E-07

April 10, 2006

TO: John M. Lamerato, Acting City Manager

FROM: Douglas J. Smith, Real Estate and Development Director

SUBJECT: **AGENDA ITEM** - REQUEST FOR ACCEPTANCE – Permanent Sanitary Sewer Easement and Permanent Sidewalk Easement – Saib P. Talia – Sidwell#88-20-25-352-045

In connection with the redevelopment of the Clark gas station, store #1050, located on the northeast corner of Maple and John R, the Real Estate and Development Department has acquired two necessary easement documents from the abutting property owner to the east. They are listed below. The consideration on each document is $1.00.

GRANTOR	TYPE of DOCUMENT
Saib P. Talia	Permanent Sanitary Sewer Easement
Saib P. Talia	Permanent Sidewalk Easement

In order for this redevelopment project to be finalized, management recommends that City Council accept the attached easements for recording.

Prepared by: Dennis C. Stephens, Right of Way Representative

PERMANENT EASEMENT

Sidwell #88-20-25-352-045

Saib P. Talia, a single man, Grantor(s), whose address is 1624 Milverton, Troy, MI 48083, for and in consideration of the sum of: One Dollar ($1.00) paid by the CITY OF TROY, a Michigan Municipal Corporation, Grantee, whose address is 500 West Big Beaver Road, Troy, Michigan, grants to the Grantee the right to construct, operate, maintain, repair and/or replace sanitary sewer, said easement for land situated in the City of Troy, Oakland County, Michigan, described as:

See Exhibit "A" attached hereto & by reference made a part hereof.

and to enter upon sufficient land adjacent to said improvement(s) for the purpose of the construction, operation, maintenance, repair and/or replacement thereof.

The premises so disturbed by the exercise of any of the foregoing powers shall be reasonably restored to its original condition by the Grantee.

This instrument shall be binding upon and inure to the benefit of the parties hereto, their heirs, representatives, successors and assigns and the covenants contained herein shall run with the land.

IN WITNESS WHEREOF, the undersigned hereunto affixed his signature(s) this 6th day of April A.D. 2006.

In presence of:
WITNESS

_____None Required_____ _____Saib P. Talia_____(L.S.)
*

_____None Required_____ _____(L.S.)
*

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 6th day of April, 2006 by Saib P. Talia, a single man .

*Dennis C. Stephens

Notary Public, Oakland County, Michigan

Acting in Oakland County, Michigan

My Commission Expires 10/20/2010

Prepared by:
Dennis C. Stephens
500 West Big Beaver
Troy, Michigan 48084

Return to:
City Clerk, City of Troy
500 West Big Beaver Road
Troy, Michigan 48084

**PLEASE SIGN IN BLUE INK AND TYPE OR PRINT NAMES IN BLACK INK UNDER SIGNATURES*

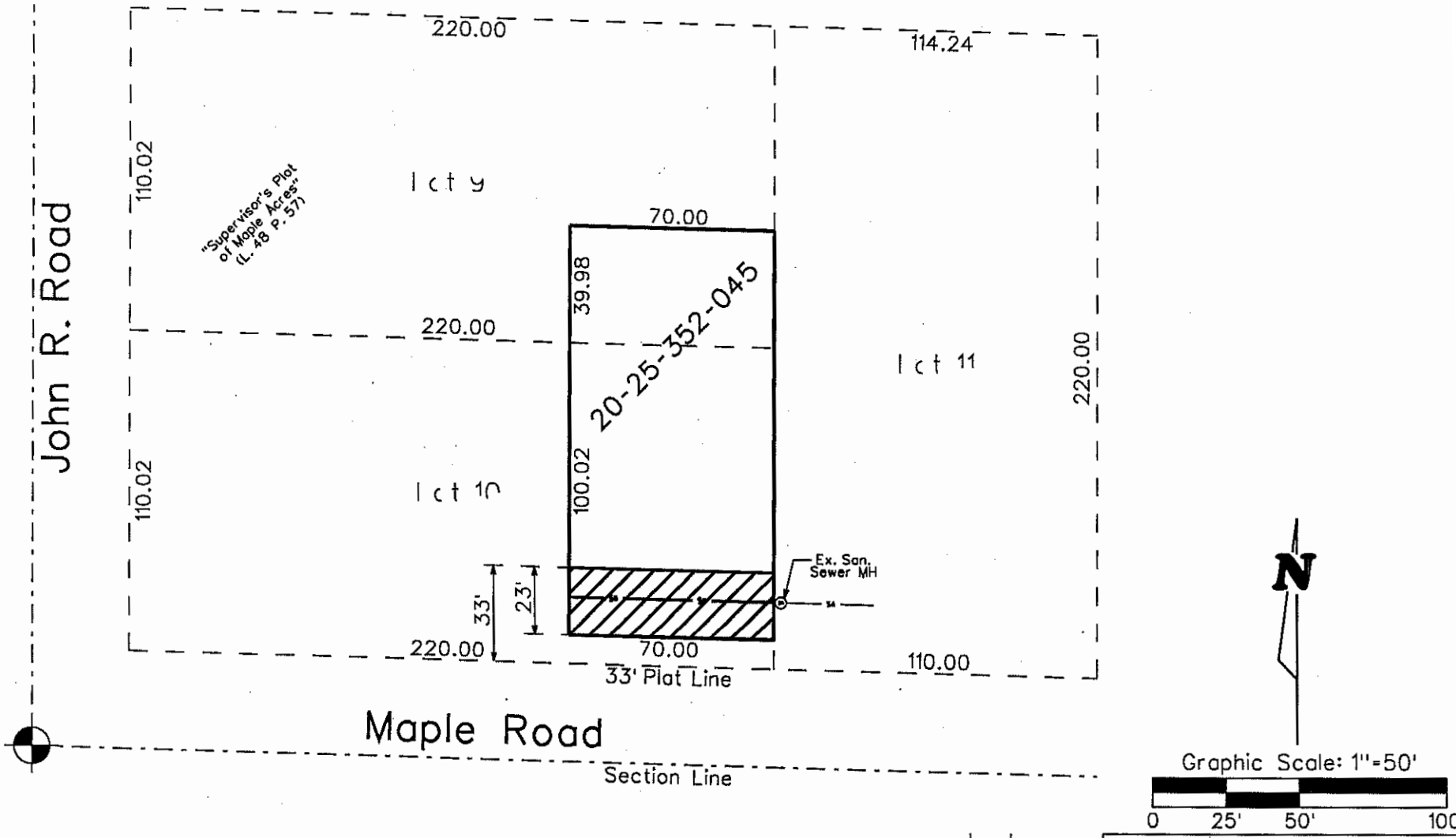
EXHIBIT "A"

Section 25, 17' Wide Permanent Sidewalk Easement
Parcel: 88-20-25-352-045

Description of 17 feet wide Permanent Sidewalk Easement:

The North 17.00 feet of the South 27.00 feet of the East 70.00 feet of Lot 10 of "Supervisor's Plat of Maple Acres", as recorded in Liber 48, Page 57, of Oakland County, Michigan records. Said plat being part of the Southwest ¼ of Section 25, Town 2 North, Range 11 East, City of Troy, Oakland County, Michigan.

File:H:/Descriptions/Easement Descriptions/88-20-25-352-045_R.doc



CITY OF TROY
OAKLAND COUNTY, MICHIGAN

San. Sewer Easement Ske
Parcel #88-20-25-352-04

SCALE	DRAWN BY	CHECKED	FILE
HOR. 1"=50'	NAME GJB III	NAME	See A
VER.	DATE 03-20-06	DATE	VIEW #1

03-21-06	Esmt. Width
DATE	REV.

DOCUMENT PREPARED BY
George J. Ballard III
CITY SURVEYOR

CONTRACT No.

STEVEN J. VANDETTE
CITY ENGINEER

SHEET No. 1OF1

JOB No.

PERMANENT EASEMENT

Sidwell #88-20-25-352-045

Saib P. Talia, a single man, Grantor(s), whose address is 1624 Milverton, Troy, MI 48083, for and in consideration of the sum of: One Dollar ($1.00) paid by the CITY OF TROY, a Michigan Municipal Corporation, Grantee, whose address is 500 West Big Beaver Road, Troy, Michigan, grants to the Grantee the right to construct, operate, maintain, repair and/or replace sidewalk, said easement for land situated in the City of Troy, Oakland County, Michigan, described as:

See Exhibit "A" attached hereto & by reference made a part hereof.

and to enter upon sufficient land adjacent to said improvement(s) for the purpose of the construction, operation, maintenance, repair and/or replacement thereof.

The premises so disturbed by the exercise of any of the foregoing powers shall be reasonably restored to its original condition by the Grantee.

This instrument shall be binding upon and inure to the benefit of the parties hereto, their heirs, representatives, successors and assigns and the covenants contained herein shall run with the land.

IN WITNESS WHEREOF, the undersigned hereunto affixed his signature(s) this 6th day of APRIL A.D. 2006.

In presence of:
WITNESS

_____None Required_____ _____(L.S.)
*
Saib P. Talia

_____ None Required _____ _____(L.S.)
*

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 6th day of APRIL, 2006 by Saib P. Talia, a single man .

* Dennis C. Stephens

Notary Public, OAKLAND County, Michigan

Acting in OAKLAND County, Michigan

My Commission Expires 10/20/2010

Prepared by:
Dennis C. Stephens
500 West Big Beaver
Troy, Michigan 48084

Return to:
City Clerk, City of Troy
500 West Big Beaver Road
Troy, Michigan 48084

**PLEASE SIGN IN BLUE INK AND TYPE OR PRINT NAMES IN BLACK INK UNDER SIGNATURES*

EXHIBIT "A"

Section 25, 23' Wide Permanent Sanitary Sewer Easement
Parcel: 88-20-25-352-045

Description of 23 feet wide Permanent Sidewalk Easement:

The North 23.00 feet of the South 33.00 feet of the East 70.00 feet of Lot 10 of "Supervisor's Plat of Maple Acres", as recorded in Liber 48, Page 57, of Oakland County, Michigan records. Said plat being part of the Southwest ¼ of Section 25, Town 2 North, Range 11 East, City of Troy, Oakland County, Michigan. Containing 1,610 Square Feet or 0.037 Acres more or less.

File:H:/Descriptions/Easement Descriptions/88-20-25-352-045_R.doc