

**WATER MAIN EASEMENT**

**Fresh Start Homes Michigan 29, LLC, a Michigan Limited liability company of 1074 E. Avon Rd., Rochester Hills, MI 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 (Legal Descriptions & Drawing)

Parcel ID# 15-16-451-062

In connection with the grant of easement, Grantor waives and relinquishes any right, title or interest in the water man, 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 21<sup>st</sup> day of October 2018. Fresh Start Homes Michigan 29, LLC

*Richard Rosen*

Fresh Start Homes Michigan 29, LLC

Richard Rosen, Member

Title

STATE OF MICHIGAN  
COUNTY OF OAKLAND

The foregoing instrument was acknowledged before me this 21<sup>ST</sup> day of OCTOBER 2018,

By RICHARD ROSEN who is a member of FRESH START HOMES MICHIGAN 29, LLC,

a MICHIGAN limited liability company, on behalf of the company.

Drafted By:  
Ranee Roach  
1074 E. Avon Rd.  
Rochester Hills, MI  
48307

*Ranee Roach* 10/27/18  
Ranee Roach, Notary Public Macomb County, Michigan  
Acting in Oakland County My Commission Expires:

RANEE ROACH  
NOTARY PUBLIC, STATE OF MI  
COUNTY OF OAKLAND  
MY COMMISSION EXPIRES Mar 12, 2025  
ACTING IN COUNTY OF *oakland*

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

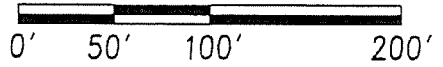
*John Staran*  
Approved 12/14/18

# EASEMENT DRAWING

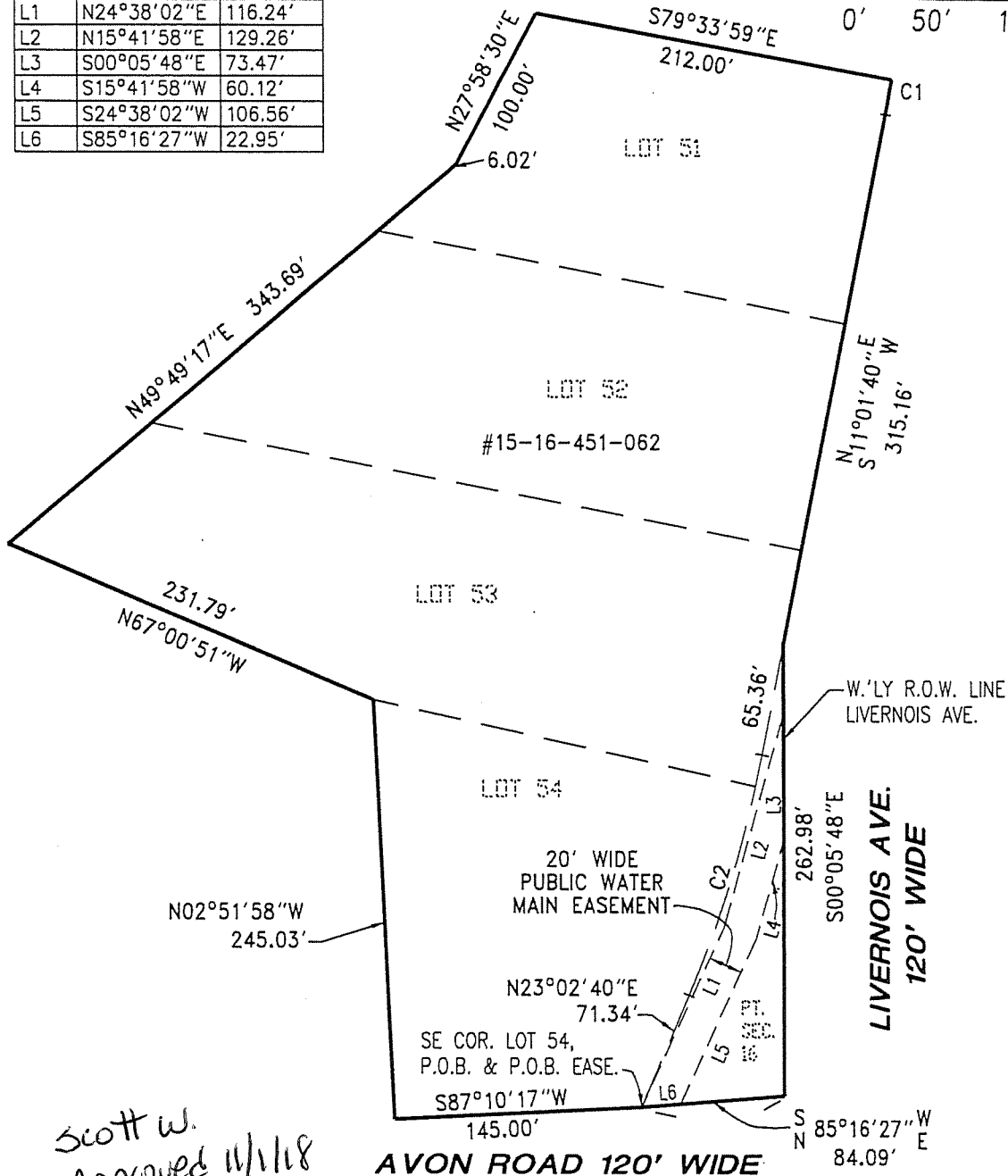


CURVE	ARC LENGTH	RADIUS	DELTA ANGLE	CHORD BEARING	CHORD LENGTH
C1	20.86'	2011.30'	0°35'39"	S10°43'51"W	20.86'
C2	146.81'	700.00'	12°01'00"	N17°02'10"E	146.54'

Scale : 1" = 100'



LINE	BEARING	DISTANCE
L1	N24°38'02"E	116.24'
L2	N15°41'58"E	129.26'
L3	S00°05'48"E	73.47'
L4	S15°41'58"W	60.12'
L5	S24°38'02"W	106.56'
L6	S85°16'27"W	22.95'



**AVON ROAD 120' WIDE**  
**Parcel Description #15-16-451-062**

Lots 51 to 54, "Avon Heights Sub.," part of the SE 1/4 of Section 16, T.3N., R.11E., City of Rochester Hills (formally known as Avon Township), Oakland County, Michigan as recorded in Liber 81, Page 32 of Oakland County Records. Together with part of Section 16, T.3N., R.11E., City of Rochester Hills, Oakland County, Michigan described as: Beginning at the SE corner of said Lot 54; thence N.23°02'40"E., 71.34 feet; thence along a curve concave to the left of radius 700.00 feet, arc of 146.81 feet, whose chord bears N.17°02'10"E., 146.54 feet; thence N.11°01'40"E., 65.36 feet; thence S.00°05'48"E., 262.98 feet; thence S.85°16'27"W., 84.09 feet to the Point of Beginning.

**20 Foot Wide Public Water Main Easement**

A 20 foot wide water main easement in the SE 1/4 of Section 16, T.3N., R.11E., City of Rochester Hills (formally known as Avon Township), Oakland County, Michigan as recorded in Liber 81, Page 32 of Oakland County Records described as: Beginning at the SE corner of Lot 54 "Avon Heights Sub."; thence N.24°38'02"E., 116.24 feet; thence N.15°41'58"E., 129.26 feet to a point on the westerly right-of-way of Livernois Avenue (120 feet wide); thence along said line S.00°05'48"E., 73.47 feet; thence S.15°41'58"W., 60.12 feet; thence S.24°38'02"W., 106.56 feet; thence S.85°16'27"W., 22.95 feet to the Point of Beginning.

Rev. 10-31-18  
 Rev. 10-26-18

**URBAN LAND CONSULTANTS**  
 CIVIL ENGINEERS PLANNERS LAND SURVEYORS  
 GPS CONSULTANTS  
 8800 23 MILE ROAD SHELBY TWP., MI 48316-4516

**LEGEND**

FIB = Found Bar	●
FIP = Found Pipe	●
SIB = Set Bar/Cap	○
SMN = Set Mag Nail	○
P.O.B. = Point of Beginning	
P.O.C. = Point of Commencing	
P.O.E. = Point of Ending	
EASE. = Easement	

**EXHIBIT "A"**  
**WATER MAIN EASEMENT**

Date 7-2-18  
 Drawn D.K.Z.  
 Check R.W.L.  
 Sheet 1 OF 1  
 Job No. 171010-9729