

STORM SEWER EASEMENT

David Lucas and Lee Ann Lucas, husband and wife, of 227 S. Alice 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 #15-15-326-017

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 23 day of March, 2004.

IN THE PRESENCE OF:

Signature _____
Print or type name: _____

David E. Lucas
Signature
DAVID E. LUCAS
(Print Name)

Signature _____
Print or type name: _____

Title
Lee Ann Lucas
Signature
LEE ANN LUCAS
(Print Name)

Signature _____
Print or type name: _____

Title

STATE OF MICHIGAN
COUNTY OF _____

The foregoing instrument was acknowledged before me this 23rd day of March, 2004, by David Lucas and Lee Ann Lucas, husband and wife, of 227 S. Alice Ave., Rochester Hills, MI 48307.

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

Josy A. Foisy

Notary Public
County, Michigan
My Commission Expires:

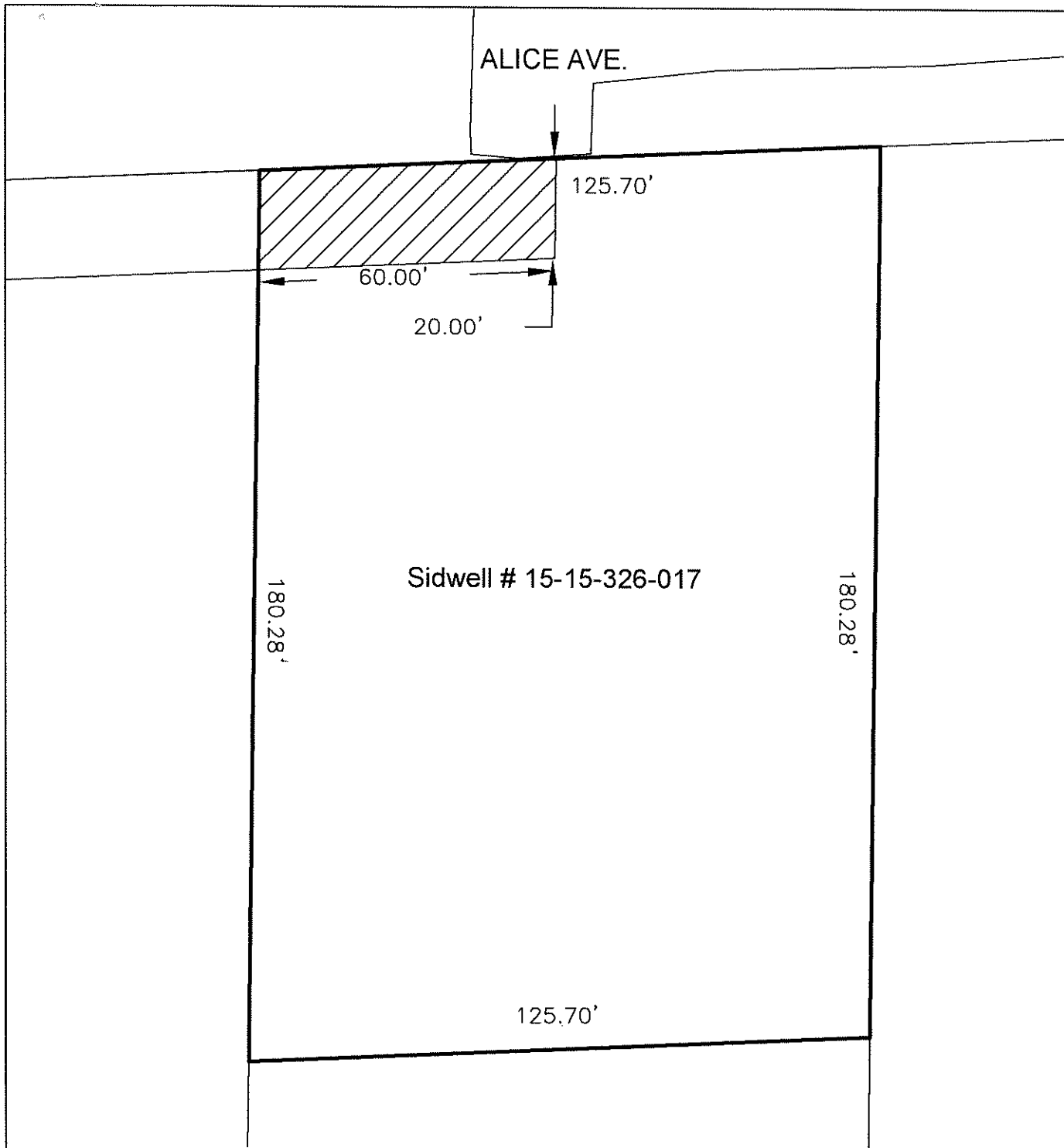
APPROVED AS TO FORM

J. Staron 4/1/04

ROCHESTER HILLS COUNSEL

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

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



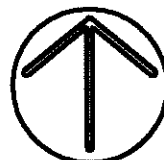
**EXHIBIT 'A'
PERMANENT EASEMENT
FOR STORM SEWER**

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 at a point N. 88°25'55"E., 1358.93 feet and N.89°35'55"E., 308.08 feet from the west ¼ corner; thence N.89°35'55"E., 125.70 feet; thence S.02°48'40"W. 180.28 feet; thence S.89°35'55"W 125.70 feet; thence N. 02°48'40" E., 180.28 feet to the point of beginning.

Easement: The north 20 feet of the north 40 feet of the west 60 feet of the above described parcel.

APPROVED *DEGC*
3/25/04
me
ROCHESTER HILLS
ENGINEERING DEPT.



I:\ENG\Pub\ ED2D12-Alice Drain\ 15-15-326-017 STORM	APPROVED BY CITY COUNCIL, DATE: _____ PREPARED BY ENGINEERING SERVICES DEPARTMENT OF PUBLIC SERVICE	City of Rochester Hills 1000 Rochester Hills Drive Rochester Hills, Michigan 48309	PERMANENT EASEMENT FOR STORM SEWER	Scale: 1" = 30' DATE: 2/04/04 SHEET 1 OF 1
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