

WATER MAIN EASEMENT

Kruk & Kruk Properties, LLC, a Michigan limited liability company of 210 Campbell St., Rochester, Michigan 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 water main on, under through and across land more particularly described as:

See attached Exhibits A and B

Parcel ID# 15-23-300-025

In connection with the grant of easement, Grantor waives and relinquishes any right, title or interest in the water main, 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 water main 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 water main: (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 5<sup>th</sup> day of December, 2018.

Kruk & Kruk Properties, LLC

*[Handwritten Signature]*

Signature

George Kruk

(Print Name)

Member  
Title

STATE OF MICHIGAN  
COUNTY OF OAKLAND

The foregoing instrument was acknowledged before me this 5<sup>th</sup> day of December, 2018, by George Kruk who is a member of Kruk & Kruk Properties, LLC, a Michigan limited liability company, on behalf of the company.

JUDY BOPP  
NOTARY PUBLIC, STATE OF MI  
COUNTY OF OAKLAND  
MY COMMISSION EXPIRES May 2, 2019  
ACTING IN COUNTY OF OAKLAND

*[Handwritten Signature]*

Notary Public

OAKLAND

County, Michigan

My Commission Expires:

Drafted by:  
Adele Swann  
City of Rochester Hills  
1000 Rochester Hills Dr.  
Rochester Hills, MI 48309

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

*[Handwritten Signature]*  
Approved 12/10/18

# EXHIBIT A

## LEGAL DESCRIPTION: PARCEL #15-23-300-025

Part of the SW 1/4 of Section 23, T.3N., R.11E., City of Rochester Hills, Oakland County, Michigan, being more particularly described as follows:

Commencing at the South 1/4 corner of Section 23; thence S89°03'30"W 948.28 feet along the South line of Section 23 to the Point of Beginning; thence continuing along said line S89°03'30"W 55.00 feet; thence N01°21'00"W 651.01 feet; thence N89°03'30"E 172.00 feet; thence S01°21'00"E 205.03 feet; thence S04°10'05"E 240.15 feet; thence S89°03'30"W 128.80 feet; thence S01°21'00"E 206.20 feet to the South line of Section 23 and the Point of Beginning.

Containing 2.05 acres, more or less.

## LEGAL DESCRIPTION: WATER MAIN EASEMENT

Part of the SW 1/4 of Section 23, T.3N., R.11E., City of Rochester Hills, Oakland County, Michigan, being more particularly described as follows:

Commencing at the South 1/4 corner of Section 23; thence S89°03'30"W 980.30 feet along the South line of Section 23 to the Point of Beginning; thence continuing along said line S89°03'30"W 22.99 feet; thence N00°01'48"W 239.55 feet; thence N89°08'01"E 19.49 feet; thence S00°51'59"E 33.25 feet; thence N89°08'01"E 30.28 feet; thence S01°21'00"E 10.00 feet; thence S89°08'01"W 30.36 feet; thence S00°51'59"E 196.24 feet to the South line of Section 23 and the Point of Beginning.

**City of Rochester Hills**

Department of Public Services  
1000 Rochester Hills Drive  
Rochester Hills, MI 48309  
Ph: 248.656.4640

Sheet Title

**LEGAL  
DESCRIPTIONS**

City File #

**E17-011**

Project

**WAYSIDE PARK WM ESMT**

Date

**11/21/2018**

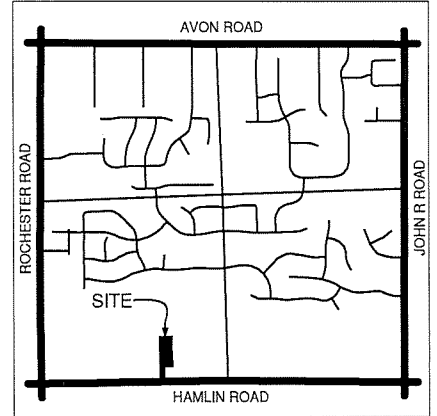
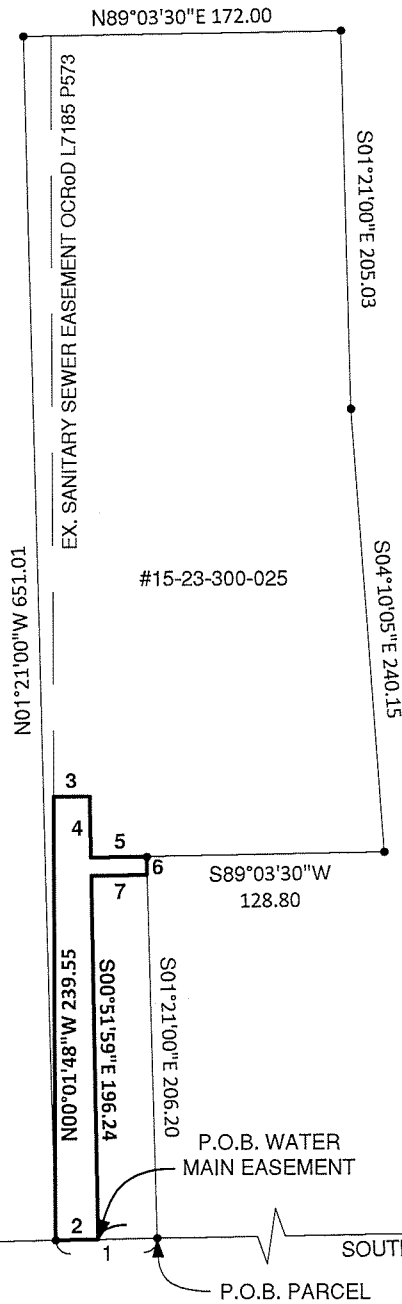
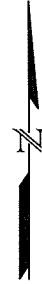
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**NOT TO SCALE**

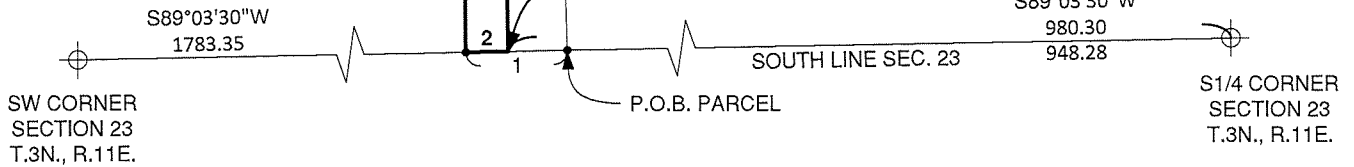
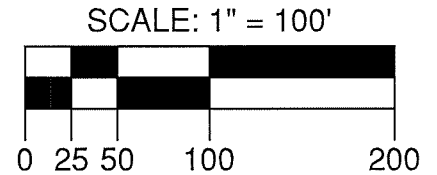
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**1**

# EXHIBIT B



**LOCATION MAP**  
NOT TO SCALE



LINE TABLE		
NO.	BEARING	DISTANCE
1	S89°03'30"W	55.00
2	S89°03'30"W	22.99
3	N89°08'01"E	19.49
4	S00°51'59"E	33.25
5	N89°08'01"E	30.28
6	S01°21'00"E	10.00
7	S89°08'01"W	30.36

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**WAYSIDE PARK WM ESMT**

Date

11/21/2018

Scale

1"=100'

Sheet

**2**