

PEDESTRIAN-BICYCLE PATHWAY EASEMENT

Brookedale West Homeowners Association, a Michigan non-profit corporation, _____ of
169 Stonetree Cir, Rochester Hills, Michigan 48309-1139

For and in consideration of one dollar, (\$1.00), 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
Brookedale West, Park No.3 15-07-327-001
Brookedale West, Park No.4 15-07-176-001
Brookedale West, Park No.6 15-07-177-010
Brookedale West, Park No.9 15-07-176-020

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.

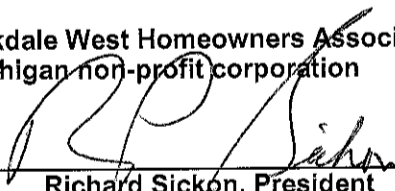
All property disturbed or altered, now or in the future, by reason of the construction, operation, maintenance, repair and/or replacement of the pedestrian-bicycle pathway shall be restored by the City to its immediately prior condition, except to the extent permanent improvements or alterations necessary 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 and 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 written consent shall be obtained from the City.

Exempt from Transfer Tax under MCLA 207.526(a).

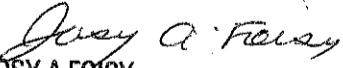
IN WITNESS HEREOF, the undersigned have hereunto affixed their signatures on this 12 day of JULY, 2011.

Brookedale West Homeowners Association,
A Michigan non-profit corporation


Richard Sickon, President

STATE OF MICHIGAN
COUNTY OF Oakland

The foregoing instrument was acknowledged before me this 12th day of July, 2011, by Richard Sickon, President of Brookedale West Homeowners Association, a Michigan non-profit corporation, on behalf of said corporation.


JOSY A FOISY
Notary Public, State of Michigan
County of Oakland
My commission expires 09/23/2012
Acting in the county of Oakland

_____, Notary Public
_____, County, Michigan
My Commission Expires: _____
Acting in _____ County, Michigan

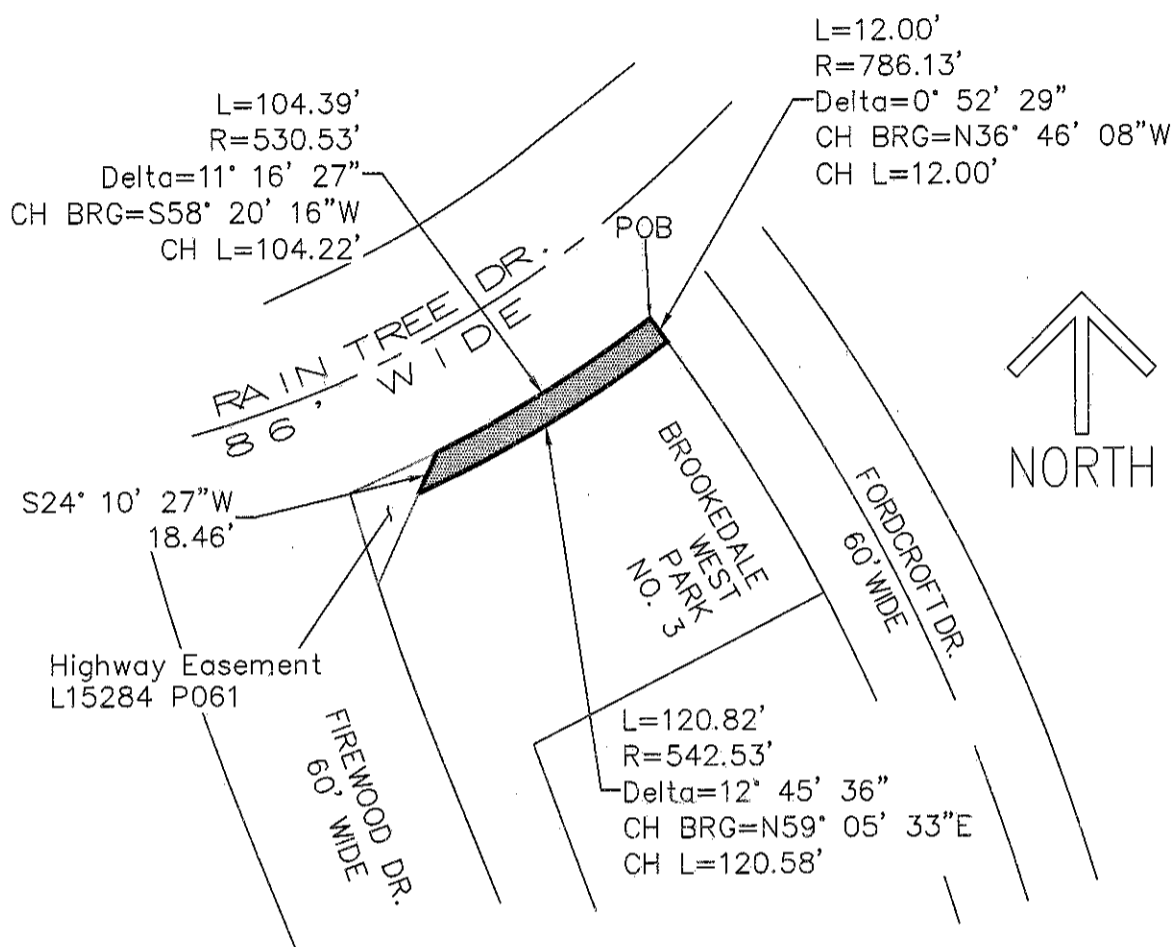
Drafted by:
City of Rochester Hills
Keith Depp - Traffic Engineering Division

John Staran
Approved 8/10/11

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

EXHIBIT A

Brookedale West Park No. 3



Pathway Easement

A 12 foot wide pathway easement across Brookedale West Park Number 3, as recorded in Liber 164 Page 30, Oakland County Records, being part of the West $\frac{1}{2}$ of Section 7, Township 3 North, Range 11 East, Avon Twp., now City of Rochester Hills, Michigan, more particularly described as:

Beginning at a point at the Northeast corner of said Brookedale West Park Number 3, said point being at the intersection of the west line Fordcroft Dr. (60' wide) and the south line of Rain Tree Dr. (86' wide); thence following the South ROW line of Raintree Dr. along a curve to the right, said curve having an arc length of 104.39 feet, a radius of 530.53 feet, central angle 11° 16' 27", a chord bearing of S58°20'16"W, and a chord length 104.22 feet to a point on the Northeast corner of a Highway Easement recorded in Liber 15284 Page 061; thence S24°10'27"W, 18.46 feet; thence along a nontangent curve to the right, said curve having an arc length of 120.82 feet, a radius of 542.53 feet, central angle of 12° 45' 36", a chord bearing N59°05'33"E, and a chord length of 120.58 feet to a point on the West ROW line of Fordcroft Dr.; thence following the West ROW line of Fordcroft Dr. along a curve to the left, said curve having a radius of 786.13 feet, arc length of 12.00 feet, central angle of 0°52'29", a chord bearing of N36°46'08"W, and a chord length of 12.00 feet to the Point of Beginning. Said easement contains 0.031 acres more or less. 15-07-327-001

APPROVED BY *MT*
DATE: *8/15/11*

PREPARED BY ENGINEERING SERVICES
DEPARTMENT OF PUBLIC SERVICE

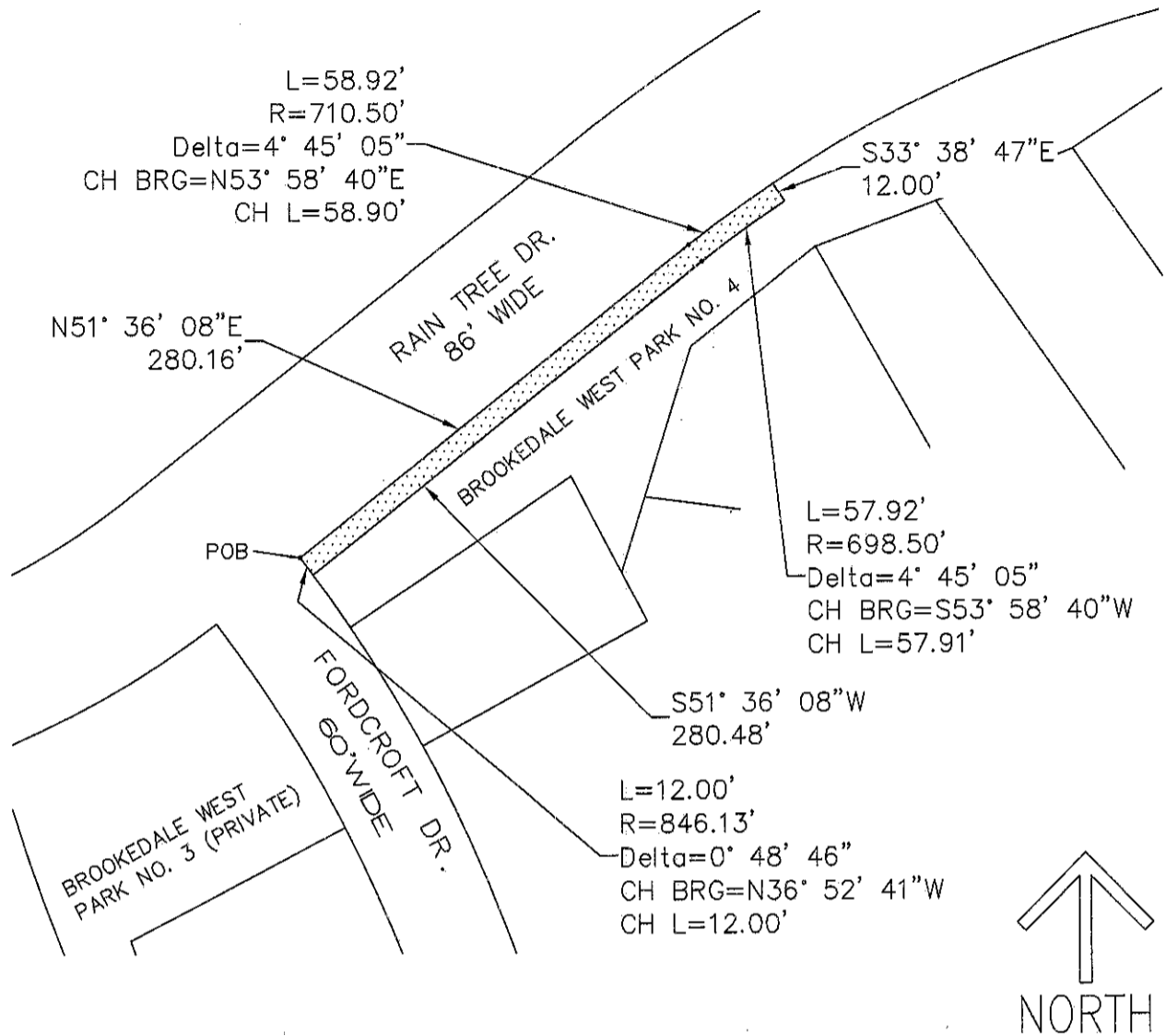
City of Rochester Hills
1000 Rochester Hills Drive
Rochester Hills, Michigan 48309

Pathway Easement
Exhibit A 1 of 5
Brookedale West
Park No. 3

SCALE
1" = 80'
DATE:
08/12/2011
CITY FILE:
E10-041

EXHIBIT A

Brookedale West Park No. 4



Pathway Easement 15-07-178-001

A 12 foot wide pathway easement across Brookedale West Park Number 4, as recorded in Liber 164 Page 30, Oakland County Records, being part of the West $\frac{1}{2}$ of Section 7, Township 3 North, Range 11 East, Avon Twp., now City of Rochester Hills, Michigan, more particularly described as:

Beginning at a point at the Northwest corner of said Brookedale West Park Number 4, said point being at the intersection of the east line Fordcroft Dr. (60' wide) and the south line of Rain Tree Dr. (86' wide); thence N 51° 36' 08" E, 280.16'; thence 58.92' along said Rain Tree Drive along a curve to the right, said curve having a radius of 710.50', a delta angle of 4° 45' 05", and a long chord bearing N 53° 58' 40" E, 58.90'; thence S 33° 38' 47" E, 12.00'; thence 57.92' along a curve to the left, said curve having a radius of 698.50', a delta angle 4° 45' 05", and a long chord bearing S 53° 36' 58" W, 57.91'; thence S 51° 36' 08" W, 280.48' to a point on the east line of Fordcroft Drive; thence 12.00' along said Fordcroft Drive along a curve to the left, said curve having a radius 846.13', a delta angle of 0° 48' 46", and a long chord bearing N 36° 52' 41" W, 12.00' to the Point of Beginning. Said easement contains 0.093 acres more or less.

APPROVED BY *MT*
 DATE: 8/15/11
 PREPARED BY ENGINEERING SERVICES
 DEPARTMENT OF PUBLIC SERVICE

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

Pathway Easement
 Exhibit A 2 of 5
 Brookedale West
 Park No. 4

SCALE
 1"=100'
 DATE:
 08/12/2011
 CITY FILE:
 E10-041

EXHIBIT A

Brookedale West Park No.6

Pathway Easement

A variable width pathway easement across Brookedale West Park Number 6, as recorded in Liber 164 Page 30, Oakland County Records, being part of the West $\frac{1}{2}$ of Section 7, Township 3 North, Range 11 East, Avon Twp., now City of Rochester Hills, Oakland Co., Michigan, more particularly described as:

Beginning at a point at the Southeast corner of said Brookedale West Park Number 6, said point being at the intersection of the west line Shellbourne Dr. (60' wide) and the north line of Rain Tree Dr. (86' wide); thence S 77° 35' 42" W, 339.66'; thence 331.30' along a curve to the left, said curve having a radius 796.50', a delta angle of 23° 49' 55", and a long chord bearing S 65° 40' 45" W, 328.92'; thence 40.05' along a non tangent curve to the right, said curve having a radius 325.68', a delta angle 7° 02' 47", long chord bearing N 34° 02' 28" W, 40.03'; thence 346.40' along a non tangent curve to the right, said curve having a radius 836.50', a delta angle 23° 43' 37", long chord bearing N 65° 43' 54" E, 343.93'; thence S 12° 24' 18" E, 28.00'; thence N 77° 35' 42" E, 341.93' to a point on the west line of Shellbourne Drive, thence S 1° 42' 41" E, 12.21' to the Point of Beginning. Said easement contains 0.406 acres more or less.

15-07-177-010

APPROVED BY *MT*
DATE: 8/15/11

PREPARED BY ENGINEERING SERVICES
DEPARTMENT OF PUBLIC SERVICE

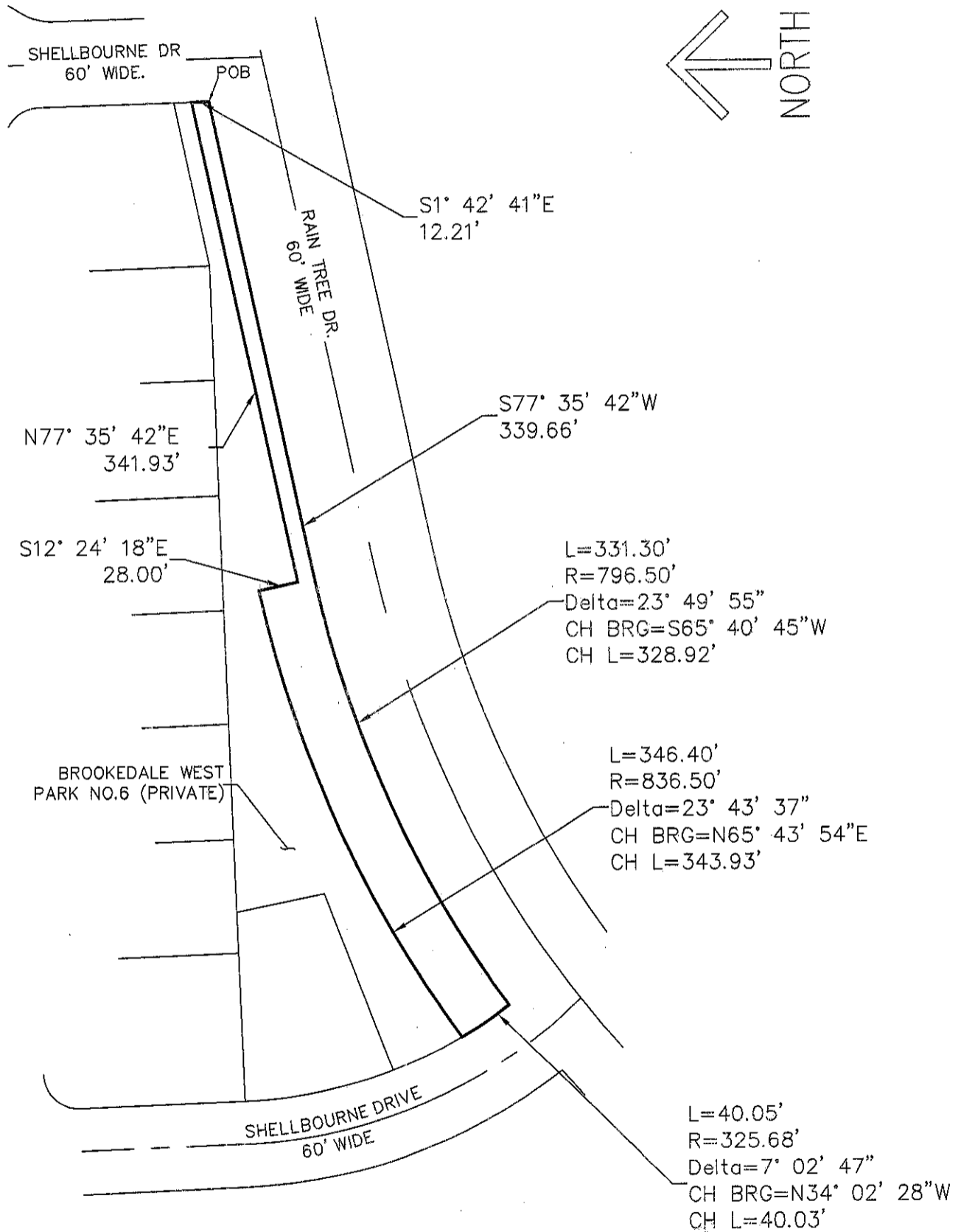
City of Rochester Hills
1000 Rochester Hills Drive
Rochester Hills, Michigan 48309

Pathway Easement
Exhibit A 3 of 5
Brookedale West
Park No. 6

SCALE
NONE
DATE:
08/12/2011
CITY FILE:
E10-041

EXHIBIT A

Brookedale West Park No.6



APPROVED BY MT
 DATE: 8/15/11
 PREPARED BY ENGINEERING SERVICES
 DEPARTMENT OF PUBLIC SERVICE

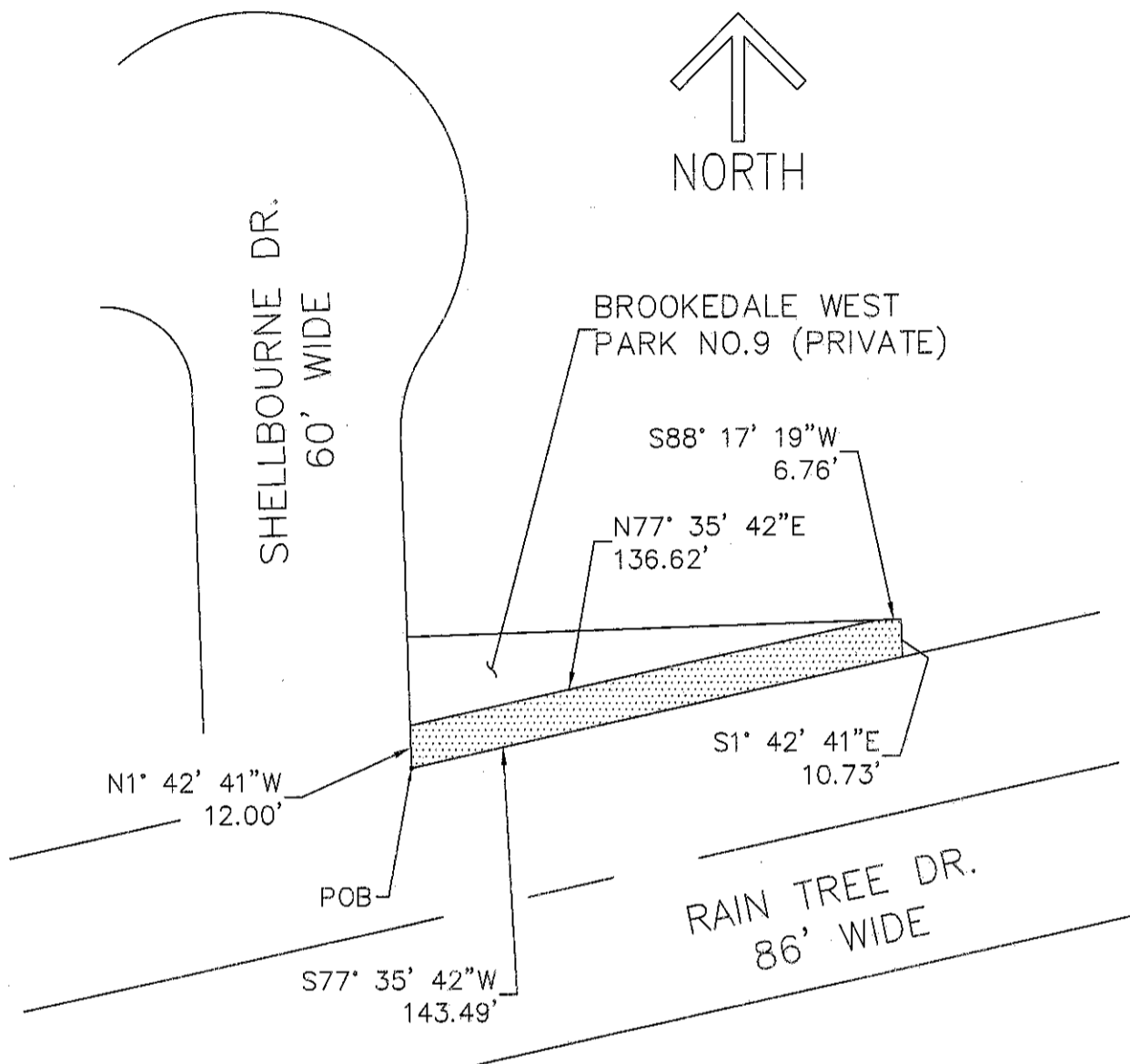
City of Rochester Hills
 1000 Rochester Hills Drive
 Rochester Hills, Michigan 48309

Pathway Easement
 Exhibit A 4 of 5
 Brookedale West
 Park No. 6

SCALE
 1"=100'
 DATE:
 08/12/2011
 CITY FILE:
 E10-041

EXHIBIT A

Brookedale West Park No.9



Pathway Easement

A 12 foot wide pathway easement across Brookedale West Park Number 9, as recorded in Liber 164 Page 30, Oakland County Records, being part of the West $\frac{1}{2}$ of Section 7, Township 3 North, Range 11 East, Avon Twp., now City of Rochester Hills, Michigan, more particularly described as:

Beginning at a point at the Southwest corner of said Brookedale West Park Number 9, said point being at the intersection of the east line Shellbourne Dr. (60' wide) and the north line of Rain Tree Dr. (86' wide); thence N 1° 42' 41" W, 12.00'; thence N 77° 35' 42" E, 136.62'; thence N 88° 17' 19" E, 6.76'; thence S 1° 42' 41" E, 10.73'; thence S 77° 35' 42" W, 143.49' to the Point of Beginning. Said easement contains 0.039 acres more or less.

15-07-176-020

APPROVED BY *MT*
 DATE: 8/15/11
 PREPARED BY ENGINEERING SERVICES
 DEPARTMENT OF PUBLIC SERVICE

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

Pathway Easement
 Exhibit A 5 of 5
 Brookedale West
 Park No. 9

SCALE
 1"=50'
 DATE:
 08/12/2011
 CITY FILE:
 E10-041