

WATERMAIN EASEMENT

Rochester Community Schools, a Michigan public corporation, of  
501 W. University Drive, Rochester, 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 watermain on,  
under through and across land more particularly described as:

Sidwell # 15-05-181-001  
See Exhibit A

In connection with the grant of easement, Grantor waives and relinquishes any right,  
title or interest in the sanitary 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 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 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 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,  
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  
13th day of December, 2002.

IN THE PRESENCE OF:

Signature Kelly Cox  
Print or type name: Kelly Cox

Signature Linda Goodman  
Print or type name: Linda Goodman

Signature \_\_\_\_\_  
Print or type name: \_\_\_\_\_

Signature \_\_\_\_\_  
Print or type name: \_\_\_\_\_

Rochester Community Schools  
By: Deborah L. Walter  
Signature  
Deborah L. Walter  
(Print Name)  
Director of Facility Operations  
Title

Signature \_\_\_\_\_  
(Print Name) \_\_\_\_\_  
Title \_\_\_\_\_

STATE OF MICHIGAN  
COUNTY OF Oakland

The foregoing instrument was acknowledged before me this 13th day of December,  
2002, by Deborah L. Walter who is the Director, of  
Facility Operations, a Public corporation, on behalf of the corporation.

Drafted by: Tom Soveo  
Spalding De Decker Assoc.  
905 South Blvd.  
Rochester Hills, MI 48307

When recorded, return to:

APPROVED AS TO FORM

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

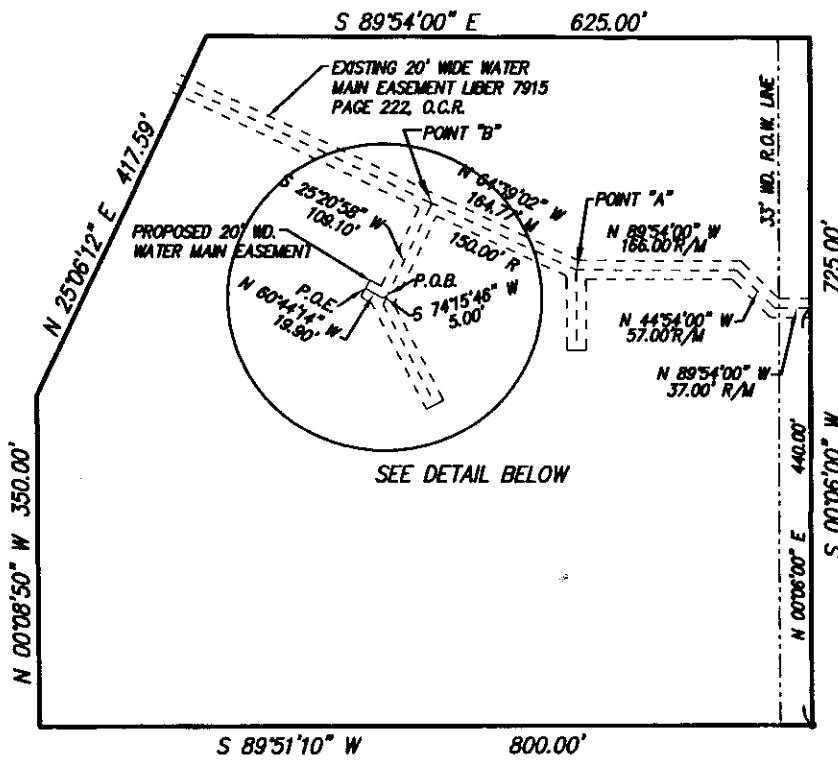
J. Starn 1/27/04

Jyoti Prasad  
, Notary Public  
County, Michigan  
My Commission Expires:

JYOTI PRASAD  
Notary Public, Oakland County, Michigan  
I:\Eng\EASEMENT\Forms and Documents\Notary June 4, 2006

ROCHESTER HILLS COUNCIL

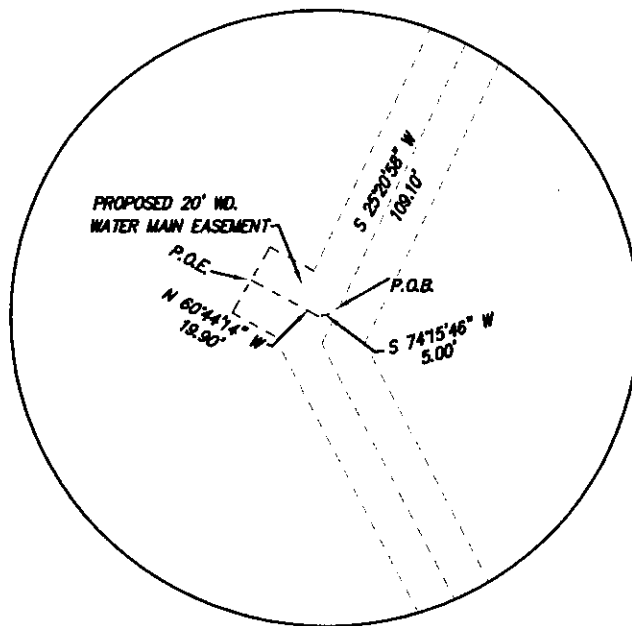
# EXHIBIT "A"



**BREWSTER ROAD (66' WD.)**



F.I.R. CENTER POST  
SECTION 5  
T.3N., R.11E.



**LEGEND**

- R RECORDED
- M MEASURED

**GRAPHIC SCALE**



( IN FEET )  
1 inch = 200 ft.

APPROVED *DES*  
*[Signature]*  
ROCHESTER HILLS  
ENGINEERING DEPT  
07-11-02



Engineering & Surveying Excellence  
Since 1954

**SPALDING DeDECKER  
ASSOCIATES, INC.**  
ENGINEERS SURVEYORS

905 SOUTH BLVD. EAST  
ROCHESTER HILLS, MI 48307  
PH: (248) 844-5400 FAX: (248) 844-5404  
www.spaldingdedecker.com

DRAWN: SRB	DATE: 11-04-02
CHECKED: AH	DATE: 11-05-02
MANAGER: TJS	SCALE: 1" = 200'
JOB No. DV02017	SHEET: 1 OF 2
SECTION 05 TOWN 03 NORTH RANGE 11 EAST	
TOWNSHIP OF AVON	OAKLAND COUNTY, MI

# EXHIBIT "A"

## PARCEL LEGAL DESCRIPTION

A parcel of land located in the Northwest 1/4 of Section 5, T.3N., R.11E., Avon Township, Oakland County, Michigan, being more particularly described as Beginning at the center post of said Section 5, thence along the East-West Center line of Section 5, S 89°51'10" W, 800.00 feet; thence N 00°08'50" W, 350.00 feet; thence N 25°06'12" E, 417.59 feet; thence S 89°54'00" E, 625.00 feet to the North-South Center line of said Section 5 and also the Centerline of Brewster Road (66 feet wide); thence along said centerline S 00°06'00" W, 725.00 feet to the Point of Beginning. Containing 548,812 square feet or 12.60 Acres and subject to restrictions and easements of record.

## LEGAL DESCRIPTION EXISTING WATER MAIN EASEMENT (20 FOOT WIDE)

The centerline of a 20 foot permanent water main easement is described as: Beginning at a point which is N 00°06'00" E, 440.00 feet from the Center Post of Section 5, T.3N., R.11E., Avon Township, Oakland County, Michigan; thence N 89°54'00" W, 37.00 feet; thence N 44°54'00" W, 57.00 feet; thence N 89°54'00" W, 166.00 feet to a Point of Intersection called "A"; thence S 00°06'00" W, from Point "A" 75.00 feet to a Terminal Point, and N 64°39'02" W, 150.00 feet from Point "A" to Point of Intersection called "B"; thence S 25°20'58" W, 130.00 feet; thence S 26°39'02" E, 90.00 feet to a Terminal Point, and from Point "B"; thence N 64°39'02" W, 292.00 feet to a Point on the centerline of the 20' easement between Lots 213 and 214 "Hawthorn Subdivision No. 4" of the N.W. 1/4 of Section 5, T.3N., R.11E., Avon Township, Oakland County, Michigan as recorded in Liber 162, Pages 21,22 and 23, of the Oakland County Records

## LEGAL DESCRIPTION OF PROPOSED WATER MAIN EASEMENT (20 FEET WIDE)

A 20 foot wide water main easement which is part of the parcel described above, Commencing at the Center Post of Section 5, T.3N., R.11E., Avon Township, Oakland County, Michigan; thence N 00°06'00" E, 440.00 feet; thence N 89°54'00" W, 37.00 feet R/M; thence N 44°54'00" W, 57.00 feet R/M; thence N 89°54'00" W, 166.00 feet R/M to a Point of Intersection of existing easement called "A"; thence N 64°39'02" W, 164.76 feet M, 150.00 feet R from point "A" to a point of intersection of existing easement called "B"; thence S 25°20'58" W, 109.10 feet to the Point of Beginning of Proposed water main easement; thence S 77°28'13" W, 5.00 feet; thence N 60°44'14" W, 19.90 feet to the Point of Ending.

APPROVED DESC

M. [Signature]  
PROPOSED  
07-11-03



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SHEET: 2 OF 2

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TOWNSHIP OF AVON

OAKLAND COUNTY, MI