

**CONSENT TO EASEMENT GRANT  
AND SUBORDINATION OF LIEN**

Project: Hamlin Rd.

Parcel No: H-14

For and in consideration of \$1.00 (One Dollar), receipt of which is hereby acknowledged, the undersigned Bank One, Mortgagee, whose Mortgages are dated April 27, 1994 and recorded in Liber 14688, Page 4, and dated March 26, 1996 recorded in Liber 16190 Page 655 of Oakland County Records, does hereby subordinate its liens and consents to the granting of a Highway Easement, to the City of Rochester Hills, a Michigan Municipal Corporation, 1000 Rochester Hills Dr., Rochester Hills Michigan, 48309-3033, an easement for all public Highway purposes ("Highway Easement") and to construct, operate, maintain, repair, and or replace roadways, utilities, and other infrastructure improvements in, over, under, upon, and through the following described premises ("Property") situated in the City of Rochester Hills, County of Oakland, State of Michigan.

Commonly known as: 1200 W. Hamlin Rd. (Part of) Tax Parcel No.: 15-21-477-032

**SEE PARCEL DRAWING, ATTACHED AS EXHIBIT "A," AND  
LEGAL DESCRIPTION, ATTACHED AS EXHIBIT "B,"  
BOTH OF WHICH ARE INCORPORATED BY REFERENCE HEREIN**

If the said premises shall be disturbed by reason of the exercise of any of the foregoing powers, then said premises shall be restored to substantially the condition that existed prior to the contractors entering upon said premises.

This instrument shall be binding upon and inure to the benefit of the parties hereto, their heirs, representatives, successors and assigns.

IN WITNESS WHEREOF, the undersigned hereunto affixed their signatures this \_\_\_\_\_ day of \_\_\_\_\_, A.D. 2008.

By: \_\_\_\_\_

\*

\_\_\_\_\_  
\* Please print or type name in Black Ink

By: \_\_\_\_\_

\*

\_\_\_\_\_  
\* Please print or type name in Black Ink

COUNTY OF \_\_\_\_\_ )  
 ) SS  
STATE OF \_\_\_\_\_ )

On this \_\_\_\_\_ day of \_\_\_\_\_, 2008, \_\_\_\_\_ executed the foregoing document before me and, being duly sworn, stated that he/she is the \_\_\_\_\_ of \_\_\_\_\_, a \_\_\_\_\_, and that he/she executed the foregoing document on behalf of \_\_\_\_\_ with its full authority and as its free act and deed.

Notary Public:

\* \_\_\_\_\_

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

COUNTY OF \_\_\_\_\_ )  
 ) SS  
STATE OF \_\_\_\_\_ )

On this \_\_\_\_\_ day of \_\_\_\_\_, 2008, \_\_\_\_\_ executed the foregoing document before me and, being duly sworn, stated that he/she is the \_\_\_\_\_ of \_\_\_\_\_, a \_\_\_\_\_, and that he/she executed the foregoing document on behalf of \_\_\_\_\_ with its full authority and as its free act and deed.

Notary Public:

\* \_\_\_\_\_

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

Drafted by:  
Walter H. Alix, P.E., P.S.  
Hubbell, Roth & Clark, Inc.  
555 Hulet Dr.  
P.O. Box 524  
Bloomfield Hills, Michigan 48303-0824

When recorded return to:  
City Clerk  
City of Rochester Hills  
1000 Rochester Hills Dr.  
Rochester Hills, Michigan 48309-3033

# RIGHT OF WAY ACQUISITION SKETCH

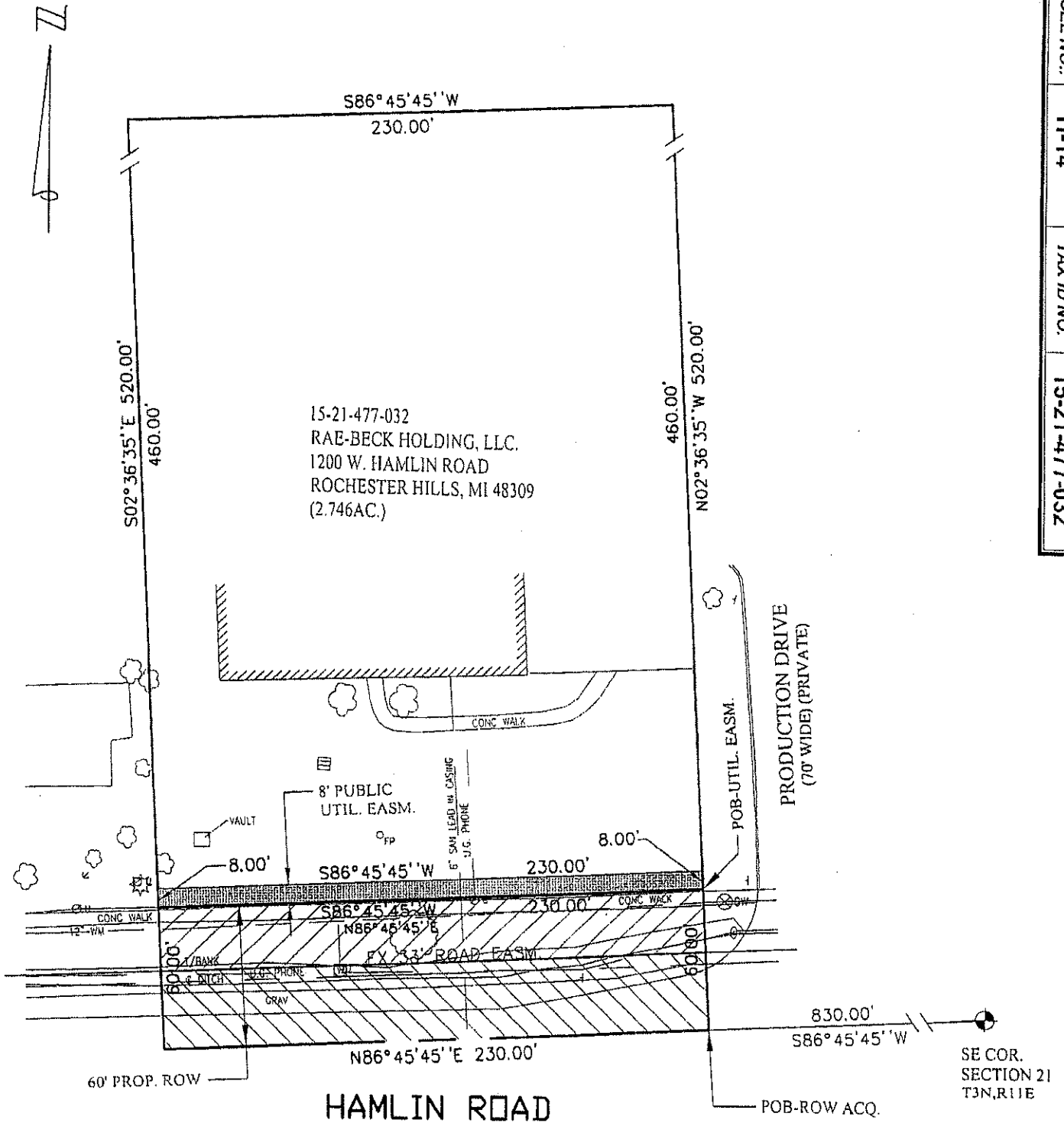
Exhibit "A"

PROJECT PARCEL NO.:

H-14

TAX ID NO.

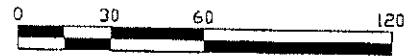
15-21-477-032



- PARCEL IS SUBJECT TO:
- EASEMENT FOR INGRESS AND EGRESS, L.8215, P.861, OCR.
  - 20 FOOT PARKING LOT EASEMENT, 8215,P.861, OCR.
  - SANITARY SEWER EASEMENT, L.5547,P.864,L.8284,P.591,L.8113,P.808, OCR.
  - WATER MAIN EASEMENT, L.5547,P.864,L.8284,P.594,L.8122,P.536, OCR.
  - STORM SEWER EASEMENT, L.9305,P.873, OCR.
  - EASEMENT MAINTENANCE AND SUBORDINATION AGREEMENT, L.7968,P.444, OCR.
  - RIGHT OF WAY IN FAVOR OF SBC, L.7908,P.764, OCR.

### LAND AREAS

PARENT PARCEL	= 2.746 ACRES (119,593 SQ. FEET)
RIGHT OF WAY ACQUISITION(GROSS)	= 0.317 ACRES (13,800 SQ. FEET)
RIGHT OF WAY ACQUISITION(NET)	= 0.143 ACRES (6,210 SQ. FEET)
REMAINDER	= 2.429 ACRES (105,793 SQ. FEET)



SCALE: 1" = 60'

### LEGEND

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

REVISED 03-27-08

## HAMLIN ROAD RIGHT OF WAY ACQUISITION

PART OF SE 1/4 OF SECTION 21,  
T 3 N, R 11 E, CITY OF ROCHESTER HILLS,  
OAKLAND COUNTY, MICHIGAN

TAX ID NO.: **15-21-477-032**

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



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

DATE: 11-07-07  
DRAWN BY: SH  
DWG: HM14

SHEET

1 OF 2

OHM PROJECT NO.

190-96-021

# RIGHT OF WAY ACQUISITION DESCRIPTION

## Exhibit "B"

### PARCEL DESCRIPTION

#### Parent Parcel

A parcel of land being part of the SE 1/4 of Section 21, Town 3 North, Range 11 East, City of Rochester Hills, Oakland County, Michigan, more particularly described as:  
Commencing at the SE corner of said Section 21; thence S 86°45'45" W 830.00 feet to the Point of Beginning; thence N 02°36'35" W 520.00 feet; thence S 86°45'45" W 230.00 feet; thence S 02°36'35" E 520.00 feet; thence N 86°45'45" E 230.00 feet to the Point of Beginning.  
Contains 119,593 sq. ft. or 2.746 acres of land. Subject to all easements and restrictions of record, if any.

#### Right of way Acquisition

A parcel of land being part of the SE 1/4 of Section 21, Town 3 North, Range 11 East, City of Rochester Hills, Oakland County, Michigan, more particularly described as:  
Commencing at the SE corner of said Section 21; thence S 86°45'45" W 830.00 feet to the Point of Beginning; thence N 02°36'35" W 60.00 feet; thence S 86°45'45" W 230.00 feet; thence S 02°36'35" E 60.00 feet; thence N 86°45'45" E 230.00 feet to the Point of Beginning.

Contains 13,800 sq. ft. or 0.317 acres(GROSS), 6,210 sq. ft. or 0.143 acres(NET) of land. Subject to all easements and restrictions of record, if any.

#### Remainder Parcel

A parcel of land being part of the SE 1/4 of Section 21, Town 3 North, Range 11 East, City of Rochester Hills, Oakland County, Michigan, more particularly described as:  
Commencing at the SE corner of said Section 21; thence S 86°45'45" W 830.00 feet to the Point of Beginning; thence N 02°36'35" W 520.00 feet; thence S 86°45'45" W 230.00 feet; thence S 02°36'35" E 520.00 feet; thence N 86°45'45" E 230.00 feet to the Point of Beginning, EXCEPT that part: Commencing at the SE corner of said Section 21; thence S 86°45'45" W 830.00 feet to the Point of Beginning; thence N 02°36'35" W 60.00 feet; thence S 86°45'45" W 230.00 feet; thence S 02°36'35" E 60.00 feet; thence N 86°45'45" E 230.00 feet to the Point of Beginning.  
Contains 105,793 sq. ft. or 2.429 acres of land. Subject to all easements and restrictions of record, if any.

#### Public Utilities Easement

An 8 foot wide easement for public utilities, being part of the SE 1/4 of Section 21, Town 3 North, Range 11 East, City of Rochester Hills, Oakland County, Michigan, more particularly described as:  
Commencing at the SE corner of said Section 21; thence S 86°45'45" W 830.00 feet; thence N 02°36'35" W 60.00 feet to the Point of Beginning; thence continuing N 02°36'35" W 8.00 feet; thence S 86°45'45" W 230.00 feet; thence S 02°36'35" E 8.00 feet; thence N 86°45'45" E 230.00 feet to the Point of Beginning.

Contains 1,840 sq. ft. or 0.042 acres of land. Subject to all easements and restrictions of record, if any.

REVISED 03-27-08

### **HAMLIN ROAD RIGHT OF WAY ACQUISITION**

PART OF SE 1/4 OF SECTION 21,  
T 3 N, R 11 E, CITY OF ROCHESTER HILLS,  
OAKLAND COUNTY, MICHIGAN

TAX ID NO.: **15-21-477-032**  
CLIENT: **CITY OF ROCHESTER HILLS, MI**



ORCHARD, HILTZ & McCLIMENT, INC.  
34000 PLYMOUTH ROAD LIVONIA, MI 48150  
P: 734.322.6711 F: 734.522.6427

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