

July 13, 2006

TO: Phillip L. Nelson, City Manager

FROM: Brian P. Murphy, Assistant City Manager/Services

SUBJECT: AGENDA ITEM - Request for Acceptance of a Permanent Easement for Watermain – Sidwell #88-20-15-101-001, Troy Long Lake, L.L.C.

In connection with the redevelopment of the southeast corner of Long Lake and Livernois, Section 15, the Real Estate and Development Department has received a permanent easement for watermain from the property owner Troy Long Lake, L.L.C.. The site is being developed as a Peoples State Bank branch. The consideration amount is \$1.00.

Staff recommends the acceptance of the attached easement.

TROY LONG LAKE, L.L.C.
(Peoples State Bank Branch)
Sidwell #88-20-15-101-001



PERMANENT EASEMENT

Sidwell #88-20-15-101-001

Troy Long Lake, L.L.C., a Michigan Limited Liability Company, Grantor(s), whose address is 38700 Van Dyke, Suite #200, Sterling Heights, MI 48312 for and in consideration of the sum of: One and no/100 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 water main, said easement for land situated in the City of Troy, Oakland County, Michigan described as:

SEE EXHIBIT "A" ATTACHED HERETO AND 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 3rd day of May A.D. 2006.

Troy Long Lake, L.L.C.,
A Michigan Limited Liability Company

By Lawrence J. Campbell (L.S.)
* Lawrence J. Campbell
Its Managing Member

STATE OF MICHIGAN)
COUNTY OF (Oakland)

The foregoing instrument was acknowledged before me this 3rd day of May, 2006, by Lawrence J. Campbell, Managing Member of Troy Long Lake, L.L.C., a Michigan Limited Liability Company, on behalf of the Company.

Larysa Figol
* LARYSA FIGOL
Notary Public, (OAKLAND) County, Michigan

My Commission Expires 3-2-2012

Acting in OAKLAND, County, Michigan

Prepared by: Larysa Figol
City of Troy
500 W. Big Beaver Road
Troy, MI 48084

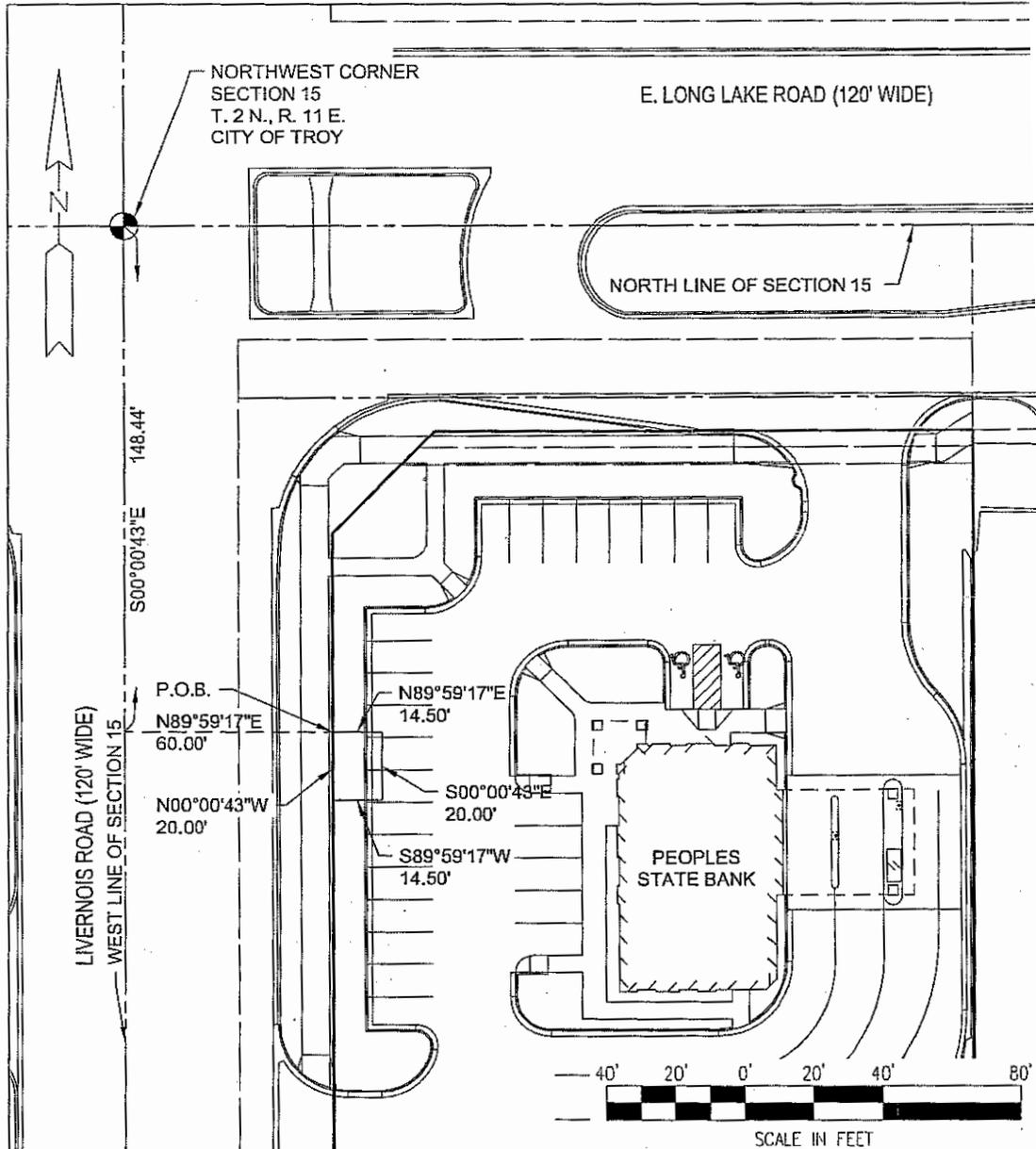
Return to: City Clerk
City of Troy
500 W. Big Beaver Road
Troy, MI 48084

EXHIBIT "A"

WATERMAIN EASEMENT LEGAL DESCRIPTION

A PARCEL OF LAND IN PART OF THE NORTHWEST 1/4 OF SECTION 15, TOWN 2 NORTH, RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN, DESCRIBED AS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 15; THENCE ALONG THE WEST LINE OF SECTION 15, SOUTH 00°00'43" EAST 148.44 FEET; THENCE NORTH 89°59'17" EAST 60.00 FEET TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF LIVERNOIS AVENUE (120 FEET WIDE) AND THE POINT OF BEGINNING; THENCE CONTINUING NORTH 89°59'17" EAST 14.50 FEET; THENCE SOUTH 00°00'43" EAST 20.00 FEET; THENCE SOUTH 89°59'17" WEST 14.50 FEET TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF LIVERNOIS AVENUE (120 FEET WIDE); THENCE ALONG THE EAST RIGHT-OF-WAY LINE OF LIVERNOIS ROAD NORTH 00°00'43" WEST 20.00 TO THE POINT OF BEGINNING.



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REVISED 4/13/06 NVB

FOP:
 TROY LONG LAKE L.L.C.
 38700 VAN DYKE
 SUITE 200
 STERLING HEIGHTS, MI

WADE TRIM
 3933 Monitor Road, PO Box 580
 Bay City, MI 48707
 989.686.3100/800.322.4500
 FAX: 989.686.4329
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SEC. 15 , T 2 N , R 11 E	
BOOK #:	PAGE #:
DR BY: PAN	COMP BY:
CK BY: MJM	SRVY BY:
JOB #:	ROG2012.01B
SHEET:	1 OF 1