

**PEDESTRIAN-BICYCLE PATHWAY EASEMENT**

Frederick T. Dunn and Kathryn K. Dunn, husband and wife, of 1104 Maple Leaf Drive, Rochester Hills, MI 48309, grants to the CITY OF ROCHESTER HILLS, a Michigan Municipal Corporation, of 1000 Rochester Hills Drive, Rochester Hills, MI 48309, an 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:

See Attached Exhibits A & B

Parcel ID# 15-20-428-003  
(1841 Crooks Road)

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.

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

IN WITNESS HEREOF, the undersigned have hereunto affixed their signatures on this 8<sup>th</sup> day of August, 2018.

Signature: *Frederick T. Dunn*  
Printed Name: Frederick T. Dunn, Husband

Signature: *Kathryn K. Dunn*  
Printed Name: Kathryn K. Dunn, Wife

STATE OF MICHIGAN  
COUNTY OF OAKLAND

The foregoing instrument was acknowledged before me this 8<sup>th</sup> day of August, 2018, by Frederick T. Dunn and Kathryn K. Dunn, husband and wife.

Drafted By:

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

*Judy Bopp*  
Judy Bopp, Notary Public  
OAKLAND County, Michigan

My Commission Expires: OAKLAND  
MAY 2, 2019

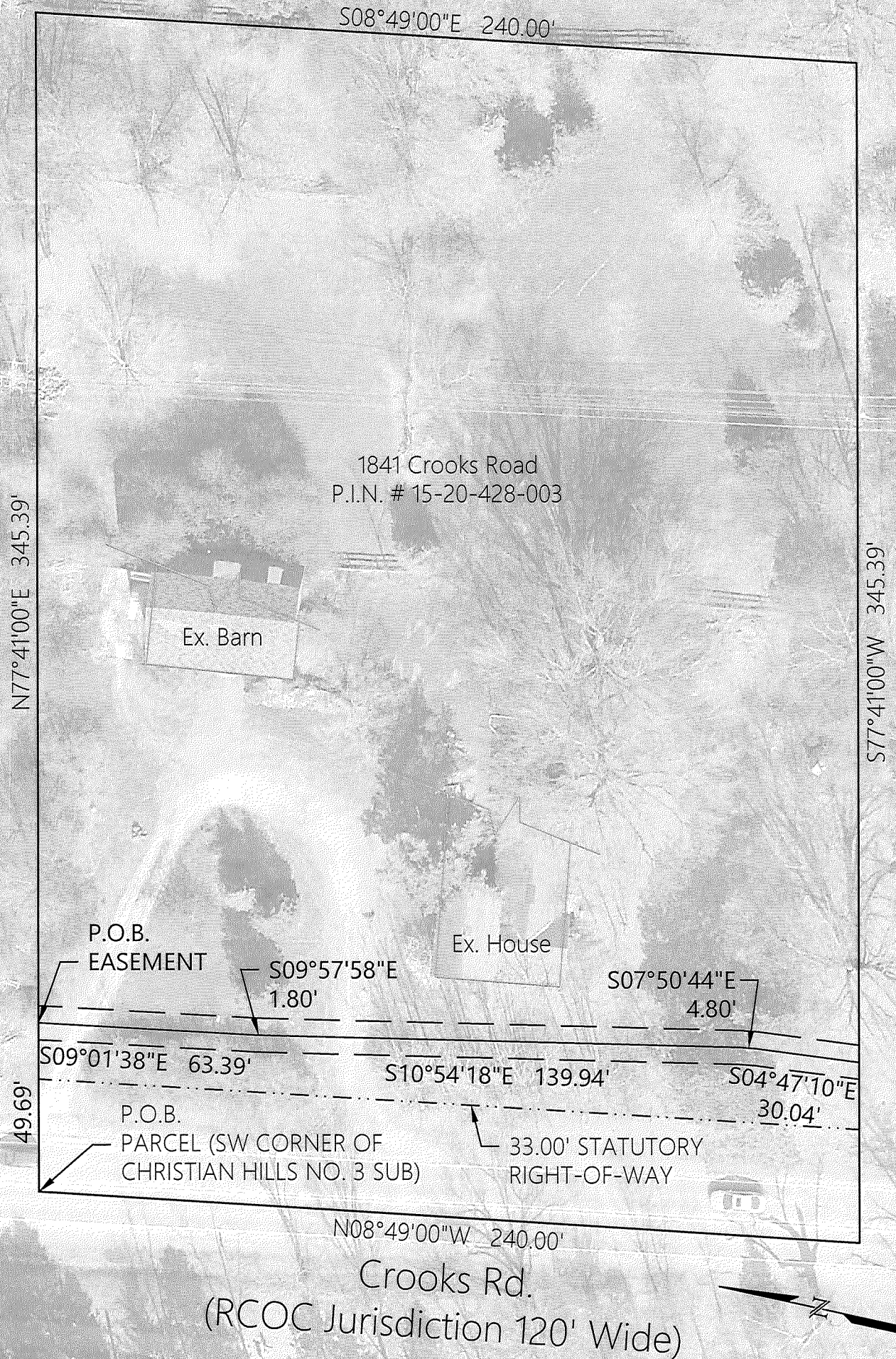
When recorded, return to:

Clerks Dept.  
City of Rochester Hills  
1000 Rochester Hills Drive  
Rochester Hills, MI 48309

JUDY BOPP  
NOTARY PUBLIC, STATE OF MI  
COUNTY OF OAKLAND  
MY COMMISSION EXPIRES May 2, 2019  
ACTING IN COUNTY OF OAKLAND

# EXHIBIT A

## TEN FOOT WIDE PATHWAY EASEMENT



**City of Rochester Hills**

Department of Public Services  
1000 Rochester Hills Drive  
Rochester Hills, MI 48309  
Ph: 248.656.4640

Sheet Title

Pathway Easement

City File #

E18-005

Project

1841 Crooks Road Pathway

Date

3/26/2018

Scale

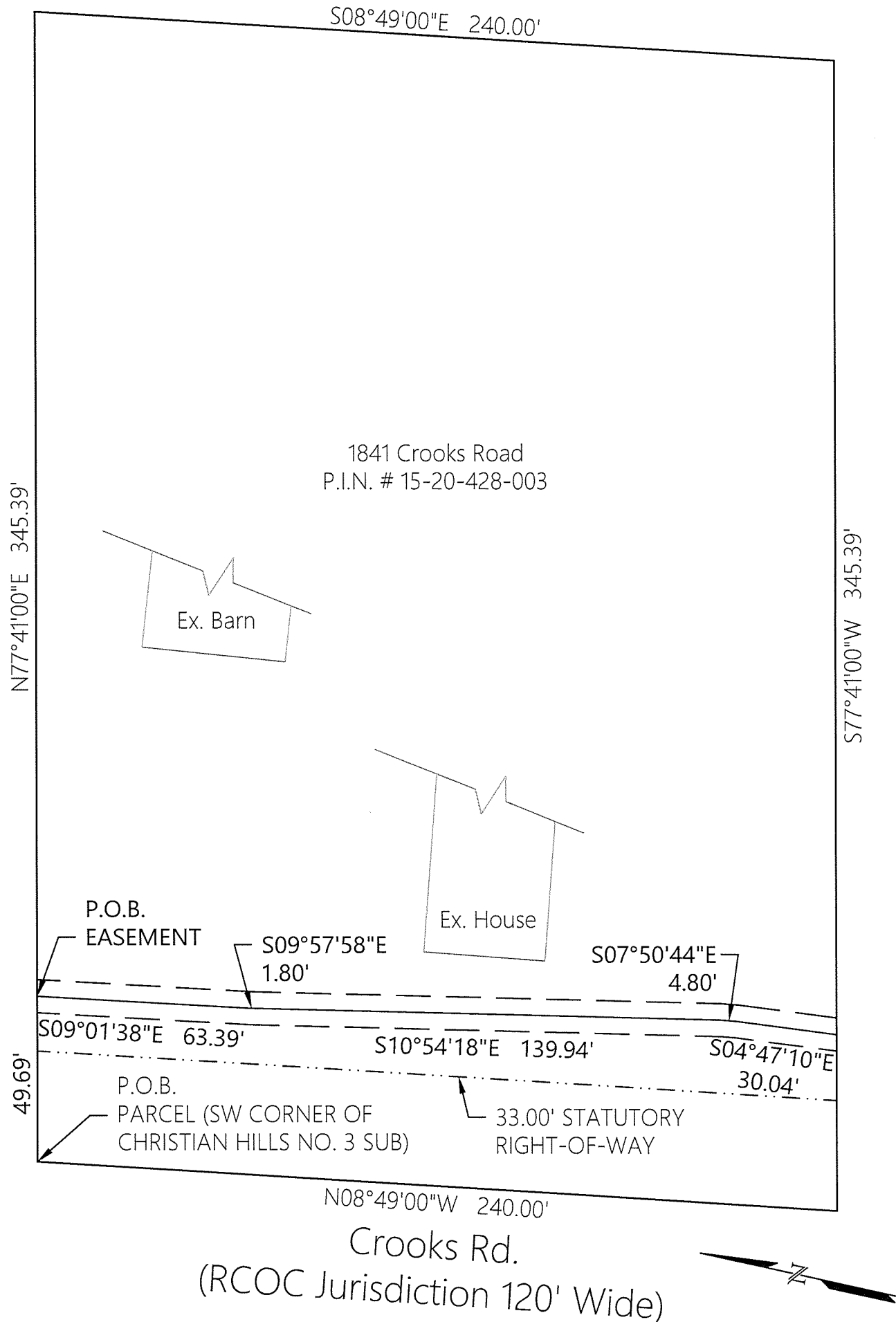
1" = 40'

Sheet

1

# EXHIBIT A

## TEN FOOT WIDE PATHWAY EASEMENT



### City of Rochester Hills

Department of Public Services  
1000 Rochester Hills Drive  
Rochester Hills, MI 48309  
Ph: 248.656.4640

#### Sheet Title

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E18-005

#### Project

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#### Date

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#### Scale

1" = 40'

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1

# EXHIBIT B

## LEGAL DESCRIPTIONS

### LEGAL DESCRIPTION:

#### 10 FOOT WIDE PATHWAY EASEMENT

THE CENTERLINE OF A TEN (10.00) FOOT WIDE PATHWAY EASEMENT, BEING PART OF THE SOUTHEAST 1/4 OF SECTION 20, TOWN 3 NORTH, RANGE 11 EAST, CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, DESCRIBED AS: COMMENCING AT THE SOUTHWEST CORNER OF 'CHRISTIAN HILLS NO. 3' SUBDIVISION; THENCE N. 77° 41' 00" E., 49.69 FEET TO THE POINT OF BEGINNING; THENCE S. 09° 01' 38" E., 63.39 FEET; THENCE S. 09° 57' 58" E., 1.80 FEET; THENCE S. 10° 54' 18" E., 139.94 FEET; THENCE S. 07° 50' 40" E., 4.80 FEET; THENCE S. 04° 47' 10" E., 30.04 FEET TO THE POINT OF ENDING.

### LEGAL DESCRIPTION:

#### PARCEL

LAND SITUATED IN THE CITY OF ROCHESTER HILLS, COUNTY OF OAKLAND, STATE OF MICHIGAN, DESCRIBED AS: PART OF THE SOUTHEAST 1/4 OF SECTION 20, TOWN 3 NORTH, RANGE 11 EAST, CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, MORE PARTICULARLY DESCRIBED AS: BEGINNING AT THE SOUTHWEST CORNER OF 'CHRISTIAN HILLS NO. 3' SUBDIVISION; THENCE N. 77° 41' 00" E., 345.39 FEET; THENCE S. 08° 49' 00" E., 240.00 FEET; THENCE S. 77° 41' 00" W., 345.39 FEET TO THE CENTERLINE OF CROOKS ROAD; THENCE N. 08° 49' 00" W., 240.00 FEET ALONG SAID CENTERLINE OF CROOKS ROAD TO THE POINT OF BEGINNING. CONTAINING 1.90 ACRES, MORE OR LESS.

(PARCEL I.D. # 15-20-428-003)

#### City of Rochester Hills

Department of Public Services  
1000 Rochester Hills Drive  
Rochester Hills, MI 48309  
Ph: 248.656.4640

Sheet Title

Legal Descriptions

City File #

E18-005

Project

1841 Crooks Road Pathway

Date

3/26/2018

Scale

None

Sheet

2