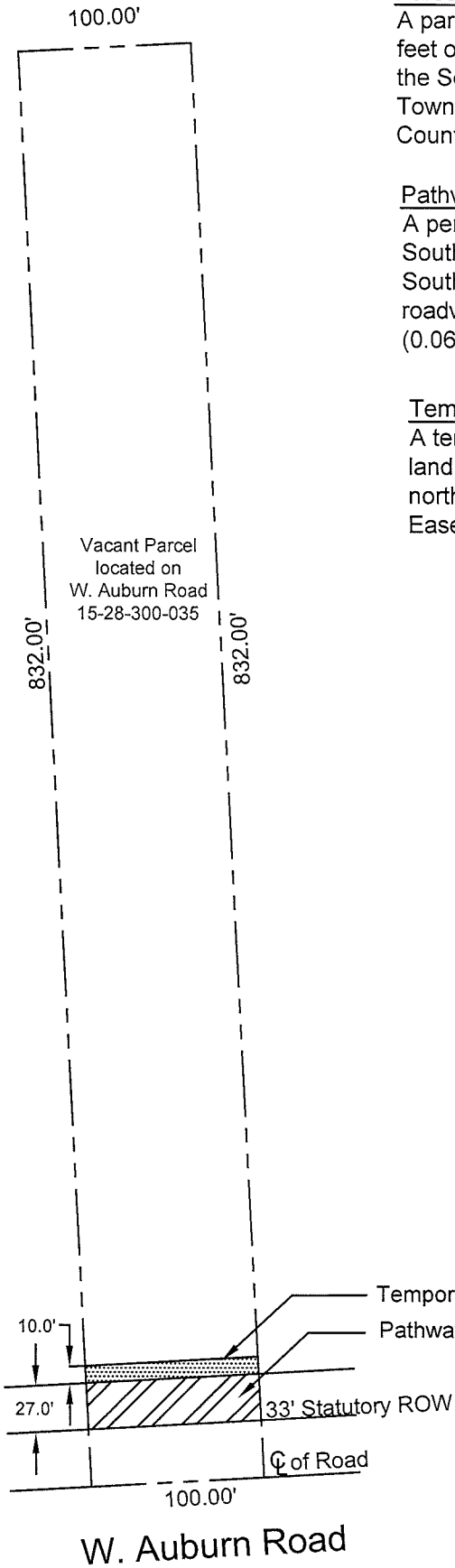
Patricia A. Pettit
PATRICIA A. PETITTO Notary Public
Acting in MACOMB County, Michigan
My Commission Expires: 12-31-19

Drafted by:
Barbara J. Smith
1000 Rochester Hills Drive
Rochester Hills, MI 48309

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

Approved as to Form
By John Staran 1/31/17

EXHIBIT A



Parcel Description:

A parcel of land described as follows: The East 100.00 feet of the West 2,647.00 feet of the South 832.00 feet of the Southwest 1/4 of Section 28, T.3N., R.11E., Avon Township, (now the City of Rochester Hills), Oakland County, Michigan.

Pathway Easement Description:

A permanent pathway easement described as the South 60 feet of the above described parcel, the most Southerly 33 feet of which are currently being used for roadway purposes, containing 2,700 square feet (0.062 acres).

Temporary Grading Easement:

A temporary grading easement consisting of the strip of land 10 feet wide running parallel to and adjoining the north edge of the above described Permanent Pathway Easement.

- Permanent pathway easement
- Temporary grading easement