

## PEDESTRIAN-BICYCLE PATHWAY EASEMENT

**KNOW ALL MEN BY THESE PRESENTS**, that **John W. Wright and Georgia M. Wright, his wife** Grantors, whose address is **6330 Little Creek Road, Rochester Hills, Michigan 48306-3419** party of the first part, for and in consideration of **\$807.00** (eight hundred seven and 00/100) paid to party of the first part by the **CITY OF ROCHESTER HILLS**, a Michigan Municipal Corporation, party of the second part, located at 1000, Rochester Hills Drive, Rochester Hills Michigan 48309, do hereby grant to the said party of the second part a Permanent easement for the construction, operation, maintenance, repair and/or replacement, and public use of a pedestrian-bicycle pathway over, on, through and across land more particularly described as:

Commonly Known as: 1765 E. Hamlin Road  
(Part of) Tax Parcel No.: 15-24-401-034

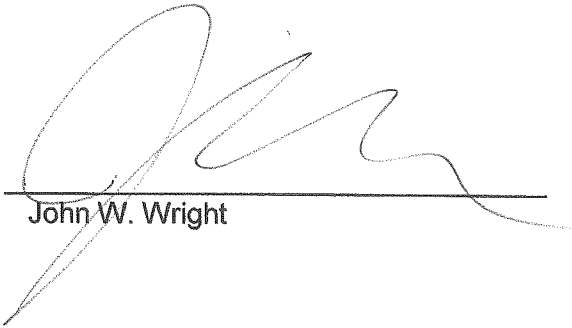
See parcel drawing and legal description attached as 'Exhibit A'

In connection with the grant of easement, Grantor waives and relinquishes any right, title or interest in the pedestrian-bicycle 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-bicycle 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.

This 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. Temporary easement expires at completion of construction. The City shall hold the Grantor harmless from and against any claims, losses, and damages made and/or suffered by reason of, or in relation to, the construction and public use of the pathway on the above described property, unless caused by Grantor's own acts or omissions.

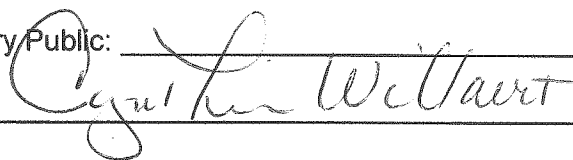
Grantor expressly reserves to Grantor's successors and assigns, so long as there is no interference with the construction, operation, maintenance, repair and/or replacement, and public use of the pedestrian-bicycle pathway: (a) the right of ingress and egress over, and through and across the easement and 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.

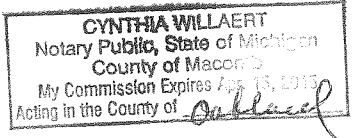
By:   
John W. Wright

COUNTY OF OAKLAND )  
STATE OF MICHIGAN ) SS

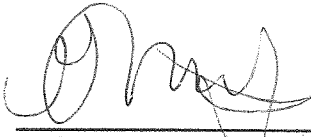
The foregoing instrument was acknowledged before me this 6<sup>th</sup> day of February,  
2014, by John W. Wright.

2015

Notary Public:   
\* Cynthia Willaert



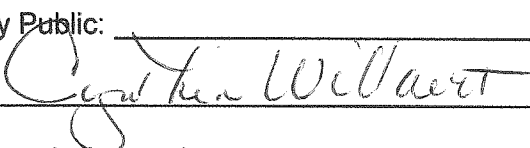
My commission expires: \_\_\_\_\_  
Oakland County, Michigan  
Acting in the County of Oakland

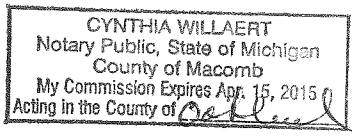
By:   
Georgia M. Wright

COUNTY OF OAKLAND )  
STATE OF MICHIGAN ) SS

The foregoing instrument was acknowledged before me this 6<sup>th</sup> day of February,  
2014, by Georgia M. Wright.

2015

Notary Public: \_\_\_\_\_  
\* 



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

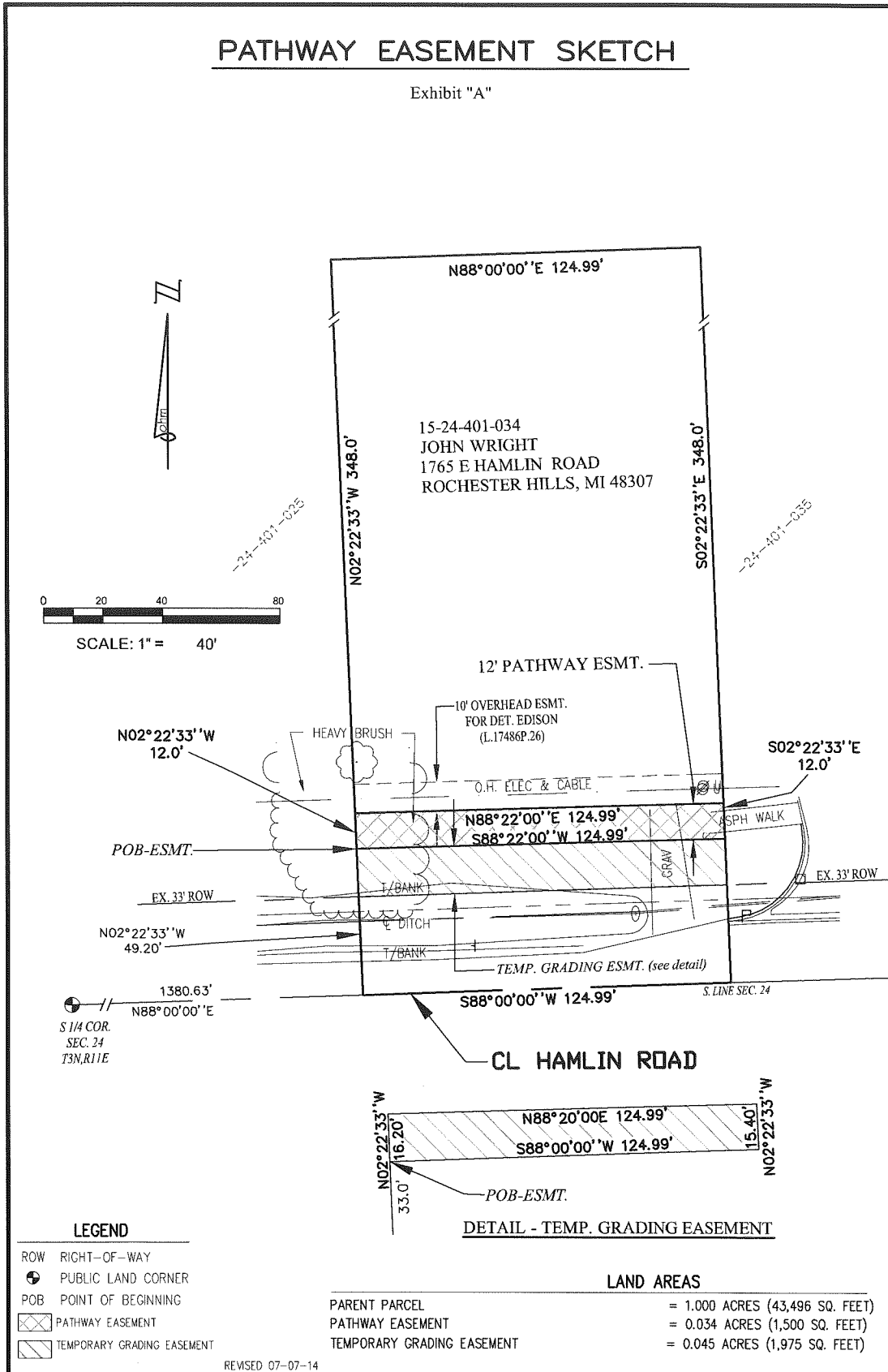
Project Name: Hamlin Road Parcel No. H - 57

Prepared by:  
Walter H. Alix, P.E., P.S.  
Hubbell, Roth & Clark, Inc.  
555 Hulet Drive  
P.O. Box 824  
Bloomfield Hills, MI 48303-0824

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

# PATHWAY EASEMENT SKETCH

Exhibit "A"



**LEGEND**

- ROW RIGHT-OF-WAY
- PUBLIC LAND CORNER
- POB POINT OF BEGINNING
- PATHWAY EASEMENT
- TEMPORARY GRADING EASEMENT

**LAND AREAS**

PARENT PARCEL	= 1.000 ACRES (43,496 SQ. FEET)
PATHWAY EASEMENT	= 0.034 ACRES (1,500 SQ. FEET)
TEMPORARY GRADING EASEMENT	= 0.045 ACRES (1,975 SQ. FEET)

REVISED 07-07-14

**H-57**  
**PATHWAY EASEMENT**  
 PART OF THE SE 1/4 OF SECTION 24  
 T.3N., R.11E., CITY OF ROCHESTER HILLS, OAKLAND COUNTY  
**TAX ID NO.: 15-24-401-034**

CLIENT: CITY OF ROCHESTER HILLS

34000 Plymouth Road | Livonia, MI 48150  
 p (734) 522-6711 | f (734) 522-6427

*Advancing Communities*

DATE: 03-31-14	SHEET	JOB NO.
DRAWN BY: SH	<b>1 OF 2</b>	<b>0190-13-0010</b>
DWG: 24-401-034		

# PATHWAY EASEMENT DESCRIPTION

Exhibit "A"

## PARCEL DESCRIPTION (15-24-401-034)

(COMMITMENT No.: 63-14358466-SGP, ISSUED BY GRECO TITLE AGENCY)

A parcel of land situated in the SE 1/4 of Section 24, Town 3 North, Range 11 East, City of Rochester Hills, Oakland County, Michigan, described as follows:

Beginning at a point distant N 88°00'00" E 1380.63 feet along the South line of said Section 24 from the South 1/4 corner of said Section 24; thence N 02°22'33" W 348.0 feet; thence N 88°00'00" E 124.99 feet; thence S 02°22'33" E 348.0 feet; thence S 88°00'00" W 124.99 feet along the South line of said Section 24 to the Point of Beginning.

Contains 43,496 square feet or 1.000 acres of land, more or less. Subject to all easements and restrictions of record, if any.

## PATHWAY EASEMENT

A parcel of land situated in the SE 1/4 of Section 24, Town 3 North, Range 11 East, City of Rochester Hills, Oakland County, Michigan, described as follows:

Beginning at a point distant N 88°00'00" E 1380.63 feet along the South line of said Section 24 and N 02°22'33" W 49.20 feet from the South 1/4 corner of said Section 24; thence N 02°22'33" W 12.0 feet along the West line of said parent parcel; thence N 88°22'00" E 124.99 feet; thence S 02°22'33" E 12.0 feet along the East line of said parent parcel; thence S 88°20'00" W 124.99 feet to the Point of Beginning.

Contains 1,500 square feet or 0.034 acres of land. Subject to all easements and restrictions of record, if any.

## TEMPORARY GRADING EASEMENT

A parcel of land situated in the SE 1/4 of Section 24, Town 3 North, Range 11 East, City of Rochester Hills, Oakland County, Michigan, described as follows:

Beginning at a point distant N 88°00'00" E 1380.63 feet along the South line of said Section 24 and N 02°22'33" W 33.0 feet from the South 1/4 corner of said Section 24; thence N 02°22'33" W 16.20 feet along the West line of said parent parcel; thence N 88°22'00" E 124.99 feet; thence S 02°22'33" E 15.40 feet along the East line of said parent parcel; thence S 88°00'00" W 124.99 feet along the North line of Hamlin Road to the Point of Beginning.

Contains 1,975 square feet or 0.045 acres of land. Subject to all easements and restrictions of record, if any.

REVISED 07-07-14

### **H-57 PATHWAY EASEMENT**

PART OF THE SE 1/4 OF SECTION 24  
T.3N., R.11E., CITY OF ROCHESTER HILLS, OAKLAND COUNTY  
**TAX ID NO.: 15-24-401-034**



34000 Plymouth Road | Livonia, MI 48150  
p (734) 522-6711 | f (734) 522-6427

*Advancing Communities*

CLIENT:

CITY OF ROCHESTER HILLS

DATE: 03-31-14  
DRAWN BY: SH  
DWG: 24-401-034

SHEET  
**2 OF 2**

JOB NO.  
**0190-13-0010**