

PEDESTRIAN PATHWAY EASEMENT

Clarence R. Presnell, and Honorah A. Presnell, husband and wife, of
3432 John R Road, Rochester Hills, MI 48307-5439

For and in consideration of the sum of: Two Thousand, Eight Hundred, Seventy-Five and no/100 Dollars (\$2,875.00) 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 pathway over, on, through and across land more particularly described as:

See Exhibit A
Sidwell #15-35-226-043

In connection with the grant of easement, Grantor waives and relinquishes any right, title or interest in the pedestrian 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 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 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 MCL 207.505(a) and 207.526(a).

IN WITNESS HEREOF, the undersigned have hereunto affixed their signatures on this 15TH day of APRIL, 2014.

IN THE PRESENCE OF:

Clarence R. Presnell
Signature
Clarence R. Presnell
Print Name
Honorah A. Presnell
Signature
Honorah A. Presnell
Print Name

STATE OF MICHIGAN
COUNTY OF OAKLAND

The foregoing instrument was acknowledged before me this 15TH day of APRIL, 2014, by Clarence R. Presnell, and Honorah A. Presnell, husband and wife.

Drafted by:
Barbara J. Smith
1000 Rochester Hills Drive
Rochester Hills, MI 48309

Patricia A. Petitto
PATRICIA A. PETITTO Notary Public
OAKLAND County, Michigan
Acting in County of Oakland
My Commission Expires: 12-31-19

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

John Staran
Approved 6/26/14

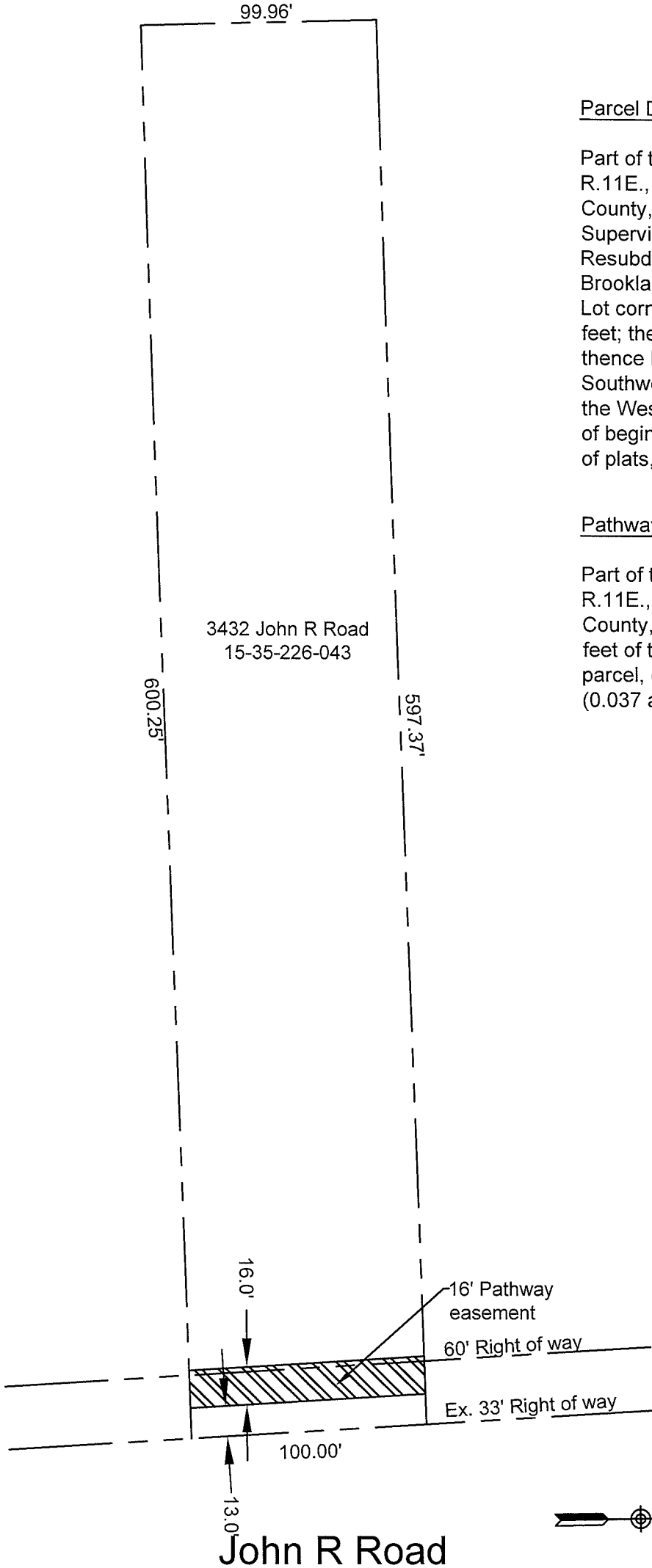
EXHIBIT A

Parcel Description:

Part of the northeast 1/4 of Section 35, T.3N., R.11E., City of Rochester Hills, Oakland County, Michigan, described as Lot 16 of Supervisor's Avon Township Plat No. 7, a Resubdivision of Lots 53 and 54 of Brooklands, except beginning at the Northwest Lot corner, thence S. 85°51'00" E., 405.19 feet; thence S. 04°09'00" W., 99.96 feet; thence N. 85°51'00" W., 423.44 feet to the Southwest Lot corner; thence Northerly along the Westerly Lot line 101.64 feet to the point of beginning, as recorded in Liber 12, Page 59 of plats, Oakland County records.

Pathway Easement Description:

Part of the northeast 1/4 of Section 35, T.3N., R.11E., City of Rochester Hills, Oakland County, Michigan, described as the West 16 feet of the East 29 feet of the above described parcel, containing 1600.017 square feet, (0.037 acres) more or less.



Mike Taunt Approved

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

PATHWAY EASEMENT
 3432 John R Road
 15-35-226-043

SCALE: 1" = 60'
DATE: 11/20/2013
SHEET 1 OF 1