

WATERMAIN EASEMENT

Rodney A. & Camille Humiecki, of
501 E. Nawakwa, 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 watermain on, under through and across land more particularly described as:

See Attached Exhibit "A"

Sidwell #15-35-326-015 & 016

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 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); MSA 7.456 (26) (a).

IN WITNESS HEREOF, the undersigned have hereunto affixed their signatures on this 17th day of August, 2005.

Rodney A. Humiecki
Signature
Rodney A. Humiecki
(Print Name)

Camille Humiecki
Signature
Camille Humiecki
(Print Name)

STATE OF MICHIGAN
COUNTY OF Oakland

The foregoing instrument was acknowledged before me this 17th day of August, 2005, by Rodney A. + Camille Humiecki, of _____

Drafted by:
Josy Foisy
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

Evelyn M. McKenzie, Notary Public
For the County of Macomb acting in Oakland
My Commission Expires 8-20-2007 County

Evelyn M. McKenzie
Notary Public
Macomb County, Michigan
My Commission Expires: 8/20/05

EXHIBIT "A"

PROPERTY DESCRIPTIONS

PARCEL "A" 15-35-326-016

PART OF LOTS 3 & 57 OF "BROOKLANDS", A SUBDIVISION OF PART OF T.3N., R.11E., SECTION 35, CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, AS RECORDED IN LIBER 25 OF PLATS, PAGES 10, 10A AND 10B OF OAKLAND COUNTY RECORDS, DESCRIBED AS BEGINNING AT A POINT DISTANT N.01°08'00"E., 11.94 FT. FROM THE SOUTHEAST CORNER OF LOT 3; THENCE N.85°51'00"W., 156.17 FT.; THENCE N.02°54'00"E., 112.00 FT.; THENCE S.85°51'00"E., 226.42 FT.; THENCE SOUTHWESTERLY ALONG THE EAST LINE OF LOT 57 ON A CURVE TO LEFT, HAVING A RADIUS OF 446.64 FT., AN ARC DISTANCE OF 113.40 FT., AND A LONG CHORD THAT BEARS S.12°12'38"W., 113.09 FT.; THENCE N.85°51'00"W., 51.93 FT. TO THE POINT OF BEGINNING, EXCEPT THE EASTERLY 50 FT. IN ROAD.

PARCEL "B" 15-35-326-015

PART OF LOTS 3 & 57 OF "BROOKLANDS", A SUBDIVISION OF PART OF T.3N., R.11E., SECTION 35, CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, AS RECORDED IN LIBER 25 OF PLATS, PAGES 10, 10A AND 10B OF OAKLAND COUNTY RECORDS, DESCRIBED AS BEGINNING AT A POINT DISTANT N.01°08'00"E., 124.05 FT. FROM SE COR LOT 3; THENCE N.85°51'00"W., 152.71 FT.; THENCE N.02°54'00"E., 112.00 FT.; THENCE S.85°51'00"E., 276.78 FT.; THENCE SOUTHWESTERLY ALONG THE EAST LINE OF LOT 57 ON A CURVE TO LEFT, HAVING A RADIUS OF 446.64 FT., HAVING AN ARC DISTANCE OF 122.17 FT., AND A LONG CHORD THAT BEARS S.27°19'12"W., 121.79 FT.; THENCE N.85°51'00"W., 73.71 FT. TO POINT OF BEGINNING, EXCEPT THE EASTERLY 50 FT. IN ROAD.

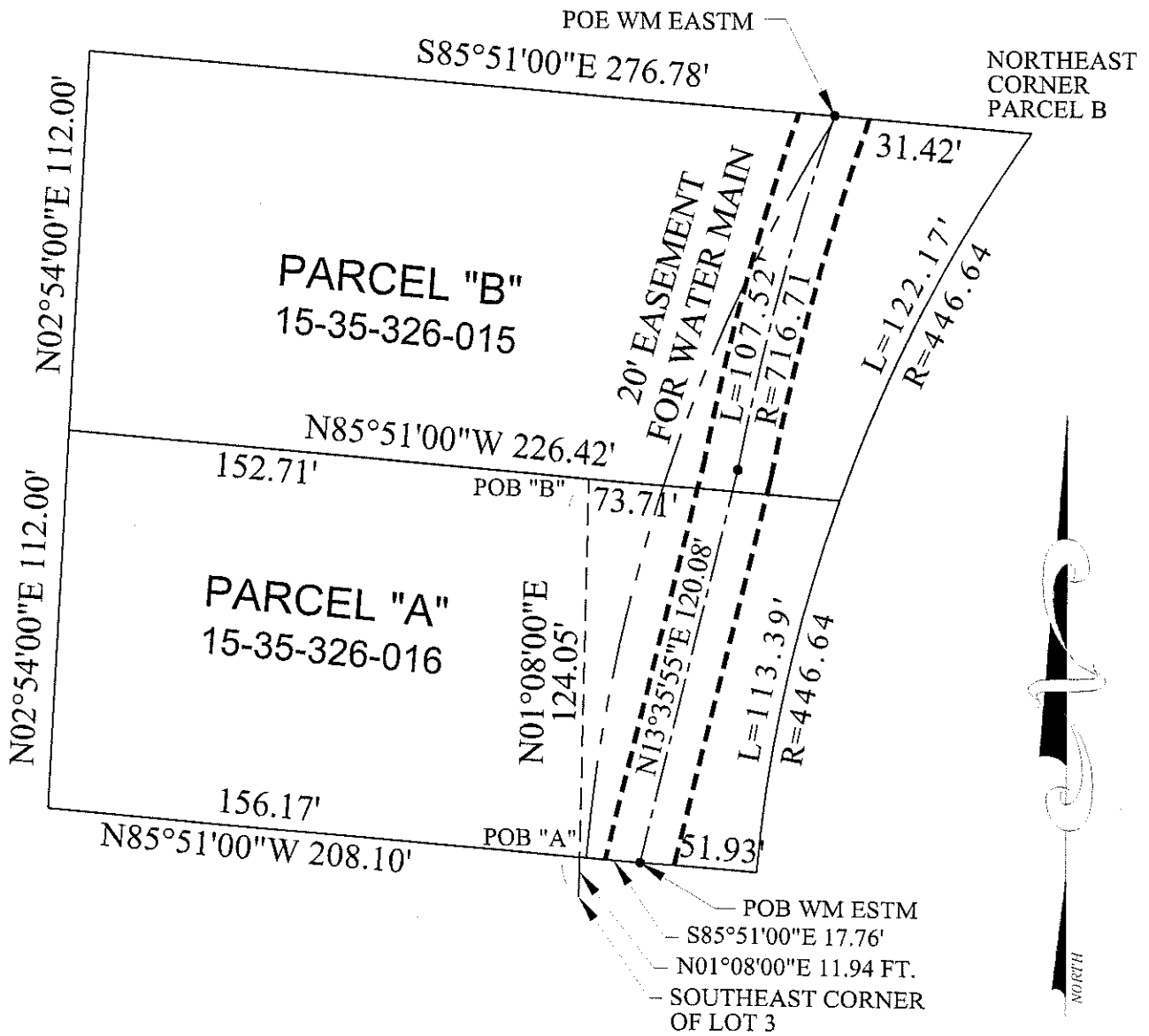
WATERMAIN EASEMENT

A 20 FT. WIDE STRIP OF LAND, LOCATED IN THE CITY OF ROCHESTER HILLS, OAKLAND COUNTY MICHIGAN, THE CENTER OF WHICH IS INTENDED TO FOLLOW THE WATER MAIN AS CONSTRUCTED, AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE POINT OF BEGINNING OF PARCEL "A", THENCE S.85°51'06"E., 17.76 FT. TO THE POINT OF BEGINNING OF THE WATERMAIN EASEMENT; SAID POINT BEING N.85°51'01"W., 34.19 FT. FROM THE SOUTHEAST CORNER OF SAID PARCEL "A" AND THE EAST LINE OF LOT 57; THENCE N.13°35'55"E., 120.08 FT.; THENCE ALONG A NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 716.71 FT., AN ARC LENGTH OF 107.52 FT., AND A DELTA ANGLE OF 8°35'43", TO THE POINT OF ENDING OF THE WATERMAIN EASEMENT, SAID POINT BEING N.85°52'18" W., 31.42 FT., FROM THE NORTHEAST CORNER OF PARCEL "B" AND THE EAST LINE OF LOT 57.

REVISIONS	MARK	BULLETIN	DATE	APPROVED BY	CITY COUNCIL, DATE: _____	City of Rochester Hills	VARDON WM EXTENSION	DATE: 06/30/2005
				PREPARED BY ENGINEERING SERVICES	DEPARTMENT OF PUBUC SERVICE	1000 Rochester Hills Drive Rochester Hills, Michigan 48309	E01-009	SHEET : OF 2

EXHIBIT "A"



GRAPHIC SCALE



(IN FEET)
1 inch = 50 ft.

REVISIONS	MARK	BULLETIN	DATE	APPROVED BY	City of Rochester Hills 1000 Rochester Hills Drive Rochester Hills, Michigan 48309	VARDON WM EXTENSION E01-009	SCALE 1"=50'
				CITY COUNCIL, DATE: _____			DATE: 06/30/2005
				PREPARED BY ENGINEERING SERVICES DEPARTMENT OF PUBLIC SERVICE			SHEET ? OF 2