

**WATERMAIN EASEMENT**

NORTH HILL CENTER, L.L.C., a Michigan limited liability company of 1877 Orchard Lake Road, Suite 201, Sylvan Lake, Michigan 48320 grants to the CITY OF ROCHESTER HILLS, a Michigan municipal corporation, of 1000 Rochester Hills Drive, Rochester Hills, Michigan 38309, an easement for the construction, operation, maintenance, repair and/or replacement of a watermain on, under, through and across land more particularly described as:

SEE ATTACHED EXHIBIT "A"  
LEGAL DESCRIPTION

Part of Sidwell # 15-10-226-041

In connection with the grant of easement, Grantor waives and relinquishes any right, title or interest in the watermain, 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 watermain 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 <sup>in</sup> in common with the City.  
area

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 watermain: (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.

Exempt from Transfer Tax under MCLA 207.526(a); MSA 7.456(26)(a).

IN WITNESS HEREOF, the undersigned have hereunto affixed their signatures on this 21<sup>st</sup> day of September, 2004.

IN THE PRESENCE OF

[Signature]  
LISA R. OSIKU  
[Signature]

NORTH HILL CENTER, L.L.C.  
A Michigan Limited Liability Company

[Signature]  
Joan E. Primo, Executive Member

DIS'D PER J. STURMAN  
10-27-04

STATE OF MICHIGAN )ss  
COUNTY OF OAKLAND )

The foregoing instrument was acknowledged before me this 21 day of Sept, 2004, by Joan E. Primo, Executive Member of North Hill Center, L.L.C., a Michigan limited liability company, on behalf of the company.

Lisa R. Asker

**LISA R. ASKER**  
Notary Public, Macomb County, MI  
My Commission Expires Aug. 23, 2006  
*acting in Oakland*

Notary Public, Macomb County, Michigan  
Acting in Oakland County  
My commission expires: 8/23/06

IN THE PRESENCE OF

CITY OF ROCHESTER HILLS,  
A Michigan Municipal Corporation

\_\_\_\_\_  
\_\_\_\_\_

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

STATE OF MICHIGAN )ss  
COUNTY OF OAKLAND )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2004, by \_\_\_\_\_ of the City of Rochester Hills, a Michigan municipal corporation, on behalf of the corporation.

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

Drafted by:  
David Zaitchik  
Singh Development Co., Ltd.  
7125 Orchard Lake Road, Suite 200  
West Bloomfield, MI 48322

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

~~EXHIBIT A~~

Revised October 12, 2004  
May 18, 2004

Job. No. 95-026

SUBJECT PARCEL (15-10-226-041)  
LEGAL DESCRIPTION

A part of the Northeast 1/4 of Section 10, Town 3 North, Range 10 East, City of Rochester Hills, Oakland County, Michigan; being more particularly described as Lot 1 of "North Hill Subdivision" as recorded in Liber 78 of Plats, on Pages 36 and 37, Oakland County Records; Excepting a parcel described as beginning at the Northeast Corner of said Lot 1; thence South 01°00' West, 135.00 feet; thence North 89°10' West, 125.00 feet; thence North 01°00' East, 135.00 feet; thence South 89°10' East, 125.00 feet, to the Point of Beginning. Also part of the Northeast 1/4 of said Section 10 beginning at a point distant South 01°00'00" West, 675.40 feet from the Northeast Corner of said Section 10; thence South 01°00' West, 150.00 feet; thence North 89°10' West, 293.00 feet; thence North 01°00' East, 150.00 feet; thence South 89°10' East, 293.00 feet, excepting the Easterly 60 feet thereof taken for roadway purposes. All of the above containing 10.155 acres. All of the above subject to easements, restrictions, and right-of-ways of record.

10-21-04  
ROCHESTER HILLS  
ENGINEERING DEPT.  
M  
APPROVED DEPT

EXHIBIT A 10F2

Revised October 12, 2004  
May 18, 2004

Job. No. 95-026

20' WIDE EASEMENT FOR WATER MAIN  
(Over Parcel 15-10-226-041)  
LEGAL DESCRIPTION

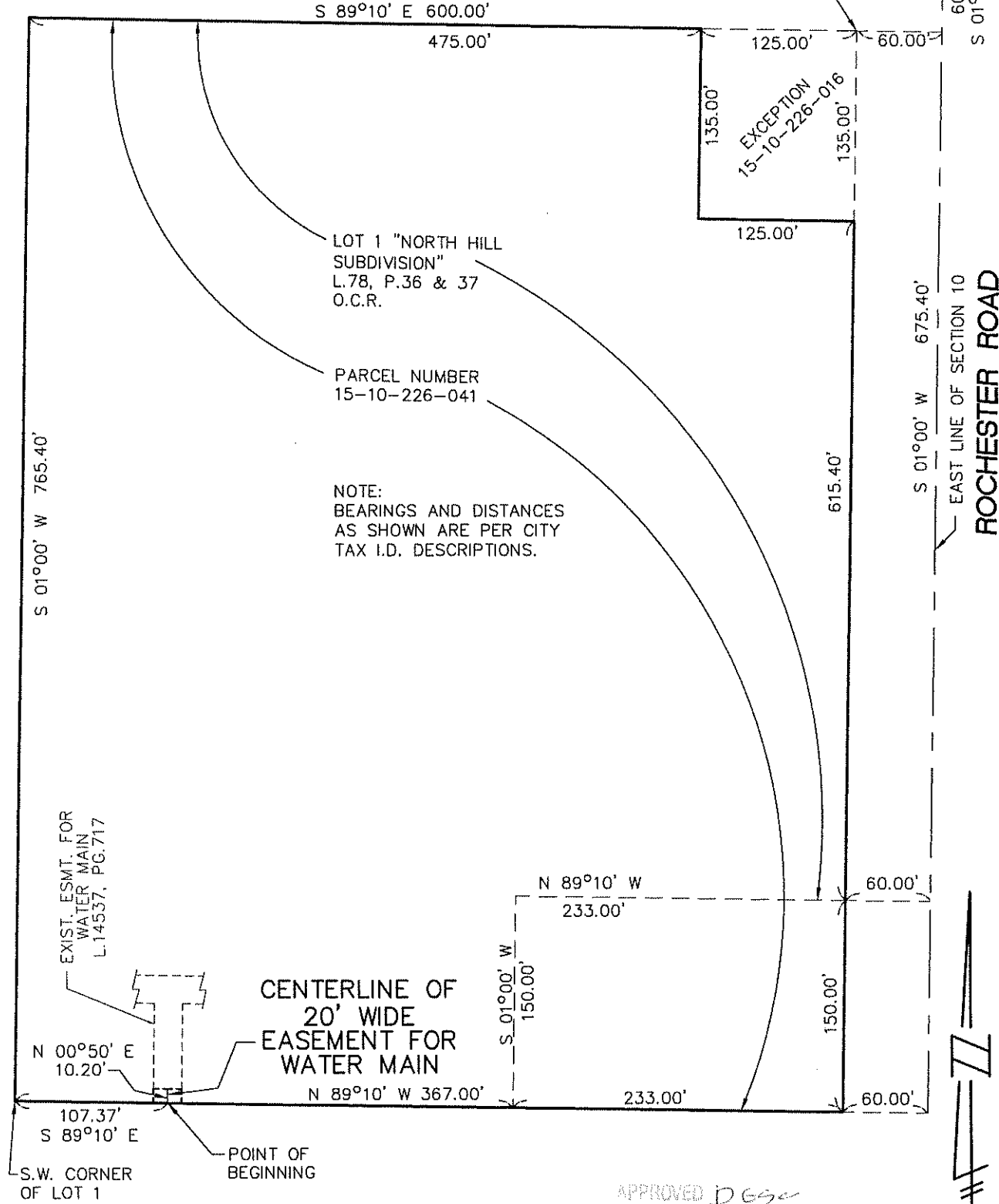
A 20 foot wide easement for water main, being a part of the Northeast 1/4 of Section 10, Town 3 North, Range 10 East, City of Rochester Hills, Oakland County, Michigan; the centerline of said easement being more particularly described as commencing at the Southwest Corner of Lot 1 of "North Hill Subdivision" as recorded in Liber 78 of Plats, on Pages 36 and 37, Oakland County Records; thence South 89°10' East, 107.37 feet, along the Southerly line of said Lot 1, to the Point of Beginning; thence North 00°50' East, 10.20 feet, to the Point of Ending.

APPROVED RESC  
*[Signature]*  
ROCHESTER HILLS  
ENGINEERING DEPT.  
10-13-04

# EXHIBIT A 2 OF 2

NORTHEAST  
CORNER  
SECTION 10, T.  
3 N., R. 11 E.

N.E. CORNER  
LOT 1



LOT 1 "NORTH HILL  
SUBDIVISION"  
L.78, P.36 & 37  
O.C.R.

PARCEL NUMBER  
15-10-226-041

NOTE:  
BEARINGS AND DISTANCES  
AS SHOWN ARE PER CITY  
TAX I.D. DESCRIPTIONS.

EXIST. ESMT. FOR  
WATER MAIN  
L.14537, PG.717

CENTERLINE OF  
20' WIDE  
EASEMENT FOR  
WATER MAIN

APPROVED *D G S*  
*M. G. S.*  
ROCHESTER HILLS  
ENGINEERING DEPT.  
10-13-04

## 20' WIDE WATER MAIN EASEMENT

REV. EASEMENT 10-12-2004  
REV. EASEMENT 6-21-2004

 **SEIBER, KEAST & ASSOCIATES, INC.**  
CONSULTING ENGINEERS  
40399 GRAND RIVER AVENUE SUITE 110 NOV, MI 48375-2123  
(248) 473-7880

 **MILLETICS AND ASSOCIATES**  
LAND SURVEYORS

**15-10-226-023**  
SECTION 10, T.3N., R.11E.,  
CITY OF ROCHESTER HILLS  
OAKLAND COUNTY, MICHIGAN

SCALE:	1" = 100'
DATE:	05-18-2004
JOB NO.:	95-026
DWG FILE:	95-026EE
DRAWN BY:	R.J.
CHECK:	P.K.
SHEET:	1 OF 1