

**SANITARY SEWER EASEMENT**

HAMLIV, LLC, a Michigan limited liability company of 14955 Technology Dr., Shelby Township, Michigan, 48315 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 sanitary sewer on, under through and across land more particularly described as:

See Attached Exhibits A and B

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 sanitary sewer 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 sanitary sewer: (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 Taxes under MCL 207.505(a) and 207.526(a).

IN WITNESS, HEREOF, the undersigned have hereunto affixed their signatures on this 24<sup>th</sup> day of JUNE, 2022.

HAMLIV, LLC  
a Michigan limited liability company

By: [Signature]  
Demetrios J. Polyzois  
Its: Managing Member

STATE OF MICHIGAN  
COUNTY OF ~~MACOMB~~ Oakland

The foregoing instrument was acknowledged before me this 24<sup>th</sup> day of June, 2022, by Demetrios J. Polyzois who is the Managing Member of HAMLIV, LLC, a Michigan limited liability company, on behalf of the company.

[Signature]  
\_\_\_\_\_, Notary Public  
\_\_\_\_\_, County, Michigan  
My commission Expires: July 22, 2026

John Starow  
Approved 6/29/22

Drafted by:  
Demetrios J. Polyzois  
14955 Technology Dr.  
Shelby Township, MI 48315

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

**PATRICIA FRANCIS**  
NOTARY PUBLIC - STATE OF MICHIGAN  
COUNTY OF OAKLAND  
My Commission Expires July 22, 2026  
Acting in the County of OAKLAND

# EXHIBIT 'A'

## SANITARY EASEMENT

### BRECKENRIDGE LEGAL DESCRIPTION

A PARCEL OF LAND IN PART OF THE NORTHEAST 1/4 OF SECTION 28, T3N, R11E, BEGINNING AT A POINT DISTANT THENCE S 89-34-00 W 330.01 FT FROM NORTHEAST SECTION CORNER, THENCE DUE SOUTH 440.50 FT (MEASURED AS S 00-21-56 W); THENCE DUE WEST 370.00 FT (MEASURED AS N 89-59-56 W, 369.97 FT.); THENCE DUE NORTH 437.70 FT (MEASURED AS N 00-21-56 E, 437.69 FT.); THENCE N 89-34-00 E 370.00 FT TO THE POINT OF BEGINNING.

CONTAINING 3.73 ACRES

SUBJECT TO THE RIGHTS OF THE PUBLIC IN W. HAMLIN ROAD

### PARCEL 15-28-226-023

A PARCEL OF LAND IN PART OF THE NORTHEAST 1/4 OF SECTION 28, T3N, R11E, CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN. BEGINNING AT A POINT DISTANT S 89-34-00 W 515.01 FT FROM NORTHEAST SECTION CORNER, THENCE DUE SOUTH 439.10 FT; THENCE DUE WEST 185.00 FT; THENCE DUE NORTH 437.70 FT; THENCE N 89-34-00 E 185.00 FT TO THE POINT OF BEGINNING. CONTAINING 1.86 ACRES OF LAND RESERVING ALL EASEMENTS OF RECORD

### PARCEL 15-28-226-024

A PARCEL OF LAND IN PART OF THE NORTHEAST 1/4 OF SECTION 28, T3N, R11E, CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN. BEGINNING AT A POINT DISTANT S 89-34-00 W 330.01 FT FROM NORTHEAST SECTION CORNER, THENCE DUE SOUTH 440.50 FT; THENCE DUE WEST 185.00 FT; THENCE DUE NORTH 439.10 FT; THENCE N 89-34-00 E 185.00 FT TO THE POINT OF BEGINNING. CONTAINING 1.87 ACRES OF LAND RESERVING ALL EASEMENTS OF RECORD

### LEGAL DESCRIPTION: SANITARY SEWER EASEMENT

PART OF THE NORTHEAST 1/4 OF SECTION 28, T3N, R11E, CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN. BEGINNING AT A POINT DISTANT S89°34'00"W 330.01 FEET AND S00°21'56"W 60.01 FEET AND S89°34'00"W 67.69 FEET TO THE POINT OF BEGINNING; THENCE S52°01'18"W 32.28 FEET; THENCE S00°26'00"E 237.83 FEET; THENCE S89°34'00"W 20.00 FEET; THENCE N00°26'00"W 247.68 FEET; THENCE N52°01'18"E 16.11 FEET; THENCE N89°34'00"E 32.82 FEET TO THE POINT OF BEGINNING.

SHEET 1 OF 2

CLIENT: HAM-LIV  
DATE: 05/13/2021  
REV: 07/19/2022

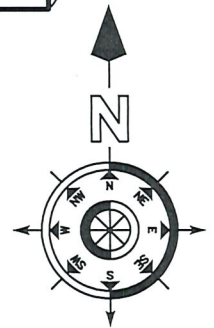
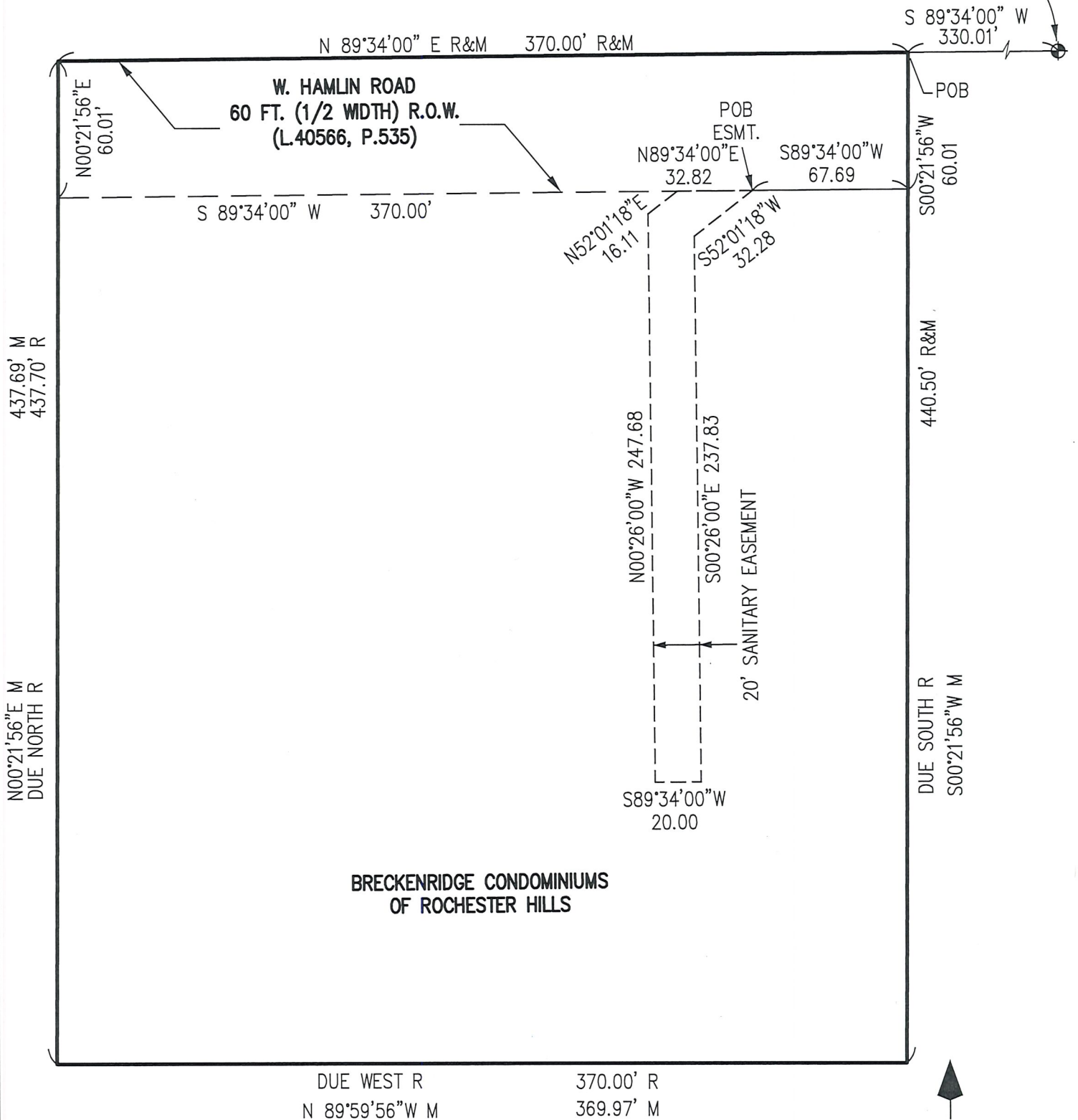


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ROCHESTER HILLS, MI 48307  
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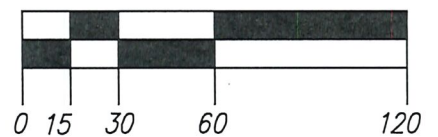
# EXHIBIT 'B'

## SANITARY EASEMENT

NE CORNER  
SECTION 28,  
T.3N., R.11E.



SCALE: 1"=60'



SHEET 2 OF 2

CLIENT: HAM-LIV  
DATE: 05/13/2021  
REV: 07/19/2022

Approved  
  
 City of Rochester Hills  
 07/25/2022 7:45:38 AM

D

**D'Anna Associates**  
Architecture | Engineering

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