

SANITARY SEWER EASEMENT

Northbrooke East LLC, a Michigan limited liability company of 4405 Tumeric Drive, Sterling Heights, Michigan 48314, 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:

SEE EXHIBIT A ATTACHED HERETO

Sidwell # 15-33-128-009

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 Taxes under MCL 207.505(a) and 207.526(a).

IN WITNESS HEREOF, the undersigned have hereunto affixed their signatures on this 5th day of SEPTEMBER, 2012.

Northbrooke East LLC, a Michigan limited liability company

[Signature]

Signature
Gary Tadian

(Print Name)
managing member

Title

Signature

(Print Name)

Title

STATE OF MICHIGAN
COUNTY OF Oakland

The foregoing instrument was acknowledged before me this 5th day of September, 2012, by Gary Tadian who is the managing member of Northbrooke East LLC, a Michigan limited liability company, on behalf of the company. *[Signature]*

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:

Drafted by:
mark cohn
2000 Town Center, Ste. 1500
Southfield, MI 48075
When recorded, return to:

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

John Staran
Appd 9/6/12

EXHIBIT A SANITARY SEWER EASEMENT

LEGAL DESCRIPTION: SANITARY SEWER EASEMENT NO. 1

A PARCEL OF LAND LOCATED IN THE E. 1/2 OF THE N.W. 1/4 OF SECTION 33, T.3N., R.11E., CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN. COMMENCING AT THE N. 1/4 CORNER OF SECTION 33; THENCE S89°52'00"W 330.02 FEET ALONG THE NORTH LINE OF SAID SECTION 33; THENCE S00°28'23"W 553.25 FEET TO THE POINT OF BEGINNING; THENCE S00°28'23"W 2.00 FEET; THENCE S89°52'00"W 330.00 FEET; THENCE N00°28'23"E 2.00 FEET; THENCE N89°52'00"E 330.00 FEET TO THE POINT OF BEGINNING.

LEGAL DESCRIPTION: SANITARY SEWER EASEMENT NO. 2

A PARCEL OF LAND LOCATED IN THE E. 1/2 OF THE N.W. 1/4 OF SECTION 33, T.3N., R.11E., CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN. COMMENCING AT THE N. 1/4 CORNER OF SECTION 33; THENCE S89°52'00"W 330.02 FEET ALONG THE NORTH LINE OF SAID SECTION 33; THENCE S00°28'23"W 615.25 FEET; THENCE S89°52'00"W 195.00 FEET TO THE POINT OF BEGINNING; THENCE S00°28'23"W 308.75 FEET; THENCE S89°52'00"W 2.00 FEET; THENCE N00°28'23"E 308.75 FEET; THENCE N89°52'00"E 2.00 FEET TO THE POINT OF BEGINNING.

*Mike Taunt
App'd. - 9-7-12*

SHEET 1 OF 2

NOTE:
BOUNDARY INFORMATION PROVIDED BY
BAYVIEW ENGINEERING, INC., DRAWING
NUMBER 08-007 DATED 06-01-09

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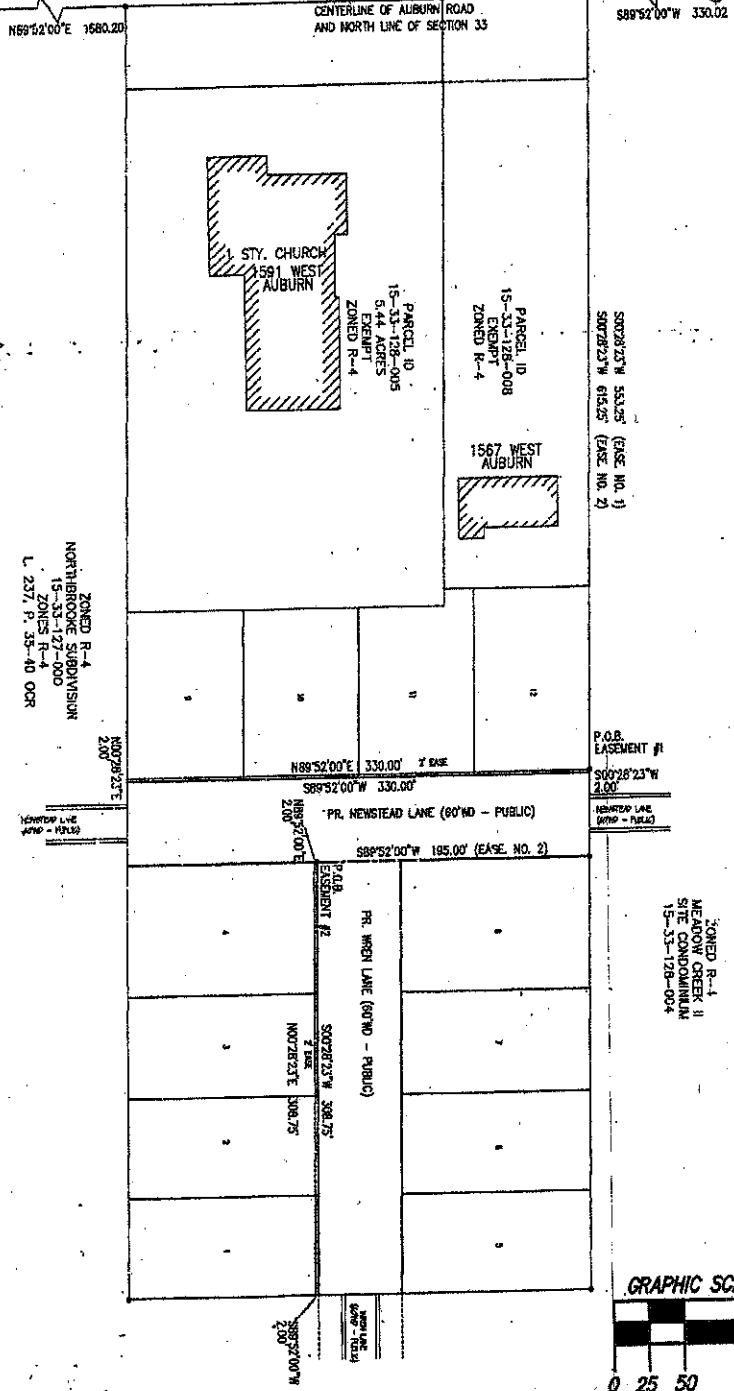
 **ASSOCIATES, INC.**
Civil Engineering and Surveying

FORMERLY
MCS ASSOCIATES, INC.
1055 SOUTH BOULEVARD E., SUITE 200
ROCHESTER HILLS, MICHIGAN 48307
TELEPHONE (586) 726-9111 FAX (248) 852-7707

EXHIBIT A SANITARY SEWER EASEMENT

NW CORNER
SECTION 33
1/4 IN. RATE

NORTH 1/4
SECTION 33
1/4 IN. RATE

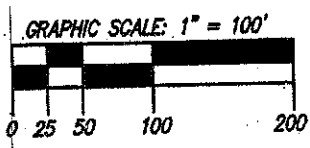


ZONED R-4
NORTHERN SUBDIVISION
15 ZONES
L. 237, P. 35-40 OCR

500'23\" W 55.25' (EASE NO. 1)
500'23\" W 61.25' (EASE NO. 2)

P.O.B.
EASEMENT #1
500'23\" W 2.00'

ZONED R-4
NEIGHBORING
SITE CONDOMINIUM
15-33-128-004



NOTE:
BOUNDARY INFORMATION PROVIDED BY
STELLAR CONSULTING SERVICES, INC.,
DRAWING NUMBER 0203 DATED 09-15-04

SHEET 2 OF 2

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Civil Engineering and Surveying

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