

JUN 17 2009

Storm Sewer and Pedestrian-Bicycle Pathway

Leader Dogs for the Blind, Inc., a Michigan nonprofit corporation, of 1039 South Rochester Road, Rochester Hills, MI 48307 grant (s) 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, replacement and/or public use of a storm sewer and pedestrian-bicycle pathway on, under through and across land more particularly described as:

A 10 foot wide easement for Storm Sewer and Pedestrian-Bicycle Pathway over the South 10 feet of the North 37 feet of Lots 8,9 and 10 according to the plat of Oakland View Subdivision being part of the N. 1 / 2 of the NW 1 / 4 of Section 23, T.3N., R.11E, Avon Township, now City of Rochester Hills, Oakland County Michigan, as recorded in Liber 22, Page 2 of plats, Oakland County Records.

See exhibit "A" for sketch of subject easement area

Sidwell # 15-23-101-028

In connection with the grant of easement, Grantor waives and relinquishes any right, title or interest in the storm sewer, pedestrian-bicycle 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 storm sewer or pedestrian-bicycle pathway shall be reasonably 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 or pedestrian-bicycle 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); MCL 207.526(a)

Leader Dogs For The Blind Inc

Rod Haneline
Signature
Rod Haneline
(Print Name)
CEO
Title

Signature
(Print Name)

Title

The foregoing instrument was acknowledged before me this 16th day of June 2009, by Rod Haneline who is the CEO of Leader Dogs For The Blind a non profit corporation on behalf of the corporation.

Leigh M Gladding
Notary Public
Oakland County, Michigan
My Commission Expires: 02/23/2015

Drafted by and when recorded, return to:
Roger P. Moore
City of Rochester Hills
1000 Rochester Hills Drive
Rochester Hills, MI 48309

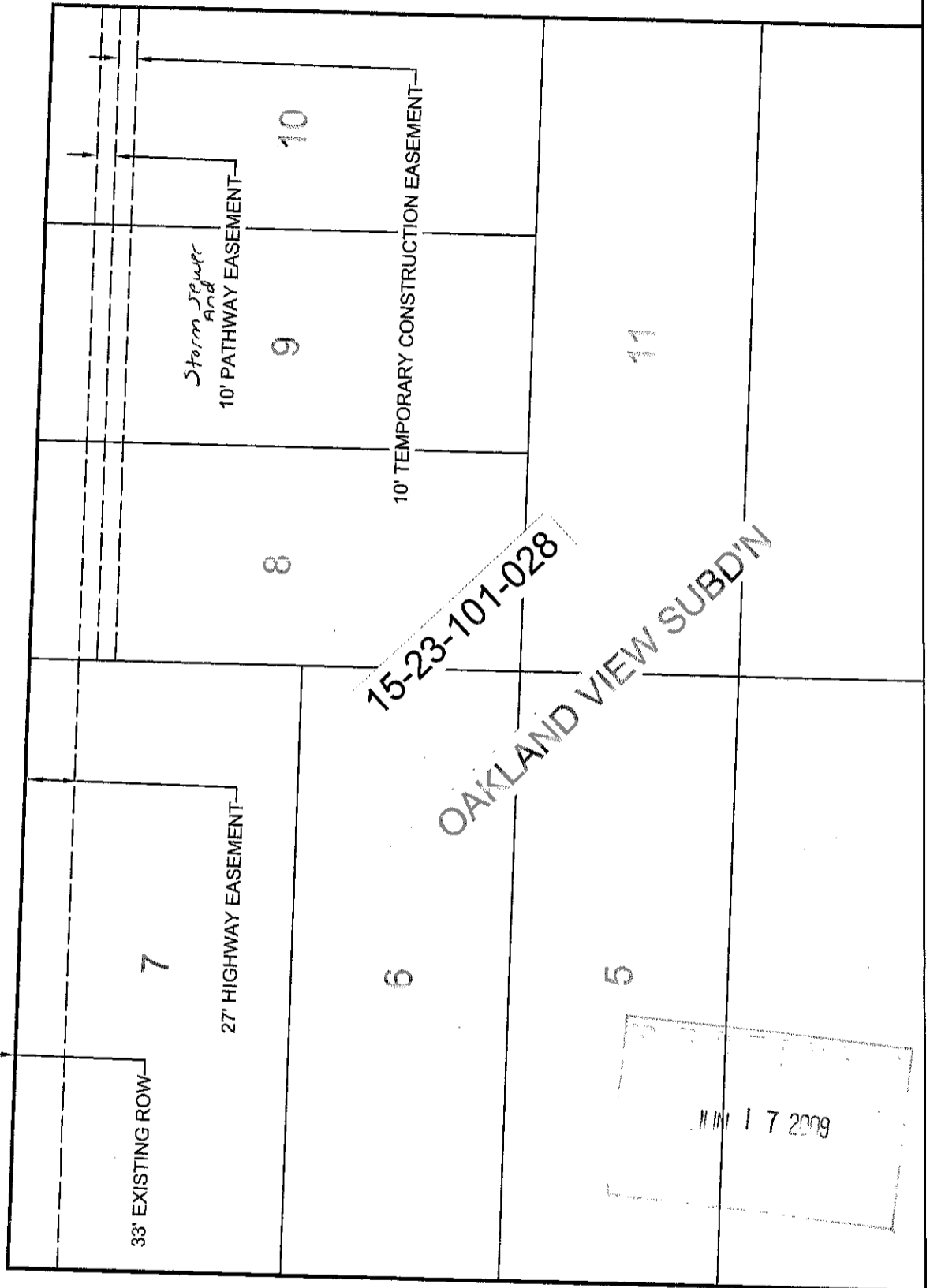
LEIGH M. GLADDING
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF OAKLAND
My Commission expires February 23, 2015
Acting in the County of Oakland

Oakland

EXHIBIT A

RAINIER AVENUE

AVON ROAD



15-23-101-028

OAKLAND VIEW SUBD'N

11/17/2009

okid per
Roger Moor
6-8-09

NW CORNER SECTION 23

ROCHESTER ROAD

APPROVED BY _____
DATE: _____
PREPARED BY ENGINEERING SERVICES
DEPARTMENT OF PUBLIC SERVICE

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

Storm sewer
**PATHWAY & ROW
EASEMENTS**
EXHIBIT A
15-23-101-028

SCALE
1" = 80
DATE:
04/01/2009
CITY FILE:
E08-029