

STORM SEWER EASEMENT

Donal J. Loomis and Jennifer Spenner, husband and wife, of 1024 Harding Ave. Rochester Hills, MI 48307 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 of a storm sewer on, under through and across land more particularly described as:

SEE EXHIBIT A
Sidwell #15-15-326-004

In connection with the grant of easement, Grantor waives and relinquishes any right, title or interest in the storm sewer, 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 storm sewer 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 of the storm sewer: (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 MCLA 207.526(a)

IN WITNESS HEREOF, the undersigned have hereunto affixed their signatures on this

16th day of March, 2004.

IN THE PRESENCE OF:

Signature _____
Print or type name: _____

Signature _____
Print or type name: _____

Signature _____
Print or type name: _____

Signature _____
Print or type name: _____

[Signature]
Signature
DONAL J. LOOMIS
(Print Name)

Title

[Signature]
Signature
Jennifer Spenner
(Print Name)

Title

STATE OF MICHIGAN
COUNTY OF Oakland

The foregoing instrument was acknowledged before me this 17th day of March, 2004, by Donal J. Loomis and Jennifer Spenner, husband and wife, of 1024 Harding, Rochester Hills, MI 48307.

Drafted by: Barbara J. Smith
City of Rochester Hills
1000 Rochester Hills Dr
Rochester Hills, MI 48309

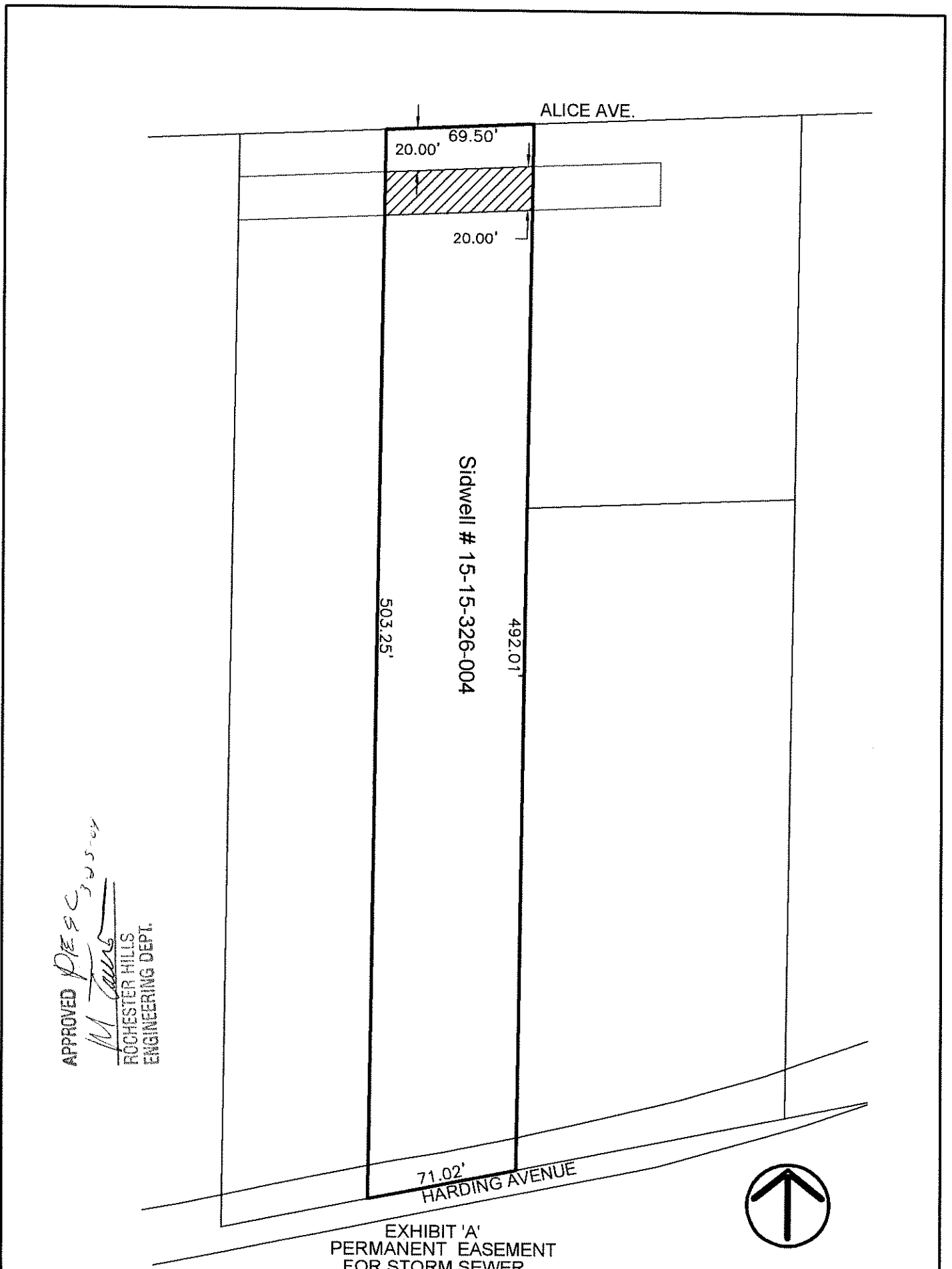
When recorded, return to:

City of Rochester Hills
1000 Rochester Hills Drive
Rochester Hills, MI 48309

*OK per
John Stavin
4-6-04*

[Signature]
_____, Notary Public
County, Michigan
My Commission Expires:

Josy A. Foisy
Notary Public, Oakland County, MI
My Commission Expires Sept. 23, 2006



APPROVED P.E. 90305-04
M. Carr
 ROCHESTER HILLS
 ENGINEERING DEPT.

EXHIBIT 'A'
 PERMANENT EASEMENT
 FOR STORM SEWER

LEGAL DESCRIPTION

Property: A parcel of land located in Section 15, City of Rochester Hills, T-3-N.. R-11-E part of the northeast ¼ of the southwest ¼, more particularly described as Beginning on the east-west ¼ line, N. 89°35'55"E., 237.58 feet from the northwest corner of the northeast ¼ of the southwest ¼; thence N.89°35'55"E., 69.50 feet thence S.02°48'40"W., 492.01 feet; to the center of Harding Avenue; thence S.80°30'10"W. along said centerline 71.02 feet; thence N.02°48'40"E., 503.25 feet to the point of beginning.

Easement: The north 20 feet of the north 40 feet of the above described parcel.

(ENGPUB) E02012-Alice Drain 15-15-326-004 STORM	APPROVED BY CITY COUNCIL, DATE: _____	City of Rochester Hills 1000 Rochester Hills Drive Rochester Hills, Michigan 48309	PERMANENT EASEMENT FOR STORM SEWER	Scale: 1" = 60'
	PREPARED BY ENGINEERING SERVICES DEPARTMENT OF PUBLIC SERVICE			DATE: 2/04/04
	SHEET 1 OF 1			