

**PEDESTRIAN BICYCLE PATHWAY EASEMENT**

The Helen M. Yeyna Revocable Trust, dated September 22, 1997, as amended, Helen M. Yeyna, or her successors, Trustee, of 6472 Crabapple, Troy, Michigan 48098

for and in consideration of the sum of: Eight Thousand, Four and no/100 Dollar (\$8,004.00)  
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, and public use of a pedestrian-bicycle pathway over, on through and across land more particularly described as:

SEE ATTACHED EXHIBIT "A"  
Sidwell #15-31-400-016

In connection with the grant of easement, Grantor waives and relinquishes any right, title or interest in the 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 pedestrian-bicycle pathway 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's successors and assigns, so long as there is no interference with the construction, operation, maintenance, repair and/or replacement, and public use of the 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 of written consent shall be obtained from the City.

Exempt from Transfer Tax under MCLA 207.526(a); MSA 7.456 (26) (1).

IN WITNESS HEREOF, the undersigned have hereunto affixed their signatures on this 29TH day of MARCH, 2010.

THE HELEN M. YEYNA REVOCABLE TRUST,  
Dated September 22, 1997, as amended,  
Helen M. Yeyna, or her successors, Trustee

Helen M. Yeyna (L.S.)  
\*

STATE OF MICHIGAN )  
COUNTY OF OAKLAND )

The foregoing instrument was acknowledged before me this 29TH day of MARCH, 2010, by Helen M. Yeyna, Trustee of the The Helen M. Yeyna Revocable Trust, dated September 22, 1997, as amended.

Patricia A. Petitto  
\* PATRICIA A. PETITTO  
Notary Public, OAKLAND County, Michigan

Acting in OAKLAND County, Michigan  
My Commission Expires 12-31-11

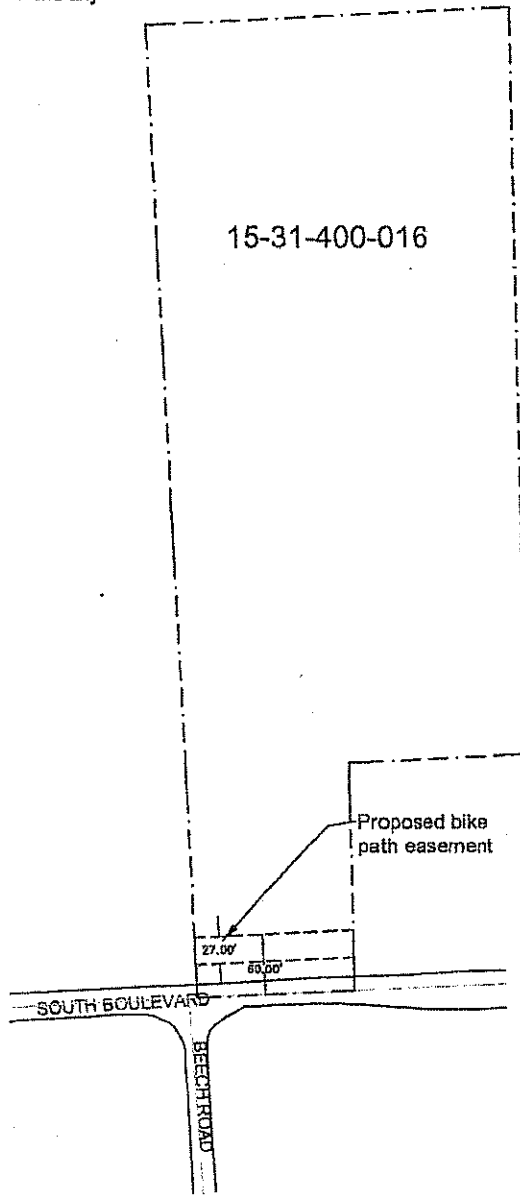
Drafted by:  
Patricia A. Petitto  
4840 N. Adams Road, Suite #183  
Rochester Hills, MI 48306

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

# EXHIBIT "A"

Parcel description per Liber 23225 Page 179 Oakland County Records:  
 Part of the Southeast 1/4 of Section 31, T.3N., R.11E., City of Rochester Hills, (formerly Avon Township), Oakland County, Michigan, and being more particularly described as: Commencing at the South 1/4 corner of said Section 31; thence North 00 degrees 07 minutes 25 seconds West 990 feet; thence North 89 degrees 46 minutes 35 seconds East 369 feet; thence South 02 degrees 43 minutes 35 seconds West 760.57 feet; thence South 89 degrees 46 minutes 35 seconds West 180 feet; thence South 01 degree 43 minutes 35 seconds West 230 feet; thence South 89 degrees 46 minutes 35 seconds West 157.92 feet to the point of beginning. Containing 7.09 acres of land more or less, subject to the rights of the public over the southerly 33 feet (proposed 60 feet) being known as South Boulevard and any other easements or restrictions of record, if any.

**Pathway easement:**  
 The north 27 feet of the west south 60 feet of the above described parcel.



APPROVED BY \_\_\_\_\_  
 DATE: \_\_\_\_\_  
 PREPARED BY ENGINEERING SERVICES  
 DEPARTMENT OF PUBLIC SERVICE

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

PATHWAY EASEMENT  
 EXHIBIT A  
 15-31-400-016

SCALE  
 1" = 150'  
 DATE:  
 04/11/2008  
 CITY FILE:  
 E07-012

I:\Eng\Publ\E07012 South Blvd Pathway Improvments (Adrian to Crooks)\Easement Exhibit B Dwg-15-31-400-016.dwg