

July 17, 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, Walsh College of Accountancy and Business Administration – Sidwell #88-20-22-101-039

In connection with the building addition to Walsh College in Section 22, the Real Estate and Development Department has received a permanent easement for watermain from the property owner Walsh College of Accountancy and Business Administration, having Sidwell #88-20-22-101-039. The consideration amount is \$1.00.

Staff recommends the acceptance of the attached easement.

WALSH COLLEGE OF ACCOUNTANCY AND BUSINESS ADMINISTRATION
Sidwell #88-20-22-101-039



PERMANENT EASEMENT

Sidwell #88-20-22-101-039

Walsh College of Accountancy and Business Administration, a Michigan Non-Profit Corporation, Grantors, whose address is 3838 Livernois Road, Troy, MI 48083 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 1 signature(s) this 14th day of July A.D. 2006.

In presence of: (not required)

Walsh College of Accountancy and Business Administration, a Michigan Non-Profit Corporation

By Keith A. Pretty (L.S.)
*Keith A. Pretty
Its President

STATE OF MICHIGAN)
COUNTY OF Macomb)

The foregoing instrument was acknowledged before me this 14th day of July, 2006, by Keith A. Pretty, President, Walsh college of Accountancy and Business Administration, a Michigan Non-Profit Corporation, on behalf of the corporation.

VICTORIA SCAVONE
Notary Public, Macomb County, MI
My Commission Expires Jul. 30, 2007

* Victoria Scavone

Notary Public, Macomb County, Michigan

My Commission Expires July 30, 2007
Acting in Oakland County, MI

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

(Permanent Easement #88-20-22-101-039)

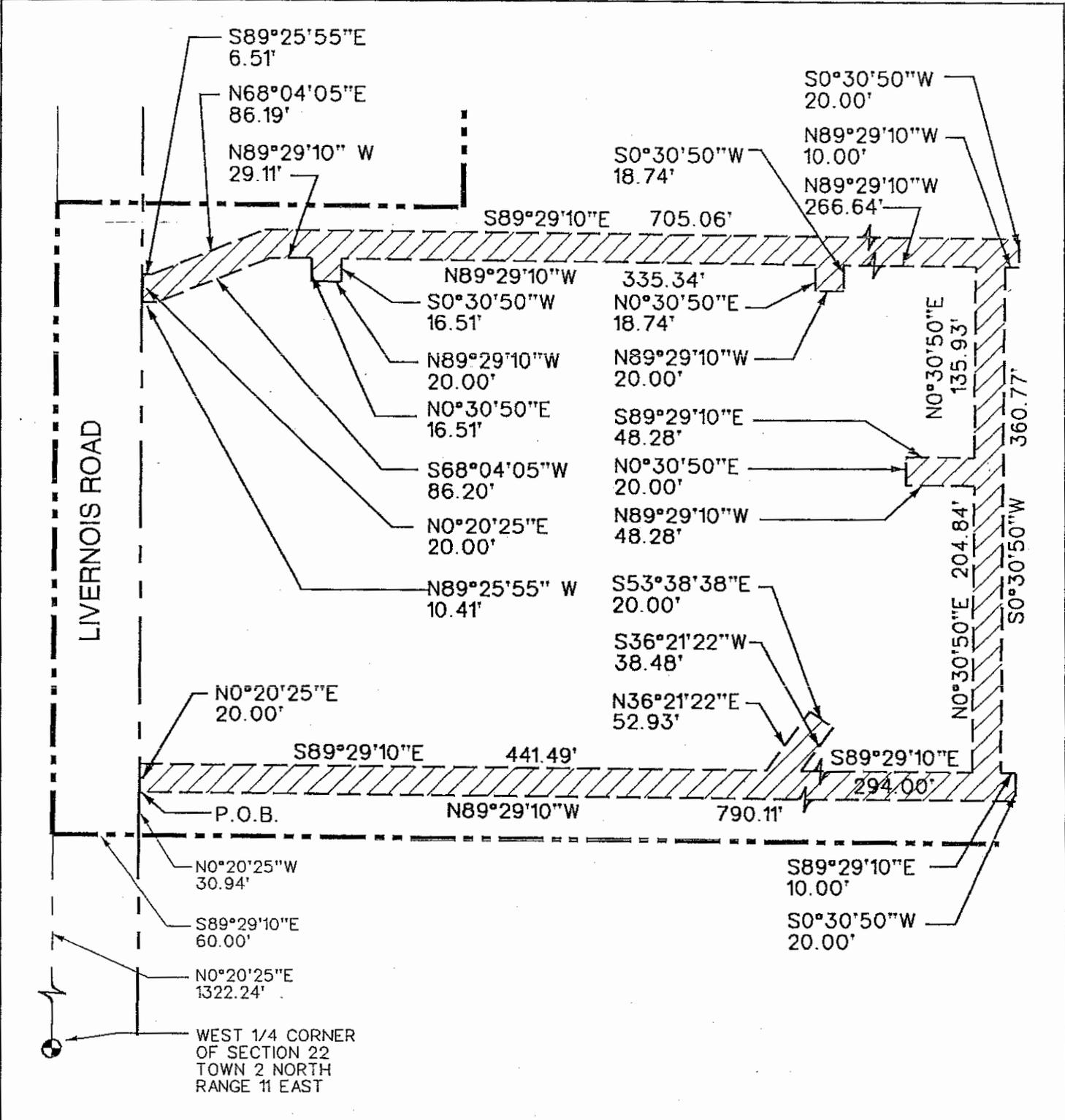
PLEASE SIGN IN BLUE INK AND PRINT OR TYPE NAMES IN BLACK INK UNDER SIGNATURES

EXHIBIT "A"

Description of Easement for Watermain
June 27, 2006

A parcel of land located in the Northwest quarter, of Section 22, Town 2 North, Range 11 East, City of Troy, Oakland County, Michigan, being an easement for the construction, operation, maintenance, repair, and/or removal of a watermain further described as:

Commencing at the West 1/4 Corner of Section 22, Town 2 North, Range 11 East; thence along the west line of said Section 22, North 00° 20' 25" East, 1322.24 feet; thence South 89° 29' 10" East, 60.00 feet, to the east right of way line of Livernois Road; thence along said east right of way line, North 00° 20' 25" East, 30.94 feet to the point of beginning; thence along said east right of way line, North 00° 20' 25" East, 20.00 feet; thence South 89° 29' 10" East, 441.49 feet; thence North 36° 21' 22" East, 52.93 feet; thence South 53° 38' 38" East, 20.00 feet; thence South 36° 21' 22" West, 38.48 feet; thence South 89° 29' 10" East, 294.00 feet; thence North 00° 30' 50" East, 204.84 feet; thence North 89° 29' 10" West, 48.28 feet; thence North 00° 30' 50" East, 20.00 feet; thence South 89° 29' 10" East, 48.28 feet; thence North 00° 30' 50" East, 135.93 feet; thence North 89° 29' 10" West, 266.64 feet; thence South 00° 30' 50" West, 18.74 feet; thence North 89° 29' 10" West, 20.00 feet; thence North 00° 30' 50" East, 18.74 feet; thence North 89° 29' 10" West, 335.34 feet; thence South 00° 30' 50" West, 16.51 feet; thence North 89° 29' 10" West, 20.00 feet; thence North 00° 30' 50" East, 16.51 feet; thence North 89° 29' 10" West, 29.11 feet; thence South 68° 04' 05" West, 86.20 feet; thence North 89° 25' 55" West, 10.41 feet to said east right of way line; thence along said east right of way line, North 00° 20' 25" East, 20.00 feet; thence South 89° 25' 55" East, 6.51 feet; thence North 68° 04' 05" East, 86.19 feet; thence South 89° 29' 10" East, 705.06 feet; thence South 00° 30' 50" West, 20.00 feet; thence North 89° 29' 10" West, 10.00 feet; thence South 00° 30' 50" West, 360.77 feet; thence South 89° 29' 10" East, 10.00 feet; thence South 00° 30' 50" West, 20.00 feet; thence North 89° 29' 10" West, 790.11 feet, to the point of beginning. Containing 0.954 acres, more or less.



LIVERNOIS ROAD

WEST 1/4 CORNER
OF SECTION 22
TOWN 2 NORTH
RANGE 11 EAST

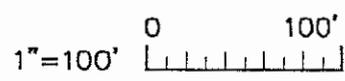
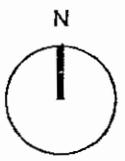
Walsh College
City of Troy, Michigan

June 27, 2006

Project No.: 57640202

Sheet 1 of 1

EASEMENT FOR WATERMAIN



Progressive AE

1811 4 MILE ROAD NE GRAND RAPIDS MI 49525-2442
616 361 2664 FAX 616 361 1493
WWW.PROGRESSIVEAE.COM