

PUBLIC UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that Rae-Beck Holding, L.L.C., a Michigan Limited Liability Corporation ("Grantor(s)") whose address is 1200 W. Hamlin Road, Rochester Hills, MI 48309 party of the first part, for and in consideration of the sum of \$1,311.00

_____ paid to party of the first part by the City of Rochester Hills (A Michigan Municipal Corporation), party of the second part, whose address is 1000 Rochester Hills Drive, Rochester Hills, Michigan, 48309-3033 do hereby grant to the said party of the second part the right to construct, operate, maintain, repair and/or replace all Public Utilities, above and or below ground, within a Permanent easement across and through the following described land situated in:

SEE EXHIBITS "A" AND "B" ATTACHED
SIDWELL NO. 15-21-477-032

The premises so disturbed by reason of the exercise of any of the foregoing powers shall be reasonably restored to its original condition by the party of the second part.

This instrument shall be binding upon and inure to the benefit of the parties hereto; their heirs, representatives, successors, and assigns and the covenants contained herein shall run with the land.

This Utility Easement includes, but is not limited to, the consent of the Grantor(s) to the removal of any trees, shrubs, and/or vegetation, to grading, to the occupancy of the Property by public utilities, and to other matters which, in the sole discretion of the City, may be necessary in connection with all public Utility purposes and the construction, operation, maintenance, repair, and/or replacement of all utilities, and other infrastructure improvements in, over, under, upon, and through the Property. Grantor(s) waive(s) further notice of such actions.

Existing Oak Tree can be removed and not replaced. \$1,180.00 paid for tree.

IN WITNESS WHEREOF, the undersigned hereunto affixed their signatures this 21st day of May, A.D. 2008.

By: Elizabeth Banziski
* Elizabeth Banziski
* Please print or type name in Black Ink *it's there*

By: _____
* _____
* Please print or type name in Black Ink

COUNTY OF OAKLAND)
STATE OF MICHIGAN) SS

On this 21st day of May, 2008, Elizabeth Bazinski executed the foregoing document before me and, being duly sworn, stated that he/she is the member of Rae-Beck Holding, L.L.C., a Michigan Limited Liability Corporation, and that he/she executed the foregoing document on behalf of Rae-Beck Holding, L.L.C., a Michigan Limited Liability Corporation with its full authority and as its free act and deed.

Notary Public:
* [Signature]
My commission expires: 11/4/2012
Oakland County, Michigan
Acting in the County of Oakland

JAMES J. AIELLO
Notary Public, State of Michigan
County of Oakland
My Commission Expires Nov. 4, 2012
Acting in the County of Oakland

COUNTY OF OAKLAND)
STATE OF MICHIGAN) SS

On this _____ day of _____, 2008, _____ executed the foregoing document before me and, being duly sworn, stated that he/she is the _____ of Rae-Beck Holding, L.L.C., a Michigan Limited Liability Corporation, and that he/she executed the foregoing document on behalf of Rae-Beck Holding, L.L.C., a Michigan Limited Liability Corporation with its full authority and as its free act and deed.

Notary Public:
* _____
My commission expires: _____
Oakland County, Michigan
Acting in the County of Oakland

(Corporation)

Parcel No. H-14

Prepared by:
Walter H. Alix, P.E., P.S.
Hubbell, Roth & Clark, Inc.
555 Hulet Drive
P.O. Box 824
Bloomfield Hills, MI 48303-0824

When recorded, return to:
City Clerk
City of Rochester Hills
1000 Rochester Hills Drive,
Rochester Hills, Michigan, 48309-3033

