

## WATERMAIN EASEMENT

Danish Village Limited Dividend Housing Association Limited Partnership, , a Michigan limited partnership of 8131 E. Jefferson, Detroit, MI 48214 ("Grantor") 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 watermain on, under through and across land more particularly described as:

See Attached Exhibit A Sheets 1 & 2  
Sidwell # 15-08-376-016

In connection with the grant of easement, Grantor waives and relinquishes any right, title or interest in the watermain, 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 watermain 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 watermain: (a) the right of ingress and egress over, through and across the easement, and (b) the right to grant other nonexclusive 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).

[Signatures and Acknowledgements on Following Page]

IN WITNESS HEREOF, the undersigned have hereunto affixed their signatures on this  
17 day of March, 2020.

DANISH VILLAGE LIMITED DIVIDEND HOUSING  
ASSOCIATION LIMITED PARTENRSHIP ,  
a Michigan limited partnership

By: Sam Beals  
Sam Beals  
Its: CEO

STATE OF MICHIGAN        )  
  ) SS.  
COUNTY OF Kent        )

The foregoing instrument was acknowledged before me this 17<sup>th</sup> day of March,  
2020, by Sam Beals, CEO of Danish Village Limited Dividend Housing Association Limited  
Partnership,, a Michigan limited partnership, on behalf of the partnership.

Drafted By:  
C. Kim Shier K  
Williams, Williams, Rattner  
& Pankett, P.C.  
380 N. Old Woodward Ave.  
Ste. 300  
Birmingham, MI 48009

Janet K. Roberts  
\_\_\_\_\_  
\_\_\_\_\_, Notary Public  
Kent County, Michigan  
Acting in Kent County, Michigan  
My Commission Expires: 12/16/2024

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

JANET K. ROBERTS  
Notary Public, State of Michigan  
County of Kent  
My Commission Expires Dec. 16, 2024  
Acting in the County of \_\_\_\_\_

John Staran  
Approved 4/10/20

**EXHIBIT A TO  
WATERMAIN EASEMENT**

SEE ATTACHED

**EXHIBIT A**  
WATER MAIN EASEMENT

**LEGAL DESCRIPTION - PROPERTY (PER TAX RECORD)**

CITY OF ROCHESTER HILLS, OAKLAND COUNTY, STATE OF MICHIGAN, TOWN 3 NORTH, RANGE 11 EAST, SECTION 8, PART OF THE SOUTHWEST 1/4, BEGINNING AT A POINT DISTANT N.89°35'21"W. 733.20 FEET; THENCE N.03°47'21"W. 60.16 FEET FROM THE SOUTH 1/4 CORNER; THENCE N.03°47'21"W. 612.23 FEET; THENCE N.85°56'50"E. 467.95 FEET; THENCE S.04°03'10"E. 110.00 FEET; THENCE N.85°56'50"E. 228.50 FEET; THENCE S.04°03'10"E. 275.00 FEET; THENCE S.85°56'50"W. 251.32 FEET; THENCE S.04°03'10"E. 262.19 FEET; THENCE N.89°35'21"W. 449.31 FEET TO THE POINT OF BEGINNING. 8.10 ACRES.

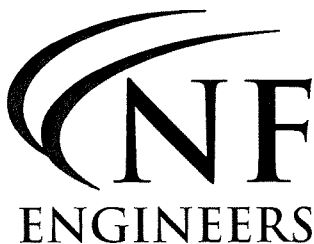
TAX ID NO. 15-08-376-016

ADDRESS: 2566 WALTON BLVD., ROCHESTER HILLS, MI 48309

**LEGAL DESCRIPTION - WATER MAIN EASEMENT**

A TWENTY (20) FOOT WIDE WATER MAIN EASEMENT BEING PART OF THE SOUTHWEST 1/4 OF SECTION 8, TOWN 3 NORTH, RANGE 11 EAST, CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, BEING DESCRIBED ALONG ITS CENTERLINE AS: COMMENCING AT THE SOUTH 1/4 CORNER OF SAID SECTION 8 AS RECORDED IN LIBER 34596, PAGE 041, OAKLAND COUNTY RECORDS; THENCE N.89°35'21"W. 733.20 FEET ALONG THE SOUTH LINE OF SAID SECTION 8; THENCE N.03°47'21"W. 672.39 FEET; THENCE N.85°56'50"E. 467.95 FEET; THENCE S.04°03'10"E. 110.00 FEET; THENCE N.85°56'50"E. 86.51 FEET TO THE POINT OF BEGINNING OF SAID EASEMENT; THENCE S.04°03'04"E. 82.34 FEET TO THE POINT OF ENDING.

*Jenny M.  
Approved 4/15/20*



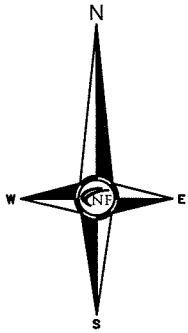
NOWAK & FRAUS ENGINEERS  
46777 WOODWARD AVE.  
PONTIAC, MI 48342-5032  
WWW.NOWAKFRAUS.COM

DATE	DRAWN	JOB NO.	SHEET
3-9-2020	M.C.	K342	1 of 2

REVISED: 04-14-2020

# EXHIBIT A

## WATER MAIN EASEMENT



CENTER POST  
SECTION 8  
T.3N., R.11E.,  
L.19009, P.147

PROPOSED  
BREWSTER VILLAGE  
CONDOMINIUM

N.85°56'50"E. 467.95'

S.04°03'10"E.  
110.00'

N.85°56'50"E.  
228.50'

N.85°56'50"E. 86.51'

S.04°03'04"E. 82.34'

20' WIDE WATER MAIN EASEMENT

P.O.B.  
EASEMENT

P.O.E.

2566 WALTON BLVD.

TAX ID NO.  
15-08-376-016

S.04°03'10"E. 275.00'

BREWSTER ROAD (VARIABLE WIDTH)

N.03°47'21"W. 612.23'

N.03°47'21"W. 672.39'

S.85°56'50"W. 251.32'

S.04°03'10"E. 262.19'

THEORETICAL  
NORTH-SOUTH 1/4  
LINE OF SECTION 8

PROPERTY CONTROLLING  
NORTH-SOUTH 1/4  
LINE OF SECTION 8

P.O.B.  
PROPERTY

N.89°35'21"W. 449.31'

THEORETICAL SOUTH LINE OF SECTION 8

N.03°47'21"W.  
60.16'

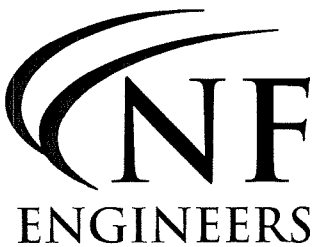
WALTON BLVD. (120' WIDE)

N.89°35'21"W. 733.20'

SOUTH 1/4 CORNER  
SECTION 8  
T.3N., R.11E.,  
L.34596, P.041

S.89°53'06"W. 11.60'

PROPERTY CONTROLLING  
CORNER L.23720, P.305



NOWAK & FRAUS ENGINEERS  
46777 WOODWARD AVE.  
PONTIAC, MI 48342-5032  
WWW.NOWAKFRAUS.COM

DATE  
3-9-2020

SCALE  
1" = 120'

DRAWN  
M.C.

REVISED: 04-14-2020

JOB NO.  
K342

SHEET  
2 of 2