

TEMPORARY EASEMENT

KNOW ALL PERSONS that CITY OF ROCHESTER HILLS (“Grantor(s)”), a Michigan municipal corporation, whose address is 1000 Rochester Hills Drive, hereby grants to the **BOARD OF COUNTY ROAD COMMISSIONERS OF THE COUNTY OF OAKLAND** (“Board”), State of Michigan, a public body corporate, located at 31001 Lahser Road, Beverly Hills, Michigan 48025, an easement for a temporary period of time (“Temporary Easement”) in the reconstruction of **Crooks Road** (“Project”), being Project Number **50841**, at the following described premises (“Property”) situated in the City of Rochester Hills, County of Oakland, State of Michigan.

Commonly known as: **vacant**
Part of Tax Parcel No: **15-20-477-024**

SEE PARCEL DRAWING, ATTACHED AS EXHIBIT “A,” WHICH IS INCORPORATED BY REFERENCE HEREIN

This Temporary Easement is conveyed for the sum of \$1.00 and shall expire at the completion of the Project. The purpose of this Temporary Easement is to grant to the Board the right to move workers, equipment, and materials on, over, and through the Property and to store equipment, material, and excavated matter on the Property. This Temporary Easement includes, but is not limited to, the consent of the Grantor to the removal of any trees, shrubs, and/or vegetation, to grading, to the temporary occupancy of the Property by public utilities, and to other matters which, in the sole discretion of the Board, may be necessary in connection with the Project. Grantor waives further notice of such actions.

The permission stated in this Temporary Easement shall begin on the date the Project begins and shall end on the date the Project is completed. The work described above shall be constructed and/or restored, as may be applicable in the sole discretion of the Board, in a workmanlike manner and in accordance with applicable state and county standards. Upon completion of the work described above, the Board and its agents shall have no further or ongoing responsibilities in relation to the work described.

This Temporary Easement runs with the land and shall bind the Grantor and the Grantor’s heirs, representatives, successors, and assigns. This Temporary Easement contains the entire understanding of the Grantor and the Board, and there are no other verbal promises between the Grantor and the Board except as shown herein.

WHEREFORE, upon approval by the Board, the undersigned Grantor hereby creates, confirms, and conveys the Temporary Easement described herein.

Dated this _____ day of _____, 2012

CITY OF ROCHESTER HILLS, a Michigan municipal corporation

By: **Bryan K. Barnett**

Its: **Mayor**

COUNTY OF OAKLAND)
) SS
STATE OF MICHIGAN)

On this _____ day of _____ 2011, **Bryan K. Barnett** executed the foregoing document before me and, being duly sworn, stated that he is the **Mayor** of the **CITY OF ROCHESTER HILLS, a Michigan municipal corporation**, and that he executed the foregoing document on behalf of the **CITY OF ROCHESTER HILLS** with its full authority and as its free act and deed.

Notary Public

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

Drafted by:
Matthew R. Willson, Esq.
2420 Pontiac Lake Road
Waterford, MI 48328

When recorded return to: **Patricia Z. Wierzbicki, Clerk's Office (OAK04)**
THE BOARD OF COUNTY ROAD COMMISSIONERS OF THE COUNTY OF OAKLAND
31001 LAHSER ROAD, BEVERLY HILLS, MI 48025

Project: **Crooks Star-Batt to Hamlin** Project No. **50841** Parcel No. **5**

(Part of) Tax Parcel No. **15-20-477-024**

Recording Fee _____ Revenue Stamps _____

SCALE 1" = 150'

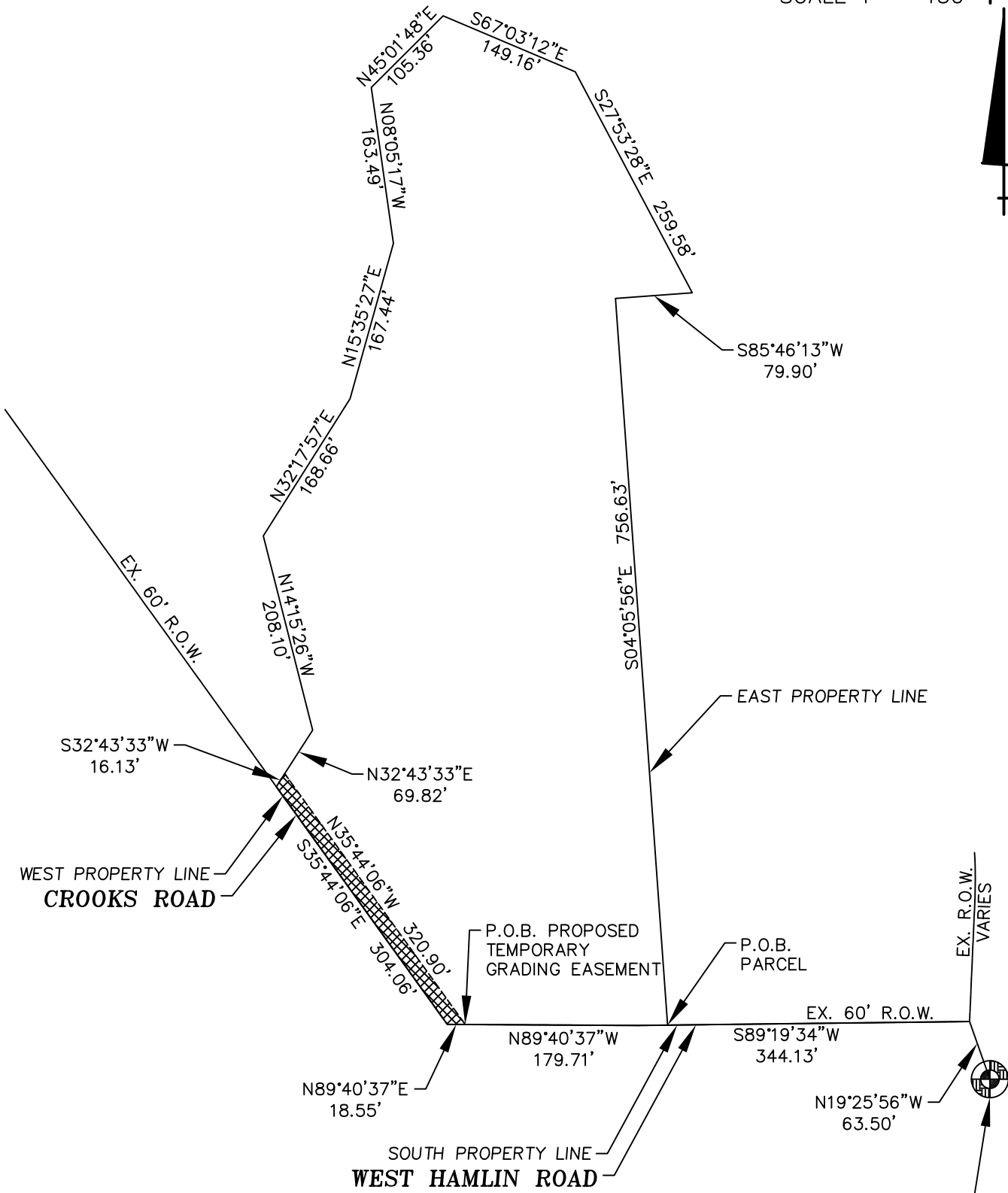


EXHIBIT "A"
 CITY OF ROCHESTER
 HILLS
 15-20-477-024
 7.20(Acres)
CROOKS ROAD
 EX. R.O.W. VARIES

LCRC CORNER CODE E-9
 SE CORNER OF SECTION 20
 CITY OF ROCHESTER HILLS
 OAKLAND COUNTY, MICHIGAN
 STATION= 121+76.30
 (CROOKS ROAD)

TOTAL LAND AREA = 313,740 SFT
 PROPOSED TEMPORARY GRADING EASEMENT = 4,687 SFT

PROPOSED TEMPORARY GRADING EASEMENT —

PARCEL DESCRIPTION RECORDED
 ACCORDING TO L.31767, P.772, O.C.R.

Crooks Road
 Project 50841
 15-20-477-024
 Parcel 05

ROAD COMMISSION FOR OAKLAND COUNTY	
RIGHT OF WAY DIVISION	
DRAWN BY <u>LLG</u> <u>SM</u>	REV: <u>XX/XX/XX</u> DATE: <u>12/16/11</u>

EXHIBIT "B"
Crooks Road
Project No. 50841
Parcel 05

Temporary Grading Easement Description

Part of the Southeast Corner of Section 20, Town 3 North, Range 11 East, City of Rochester Hills, Oakland County, Michigan, **BEGINNING** at the Southeast Corner of said Section 20; Thence N19°25'56"W, 63.50' ; Thence S89°19'34"W, 344.13' ; Thence N89°40'37"W, 179.71 feet to the **POINT OF BEGINNING** ; Thence N35°44'06"W, 320.90' ; Thence S32°43'33"W, 16.13' ; Thence S35°44'06"W, 304.06 ' ; Thence N89°40'37"E, 18.55 feet to the **POINT OF BEGINNING**.

Part of Tax Parcel No. 15-20-477-024