

SANITARY SEWER EASEMENT

DeYonker Bldg Co., Inc. a Michigan corporation, of
3911 S. Rochester Rd., Rochester Hills, MI 48307

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:

LOT 582 - OF BELLE CONE GARDENS #2 - PART OF W 1/2 OF SECTION 33 TOWN 3 N.

*RANGE 21 EAST CITY OF ROCHESTER HILLS
OAKLAND COUNTY, LIBER 46 PAGE 44 (O.C.A.)* Sidwell # 15-33-326-049

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 Tax under MCLA 207.526(a)

DeYONKER BLDG. CO., INC
William J. DeYonker (AGENT)

Signature
William J DeYonker
(Print Name)

Title

Signature
(Print Name)

Title

STATE OF MICHIGAN
COUNTY OF Oakland

The foregoing instrument was acknowledged before me this 16th day of June, 2005, by William J. DeYonker who is the Agent of DeYonker Bldg Co Inc. a Michigan corporation, on behalf of the corporation.

Drafted by:

Wm J DeYONKER
3911 S ROCHESTER
ROCHESTER HILLS, MI 48307
When recorded, return to: S, W) 48307
City of Rochester Hills
1000 Rochester Hills Drive
Rochester Hills, MI 48309

OK'd by J. Stinson 7/18/05

Shelly Huntley

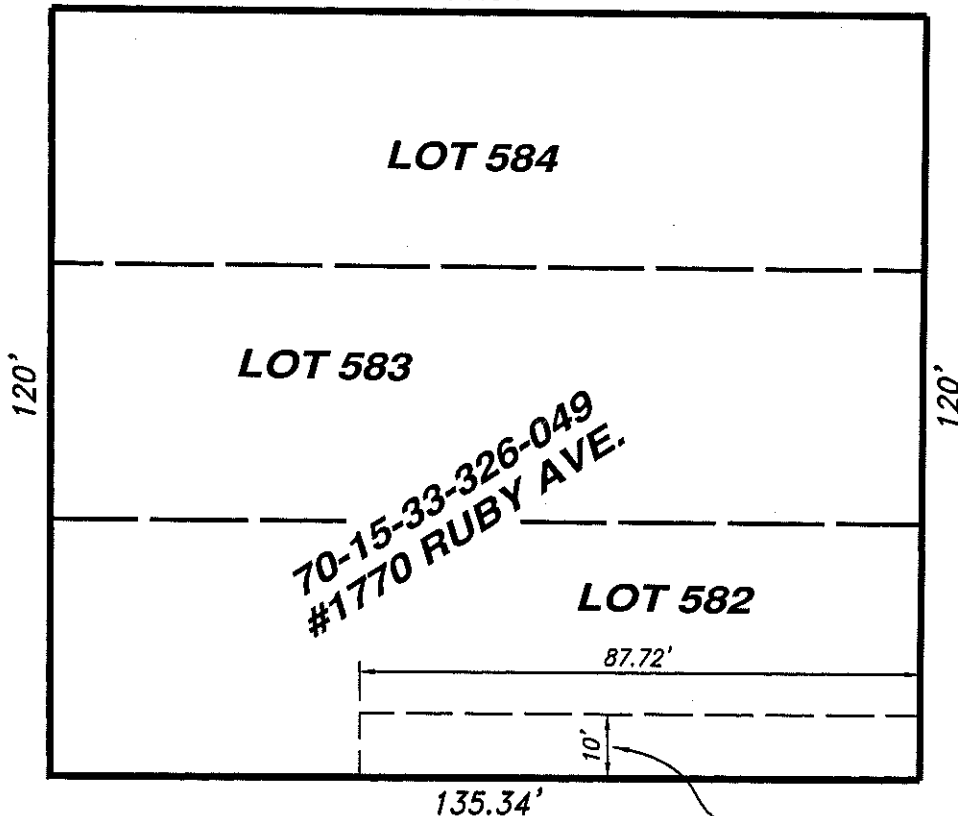
Notary Public
Macomb County, Michigan

My Commission Expires: SHELLY HUNTLEY
Notary Public, State of Michigan
County of Macomb

EXHIBIT "A"

136.34'

**GOLCONDA AVE.
60' WIDE
(UNIMPROVED)**



**RUBY AVE.
60' WIDE**

PROPOSED 10' WIDE
EASEMENT FOR
SANITARY SEWER

NORTH



SCALE: 1"=30'

PROPERTY DESCRIPTION

LOTS 582, 583 AND 584 OF "BELLE CONE GARDENS NO. 2", PART OF THE WEST 1/2 OF SECTION 33, TOWN 3 NORTH, RANGE 11 EAST, CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, AS RECORDED IN LIBER 46, PAGE 40, O.C.R., PARCEL NO. 70-15-33-326-047.

EASEMENT DESCRIPTION

A TEN (10) FEET WIDE EASEMENT FOR SANITARY SEWER IS DESCRIBED AS: THE SOUTH TEN (10) FEET OF THE EAST 87.72 FEET OF THE ABOVE-DESCRIBED PROPERTY.

APPROVED DESC

M. [Signature]
ROCHESTER HILLS
ENGINEERING DEPT.
09-28-2005

9-23-05 REV. PER CITY

APEX

ENGINEERING GROUP INC.
CIVIL ENGINEERING & LAND PLANNING CONSULTANTS

47745 VAN DYKE AVENUE
SHELBY TOWNSHIP, MI 48317

PHONE: 586-739-5200
FAX: 586-254-5314

PROJECT:

SANITARY SEWER EASEMENT

PART OF SECTION 33, T.3N., R.11E.,
CITY OF ROCHESTER HILLS, OAKLAND CO., MI

CLIENT:

BILL DEYONKER
DEYONKER BUILDING CO., INC.
3911 S. ROCHESTER RD.
ROCHESTER HILLS, MI 48307
(248) 935-5333

JOB NO: 04-035

DATE: 2/15/05

DRAWN BY: N.P.R.

CHECKED BY: N.P.R.