

WATERMAIN EASEMENT

Walnut Brook Estates Association, a Michigan non-profit corporation, of 2529 Elm Brook Ct., Rochester Hills, Michigan 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:

A 5.00 foot wide easement for the installation and maintenance of watermain in the Southwest $\frac{1}{4}$ of Section 32, T3N, R11E, City of Rochester Hills, Oakland County, Michigan described as: Commencing at the South $\frac{1}{4}$ corner of said Section 32; thence $0^{\circ}4'59''41''$ W 60.23 feet along the East line of "Supervisor's Plat of Messmore Farms Subdivision", as recorded in Liber 66 of Plats, Page 16, Oakland County Records to the Northerly right-of-way line of South Boulevard (120.00 feet wide); thence $N89^{\circ}56'37''$ W 535.68 feet along the Northerly right-of-way line of South Boulevard to the Easterly right-of-way line of Walnut Brook Drive (variable width); thence $N00^{\circ}03'25''$ E 50.12 feet along the Easterly right-of-way line of Walnut Brook Drive to the Point of Beginning; thence continuing along the Easterly right-of-way line of Walnut Brook Drive the following 2 courses:

- A) $N00^{\circ}03'23''$ E 16.88 feet and
- B) 29.63 feet along the arc of a 76.00 foot radius tangent curve to the left having a central angle of $22^{\circ}20'14''$ and a chord bearing $N11^{\circ}06'44''$ W 29.44 feet;
- C) thence $N67^{\circ}43'09''$ E 5.00 feet;
- D) thence 31.58 feet along the arc of a 81.00 foot radius non-tangent curve to the right having a central angle of $22^{\circ}20'14''$ and a chord bearing $S11^{\circ}06'44''$ E 31.38 feet;
- E) thence $S00^{\circ}03'23''$ W 16.88 feet;
- F) thence $N89^{\circ}56'37''$ W 5.00 feet to the Point of Beginning, containing 237 square feet of land, more or less.

Sidwell #

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.

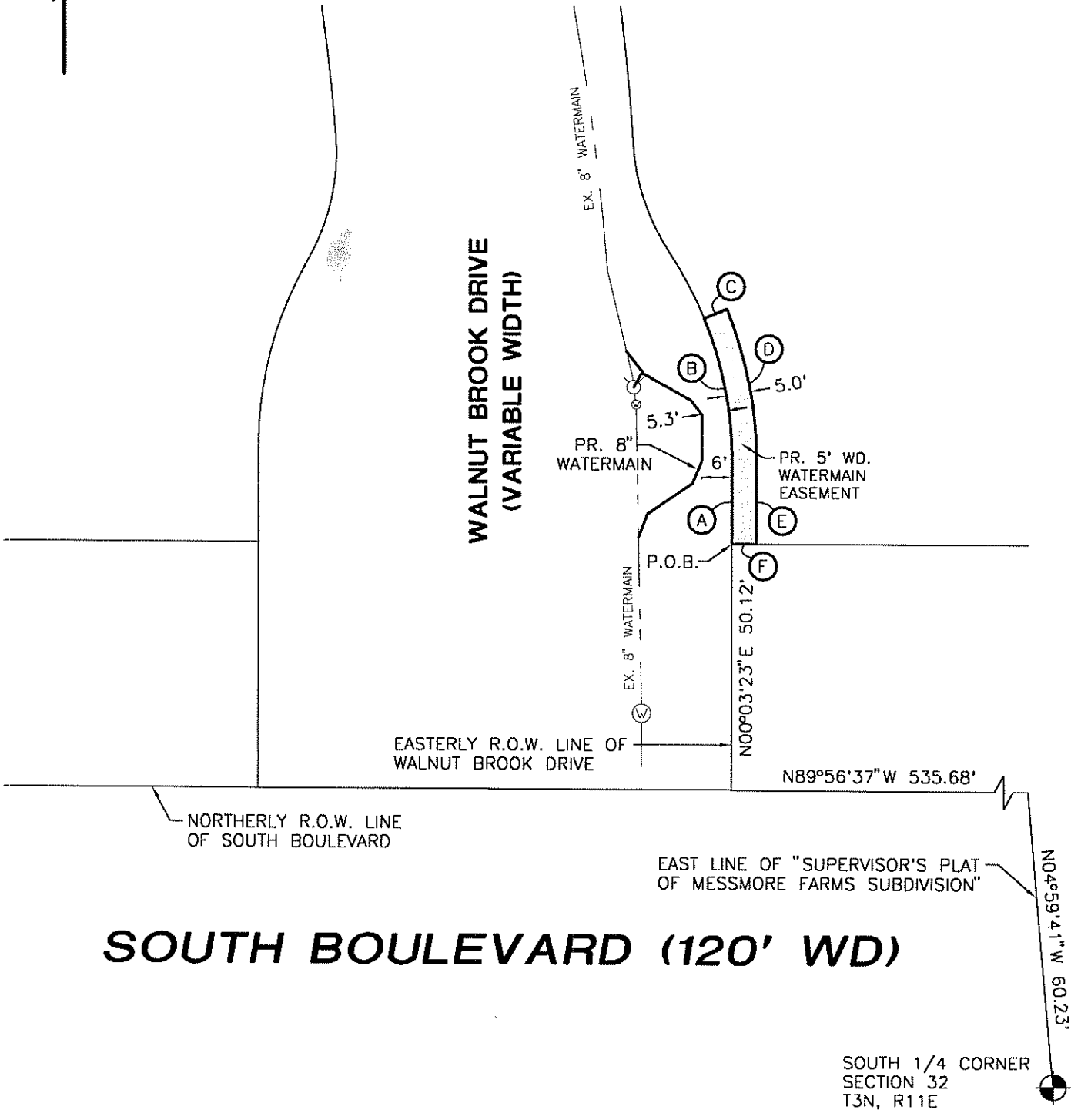
The easement shall be irrevocable and non-exclusive, and Grantor and Grantor's successors and assigns may use and enjoy the easement area in common with the City.

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.

OK per
J. Strom
9-1-06

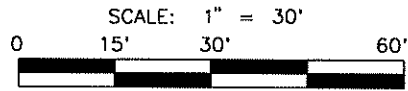
EXHIBIT "A"

WALNUT BROOK ESTATES
O.C.C.P. 515



SOUTH BOULEVARD (120' WD)

* SEE ATTACHED RIDER FOR DESCRIPTIONS *



DEFC
APPROVED CONSTRUCTION PLANS
Rochester Hills Engineering

By *M. Tate*
Date 08-31-2006

FENN & ASSOCIATES, INC. 13399 West Star Drive
Shelby Township, Michigan 48315
LAND SURVEYORS AND CIVIL ENGINEERS
PH: 586.254.9577 FX: 586.254.9020
www.fennsurveying.com e-mail: surveying@fennsurveying.com

CLIENT: DENNIS M. GLICK CO.
DATE: 07/28/06 SCALE: 1" = 30'
DRAWN: D.B. CHECK: R.E.H., P.S.
JOB NO. 06-02307 SHEET: 1 OF 2