

**TEMPORARY CONSTRUCTION EASEMENT**

KNOW ALL MEN BY THESE PRESENTS, that **Hamlin Development Associates Limited Partnership**, a Michigan Limited Partnership, whose address is 39400 Woodward Ave, Ste 250, Bloomfield Hills, Michigan 48304-5155, party of the first part, for and in consideration of the sum of Ten Thousand Nine Hundred Fifty Three Dollars (\$10,953.00) 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 during the construction and restoration of project, the right to move men, equipment and materials on and through and the right to store equipment, material and excavated matter on the following described TEMPORARY CONSTRUCTION EASEMENT:

**SEE EXHIBITS "A" AND "B" ATTACHED**  
SIDWELL NO. 15-21-476-054

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.

Above compensation includes the removal without replacement of six (6) large trees.

The existing sign located at the West end of the site will be removed and set back behind the new sidewalk and restored to substantially the condition that existed prior to construction.

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.

IN WITNESS WHEREOF, the undersigned hereunto affixed its signature this 2nd day of June, A.D. 2008.

HAMLIN DEVELOPMENT ASSOCIATES LIMITED  
PARTNERSHIP, a Michigan limited partnership

By: HAMLIN INVESTMENT CORPORATION, a  
Michigan corporation, General Partner

By:   
\_\_\_\_\_  
C. Michael Kojaian, Vice President

(Acknowledgment contained  
on following page)

COUNTY OF OAKLAND )  
 ) SS  
STATE OF MICHIGAN )

The foregoing instrument was acknowledged before me this 2nd day of June, 2008, by C. Michael Kojaian, the Vice President of Hamlin Investment Corporation, a Michigan corporation, the General Partner of Hamlin Development Associates Limited Partnership, a Michigan limited partnership, on behalf of said corporation and partnership.

Notary Public:

\* Beverly Shoemaker

My commission expires: \_\_\_\_\_  
Oakland County, Michigan  
Acting in the County of Oakland

BEVERLY SHOEMAKER  
NOTARY PUBLIC, STATE OF MI  
COUNTY OF MACOMB  
MY COMMISSION EXPIRES NOV 30, 2013  
ACTING IN COUNTY OF OAKLAND

Parcel No.

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

# RIGHT OF WAY ACQUISITION SKETCH

Exhibit "A"

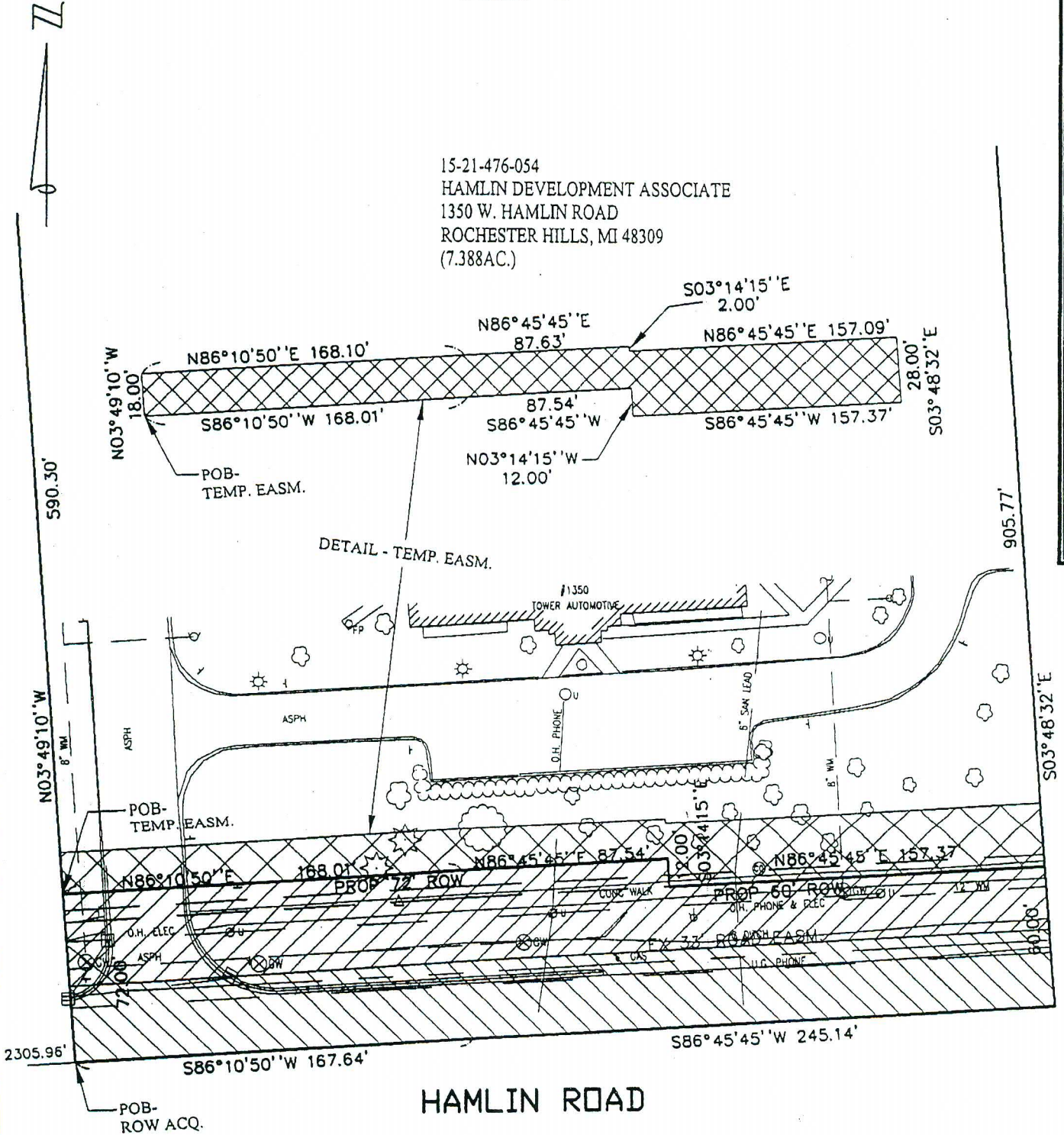
15-21-476-054  
 HAMLIN DEVELOPMENT ASSOCIATE  
 1350 W. HAMLIN ROAD  
 ROCHESTER HILLS, MI 48309  
 (7.388AC.)

PROJECT PARCEL NO.:

H-09

TAX ID NO.

15-21-476-054



SCALE: 1" = 60'

### LAND AREAS

PARENT PARCEL	= 7.388 ACRES (321,831 SQ. FEET)
RIGHT OF WAY ACQUISITION(GROSS)	= 0.639 ACRES (27,833 SQ. FEET)
RIGHT OF WAY ACQUISITION(NET)	= 0.326 ACRES (14,211 SQ. FEET)
REMAINDER	= 6.749 ACRES (293,998 SQ. FEET)

### LEGEND

- ROW RIGHT-OF-WAY
- PUBLIC LAND CORNER
- POB POINT OF BEGINNING
- TEMPORARY EASEMENT
- RIGHT OF WAY ACQUISITION
- EXISTING RIGHT OF WAY

## HAMLIN ROAD RIGHT OF WAY ACQUISITION

PART OF S 1/2 OF SECTION 21,  
 T 3 N, R 11 E, CITY OF ROCHESTER HILLS,  
 OAKLAND COUNTY, MICHIGAN



ORCHARD, HILTZ & MCCLIMENT, INC.  
 34000 PLYMOUTH ROAD, LIVONIA, MI 48150  
 P: 734.522.6711 F: 734.522.6427

TAX ID NO.: **15-21-476-054**

CLIENT: **CITY OF ROCHESTER HILLS, MI**

DATE: 10-31-07

DRAWN BY: SH

DWG: HM09

SHEET

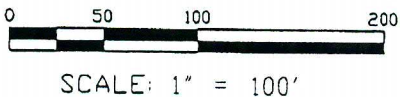
**2 OF 3**

OHM PROJECT NO.

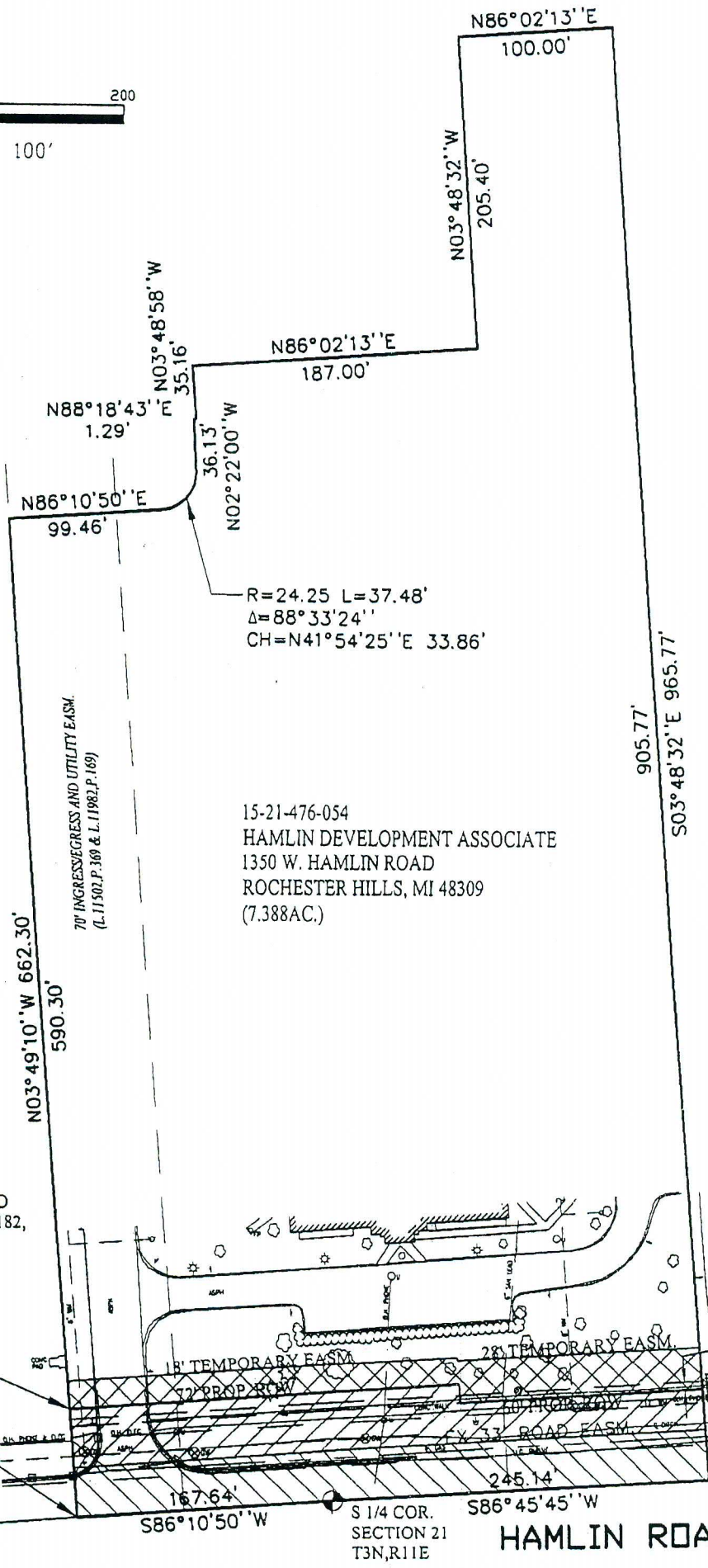
**190-96-021**

# RIGHT OF WAY ACQUISITION SKETCH

Exhibit "A"



PROJECT PARCEL NO.: H-09  
TAX ID NO. 15-21-476-054



**PARCEL IS SUBJECT TO:**  
 -WATER MAIN EASEMENT,  
 L.10287,P.578, OCR.  
 -A CERTAIN SHARED ACCESS AND  
 PARKING AGREEMENT,L.13670,P.182,  
 OCR.

SW COR.  
SECTION 21  
T3N,R11E

S 1/4 COR.  
SECTION 21  
T3N,R11E

**HAMLIN ROAD**

## HAMLIN ROAD RIGHT OF WAY ACQUISITION

PART OF S 1/2 OF SECTION 21,  
T 3 N, R 11 E, CITY OF ROCHESTER HILLS,  
OAKLAND COUNTY, MICHIGAN



ORCHARD, HILTZ & MCCLIMENT, INC.  
34000 PLYMOUTH ROAD, LIVONIA, MI 48150  
P: 743.522.6711 F: 734.522.6427

TAX ID NO.:	15-21-476-054	DATE:	10-31-07
CLIENT:	CITY OF ROCHESTER HILLS, MI	DRAWN BY:	SH
		DWG:	HM09
		SHEET	1 OF 3
		OHM PROJECT NO.	190-96-021

# RIGHT OF WAY ACQUISITION DESCRIPTION

## Exhibit "B"

PROJECT PARCEL NO.: H-09 TAX ID NO. 15-21-476-054

### PARCEL DESCRIPTION

#### Parent Parcel

A parcel of land being part of the S 1/2 of Section 21, Town 3 North, Range 11 East, City of Rochester Hills, Oakland County, Michigan, more particularly described as:  
 Beginning at a point distant N 86°10'50" E 2305.96 feet from the SW corner of said Section 21; thence N 03°49'10" W 662.30 feet; thence N 86°10'50" E 99.46 feet; thence along a curve to the left, radius 24.25 feet, delta 88°33'24", chord bears N 41°54'25" E 33.86 feet, distant of 37.48 feet; thence N 02°22'00" W 36.13 feet; thence N 88°18'43" E 1.29 feet; thence N 03°48'58" W 35.16 feet; thence N 86°02'13" E 187.00 feet; thence N 03°48'32" W 205.40 feet; thence N 86°02'13" E 100.00 feet; thence S 03°48'32" E 965.77 feet; thence S 86°45'45" W 245.14 feet; thence S 86°10'50" W 167.64 feet to the Point of Beginning.  
 Contains 321,831 sq. ft. or 7.388 acres of land. Subject to all easements and restrictions of records, if any.

#### Right of Way Acquisition

A parcel of land being part of the S 1/2 of Section 21, Town 3 North, Range 11 East, City of Rochester Hills, Oakland County, Michigan, more particularly described as:  
 Beginning at a point distant N 86°10'50" E 2305.96 feet from the SW corner of said Section 21; thence N 03°49'10" W 72.00 feet; thence N 86°10'50" E 168.01 feet; thence N 86°45'45" E 87.54 feet; thence S 03°14'15" E 12.00 feet; thence N 86°45'45" E 157.37 feet; thence S 03°48'32" E 60.00 feet; thence S 86°45'45" W 245.14 feet; thence S 86°10'50" W 167.64 feet to the Point of Beginning.  
 Contains 27,833 sq. ft. or 0.639 acres(GROSS), 14,211 sq. ft. or 0.326 acres(NET) of land. Subject to all easements and restrictions of records, if any.


*Handwritten signature and "OK" mark*

#### Remainder Parcel

A parcel of land being part of S 1/2 of Section 21, Town 3 North, Range 11 East, City of Rochester Hills, Oakland County, Michigan, more particularly described as:  
 Beginning at a point distant N 86°10'50" E 2305.96 feet from the SW corner of said Section 21; thence N 03°49'10" W 662.30 feet; thence N 86°10'50" E 99.46 feet; thence along a curve to the left, radius 24.25 feet, delta 88°33'24", chord bears N 41°54'25" E 33.86 feet, distant of 37.48 feet; thence N 02°22'00" W 36.13 feet; thence N 88°18'43" E 1.29 feet; thence N 03°48'58" W 35.16 feet; thence N 86°02'13" E 187.00 feet; thence N 03°48'32" W 205.40 feet; thence N 86°02'13" E 100.00 feet; thence S 03°48'32" E 965.77 feet; thence S 86°45'45" W 245.14 feet; thence S 86°10'50" W 167.64 feet to the Point of Beginning, EXCEPT that part:  
 Beginning at a point distant N 86°10'50" E 2305.96 feet from the SW corner of said Section 21; thence N 03°49'10" W 72.00 feet; thence N 86°10'50" E 168.01 feet; thence N 86°45'45" E 87.54 feet; thence S 03°14'15" E 12.00 feet; thence N 86°45'45" E 157.37 feet; thence S 03°48'32" E 60.00 feet; thence S 86°45'45" W 245.14 feet; thence S 86°10'50" W 167.64 feet to the Point of Beginning.  
 Contains 293,998 sq. ft. or 6.749 acres of land. Subject to all easements and restrictions of records, if any.

#### Temporary Easement

A parcel of land being part of the S 1/2 of Section 21, Town 3 North, Range 11 East, City of Rochester Hills, Oakland County, Michigan, more particularly described as:  
 Beginning at a point distant N 86°10'50" E 2305.96 feet; thence N 03°49'10" W 72.00 feet from the SW corner of said Section 21; thence continuing N 03°49'10" W 18.00 feet; thence N 86°10'50" E 168.10 feet; thence N 86°45'45" E 87.63 feet; thence S 03°14'15" E 2.00 feet; thence N 86°45'45" E 157.09 feet; thence S 03°48'32" E 28.00 feet; thence S 86°45'45" W 157.37 feet; thence N 03°14'15" W 12.00 feet; thence S 86°45'45" W 87.54 feet; thence S 86°10'50" W 168.01 feet to the Point of Beginning.  
 Contains 9,004 sq. ft. or 0.207 acres of land. Subject to all easements and restrictions of records, if any.

<b>HAMLIN ROAD RIGHT OF WAY ACQUISITION</b>		 <b>ORCHARD, HILTZ &amp; McCLIMENT, INC.</b> 34000 PLYMOUTH ROAD LIVONIA, MI 48150 P: 734.522.6711 F: 734.522.6427	
PART OF S 1/2 OF SECTION 21, T 3 N, R 11 E, CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN		DATE: 10-31-07	SHEET: 3 OF 3
TAX ID NO.: 15-21-476-054		DRAWN BY: SH	OHM PROJECT NO. 190-96-021
CLIENT: CITY OF ROCHESTER HILLS, MI		DWG: HM-09	