



**WATERMAIN EASEMENT**

Rayconnect, Inc., a Michigan corporation, of 3011 Research Drive, Rochester Hills, MI 48309 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 Exhibit A

*15-29-452-028 & 15-29-452-027*

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 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 which shall not be unreasonably withheld.

Exempt from Transfer Tax under MCLA 207.526 (a)

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, A.D., 2008.

\_\_\_\_\_  
\_\_\_\_\_

RAYCONNECT INC.,  
a Michigan corporation

By: \_\_\_\_\_  
Earl Brown  
Its: President

STATE OF MICHIGAN     )  
  )S.S  
COUNTY OF OAKLAND    )

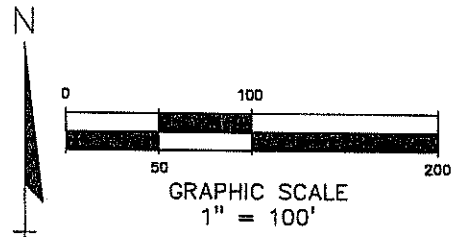
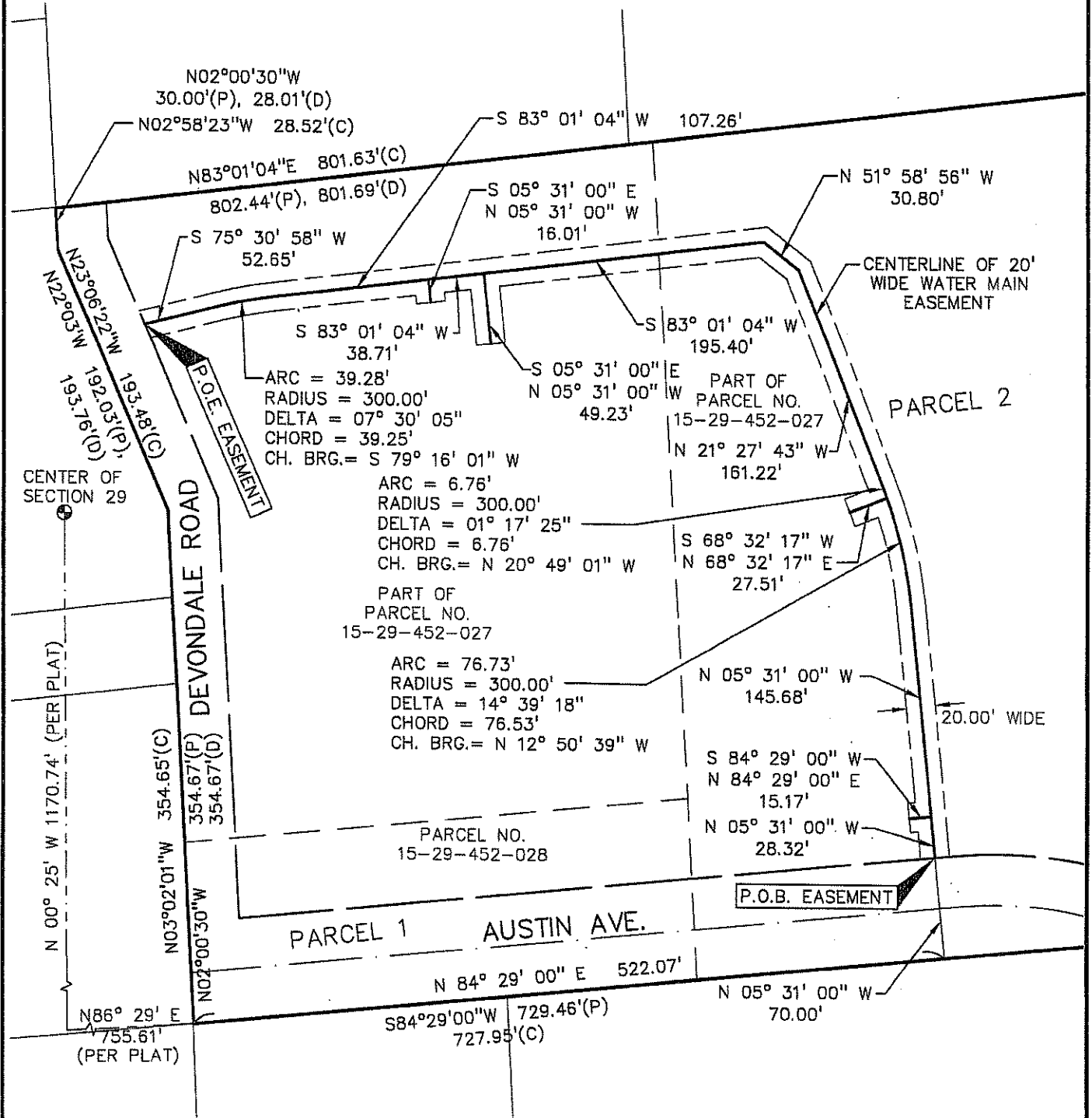
The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2007 by Earl Brown, President of Rayconnect Inc., a Michigan corporation.

*Drafted By: Lloyd Sawa  
MPLC  
101 W. Big Beaver, Ste. 200  
Troy, MI 48064*

Notary Public  
Oakland County, Michigan  
My commission expires: \_\_\_\_\_

When Recorded, return to:  
City of Rochester Hills  
1000 Rochester Hills Drive  
Rochester Hills, MI 48309

# SKETCH OF WATER MAIN EASEMENT



**PROFESSIONAL  
ENGINEERING  
ASSOCIATES**

2430 Rochester Ct. Suite 100  
 Troy, MI 48063-1872  
 (248) 689-9090

**CLIENT:**  
**KIRCO DEVELOPMENT**  
 101 W. BIG BEAVER, SUITE 200  
 TROY, MI 48084

SCALE: 1" = 100'	JOB No: 2008-089
DATE: 08/28/08	DWG. No: 1 of 2

## SKETCH OF WATER MAIN EASEMENT

### LEGAL DESCRIPTION:

(Per Warranty Deed recorded in Liber 10352, Page 405, OCR.)

#### PARCEL 1

A part of Lot 1, SUPERVISOR'S PLAT NO. 9, as recorded in Liber 59 of plats, on Page 13, Oakland County Records, being a part of the West 1/2 of the SE 1/4 of Section 29, Town 3 North, Range 11 East, Avon Township, Oakland County, Michigan, more particularly described as: Beginning at the SW corner of said lot, thence N01°01'10"E, 125.12 feet along the West line of said Lot 1, also being the centerline of a 60 foot wide easement for roadway; thence N88°31'00"E, 348.61 feet; thence S00°58'05"W, 125.11 feet to a point on the South line of said Lot 1; thence S88°31'00"W, 348.72 feet along the South lot line to the Point of Beginning. Parcel No: 15-29-452-028

AND

#### PARCEL 2

A part of Lot 1 and Lot 2, of "SUPERVISOR'S PLAT NO. 9", as recorded in Liber 59 on Page 13, of Plats, Oakland County Records, being a part of the West 1/2 of the Southeast 1/4 of Section 29, Town 3 North, Range 11 East, Avon Township, Oakland County, Michigan, more particularly described as: Commencing at the Southwest corner of said Lot 1, thence N01°01'10"E, 125.12 feet along the West line of said Lot 1, to the Point of Beginning, thence the following three courses along said West line of Lot 1, also the centerline of a 60 foot wide easement for roadway; (1) N01°01'10"E, 229.55 feet, and (2) N19°01'20"W, 193.76 feet, and (3) N01°04'48"E, 28.01 feet to the Northwest corner of said Lot 1; thence N87°01'10"E, 801.69 feet along the North line of said Lot 1 and 2, also being the centerline of a 60 foot wide easement for roadway as platted; thence S01°35'30"W, 588.87 feet along the East line of said Lot 2; thence S88°31'00"W, 379.46 feet along the South line of said Lot 2; thence N00°58'05"E, 125.11 feet; thence S88°31'00"W, 348.61 feet to the Point of Beginning, and containing 8.893 acres. Subject to the rights of any easements, restrictions of rights of way either recorded or unrecorded. Parcel No: 15-29-452-027

NOTE: PARCEL 1 AND PARCEL 2 ARE NOT ON THE PLAT BEARING ORIENTATION.

### LEGAL DESCRIPTION: WATER MAIN EASEMENT

A 20 foot wide easement for the construction, operation, maintenance and repair of a water main line over land in part of the West 1/2 of the Southeast 1/4 of Section 29, Town 3 North, Range 11 East, Avon Township, Oakland County, Michigan, whose centerline is more particularly described as follows:

Commencing at the Southwest corner of Lot 1 of said Supervisor's Plat No. 9 and the centerline of Devondale Road (60 Feet Wide) thence N84°29'00"E, 522.07 feet; thence N05°31'00"W, 70.00 feet to the Point of beginning of the centerline of said 20 foot wide easement:

thence along said centerline N 05°31'00" W, 28.32 feet;  
 thence along said centerline S 84°29'00" W, 15.17 feet;  
 thence along said centerline N 84°29'00" E, 15.17 feet;  
 thence along said centerline N 05°31'00" W, 145.68 feet;  
 thence along said centerline 76.73 feet along the arc of a curve to the left, said curve having a central angle of 14°39'18", a radius of 300.00 feet, and a chord which bears N 12°50'39" W, 76.53 feet;  
 thence along said centerline S 68°32'17" W, 27.51 feet;  
 thence along said centerline N 68°32'17" E, 27.51 feet;  
 thence along said centerline 6.76 feet along the arc of a curve to the left, said curve having a central angle of 01°17'25", a radius of 300.00 feet, and a chord which bears N 20°49'01" W, 6.76 feet;  
 thence along said centerline N 21°27'43" W, 161.22 feet;  
 thence along said centerline N 51°58'56" W, 30.80 feet;  
 thence along said centerline S 83°01'04" W, 195.40 feet;  
 thence along said centerline S 05°31'00" E, 49.23 feet;  
 thence along said centerline N 05°31'00" W, 49.23 feet;  
 thence along said centerline S 83°01'04" W, 38.71 feet;  
 thence along said centerline S 05°31'00" E, 16.01 feet;  
 thence along said centerline N 05°31'00" W, 16.01 feet;  
 thence along said centerline S 83°01'04" W, 107.26 feet;  
 thence along said centerline 39.28 feet along the arc of a curve to the left, said curve having a central angle of 07°30'05", a radius of 300.00 feet, and a chord which bears S 79°16'01" W, 39.25 feet;  
 thence along said centerline S 75°30'58" W, 52.65 feet to the Point of Ending.

PROFESSIONAL  
ENGINEERING  
ASSOCIATES

CLIENT:  
**KIRCO DEVELOPMENT**  
101 W. BIG BEAVER, SUITE 200  
TROY, MI 48084

SCALE: NA	JOB No: 2008-089
DATE: 08/28/08	DWG. No: 2 of 2

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