

PEDESTRIAN PATHWAY EASEMENT

David L. Collins, Jr., a single man of  
1680 W. Auburn Road, Rochester Hills, MI 48309

For and in consideration of the sum of: Four Thousand, Six Hundred, Fifty and no/100 Dollars (\$4,650.00) 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 #15-28-300-028

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 25TH day of OCTOBER, 2016.

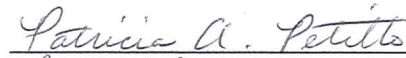
IN THE PRESENCE OF:

  
\_\_\_\_\_  
Signature

David L. Collins, Jr.  
\_\_\_\_\_  
Print Name

STATE OF MICHIGAN  
COUNTY OF OAKLAND

The foregoing instrument was acknowledged before me this 25TH day of OCTOBER, 2016, by David L. Collins, Jr., a single man.

  
\_\_\_\_\_  
PATRICIA A. PETITTO Notary Public  
Acting in OAKLAND 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 Starnaw 1/31/17

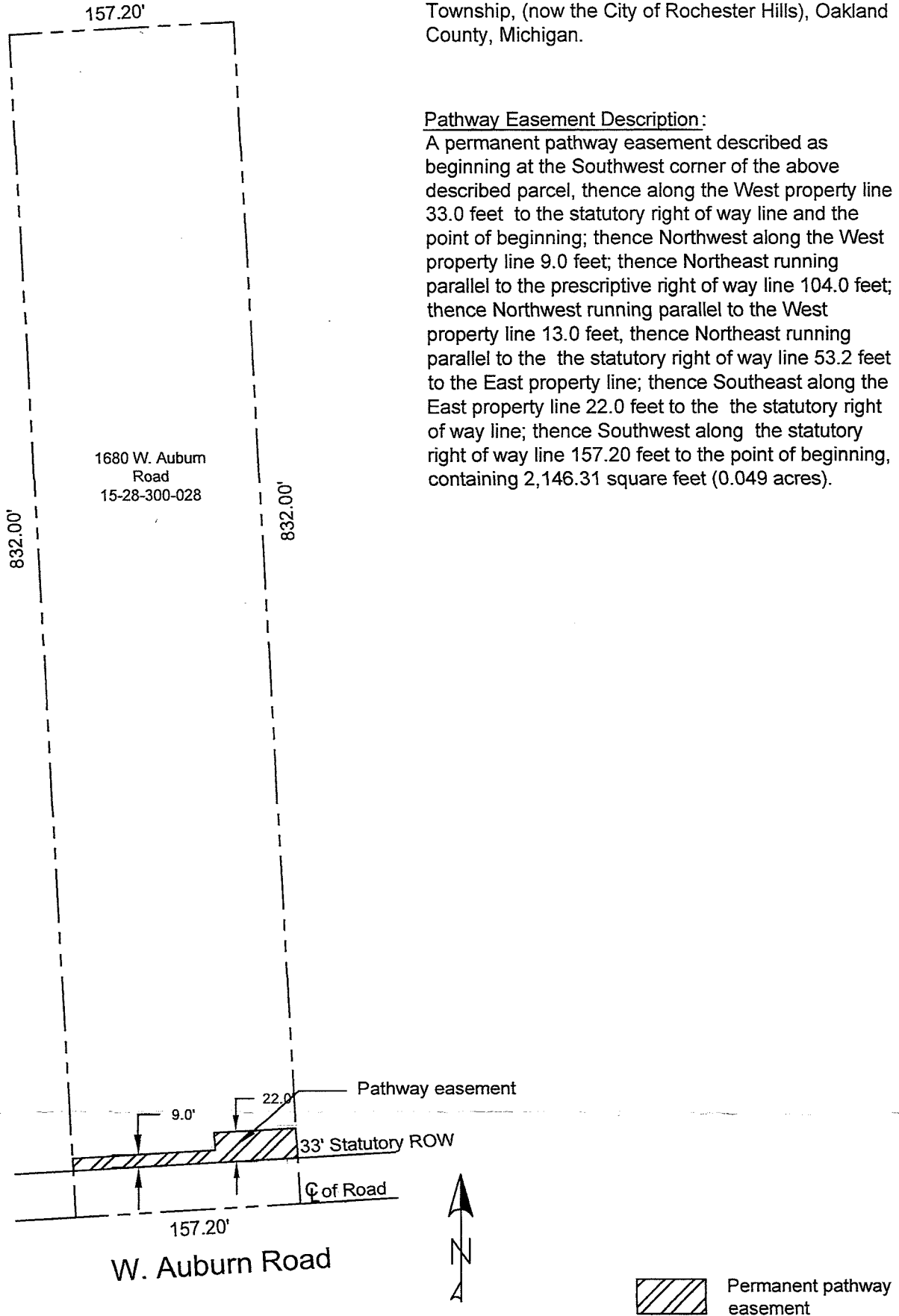
# EXHIBIT A

## Parcel Description:

A parcel of land described as follows: The East 157.20 feet of the West 1,598.0 feet of the South 832.0 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 beginning at the Southwest corner of the above described parcel, thence along the West property line 33.0 feet to the statutory right of way line and the point of beginning; thence Northwest along the West property line 9.0 feet; thence Northeast running parallel to the prescriptive right of way line 104.0 feet; thence Northwest running parallel to the West property line 13.0 feet, thence Northeast running parallel to the the statutory right of way line 53.2 feet to the East property line; thence Southeast along the East property line 22.0 feet to the the statutory right of way line; thence Southwest along the statutory right of way line 157.20 feet to the point of beginning, containing 2,146.31 square feet (0.049 acres).



**City of Rochester Hills**  
1000 Rochester Hills Drive  
Rochester Hills, Michigan 48309

**PATHWAY EASEMENT**  
1680 W. Auburn Road  
15-28-300-028

SCALE: 1" = 100'

DATE: 8/10/2016

SHEET 1 OF 1