

July 25, 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 & Abandonment of Part of Original Watermain Easement, St. George Syrian Orthodox Church of Detroit – Sidwell #88-20-36-100-067 – Project No. 03.919.3

In connection with the building addition to St. George Syrian Orthodox Church of Detroit, the Real Estate and Development Department has received a permanent easement for watermain. This parcel is located on the south side of Maple Road between John R and Dequindre. The consideration amount on the document is \$1.00.

Part of the original watermain had to be relocated to make way for the building addition. The City Engineering Department has reviewed the request and has no objection to the abandonment of part of the original easement in conjunction with the acceptance of the new easement.

Therefore, Staff recommends that City Council accept the attached easement and authorize the Mayor and City Clerk to sign the attached Quit Claim Deed to complete the abandonment of that part of the original watermain easement that is no longer needed.

PERMANENT EASEMENT

Sidwell # 20-36-100-067
Project # 03.919.3
Resolution #

St. George Syrian Orthodox Church of Detroit, a Michigan Non-Profit Religious Organization, Grantor, whose address is 2160 East Maple 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 watermain, said easement for land situated in the City of Troy, Oakland County, Michigan, described as:

SEE ATTACHED EXHIBIT "A"

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 18th day of July A.D. 2006.

In presence of:

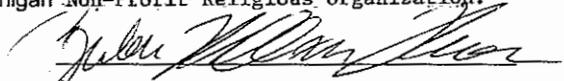
St. George Syrian Orthodox Church, a
Michigan Non-Profit Religious Organization

By Neal H Norgrove (S.)
COUNCIL VICE CHAIRMAN

STATE OF MICHIGAN)
COUNTY OF Macomb)

The foregoing instrument as acknowledged before me this 17th day of July, 20 06, by Neal Norgrove of St. George Church a Michigan Non-Profit Religious Organization.

Notarizing signature only for Neal Norgrove only.



Notary Public, Macomb County, Michigan

(Corporations)

ZUBERI WILLIAM THOMAS
My Commission Expires Notary Public, Oakland County, Michigan
Acting in Macomb County
My Commission Expires 08/09/07

Prepared by:

Return to:

Patricia A. Petitto
500 West Big Beaver
Troy, Michigan 48084

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

EXHIBIT "A" – PAGE 1 OF 2

LEGAL DESCRIPTION OF WATERMAIN EASEMENT:

A 20.00 FOOT WIDE WATERMAIN EASEMENT BEING PART OF THE NORTHWEST ¼ OF SECTION 36, TOWN 2 NORTH, RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN, DESCRIBED AS BEGINNING AT A POINT LOCATED DISTANT SOUTH 88°39'40" EAST, 860.00 FEET AND SOUTH 00°04'46" WEST, 409.04 FEET AND SOUTH 89°55'14" EAST, 82.63 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 36; THENCE SOUTH 44°57'38" EAST, 44.01 FEET; THENCE SOUTH 89° 57'38" EAST, 176.32 FEET; THENCE NORTH 45°02'22" EAST, 33.68 FEET TO A POINT OF ENDING.

AND BEING PART OF THE FOLLOWING DESCRIBED PARENT PARCEL,

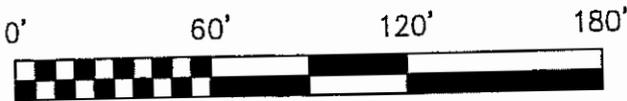
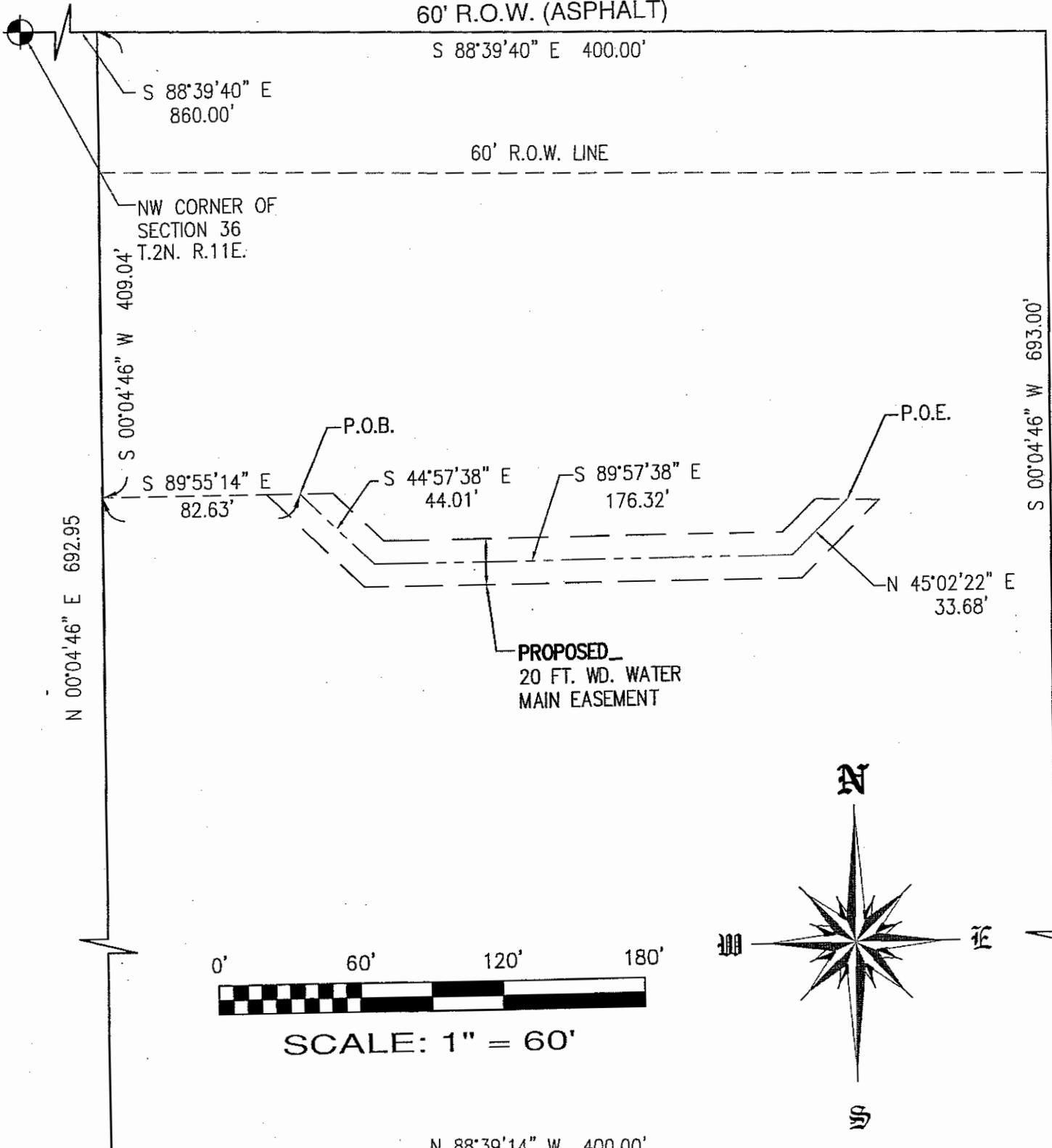
LEGAL DESCRIPTION (PROPERTY):

PART OF THE NORTHWEST ¼ OF SECTION 36, TOWN 2 NORTH, RANGE 11 EAST, CITY OF TROY, OAKLAND COUNTY, MICHIGAN, DESCRIBED AS BEGINNING AT A POINT LOCATED DISTANCE SOUTH 88°39'40" EAST , 860.00 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 36; THENCE SOUTH 88°39'40" EAST, 400.00 FEET; THENCE SOUTH 00°04'46" WEST, 693.00 FEET; THENCE NORTH 88°39'14" WEST, 400.00 FEET; THENCE NORTH 00°04'46" EAST, 693.00 FEET TO THE POINT OF BEGINNING, EXCEPT THE NORTH 60.00 FEET TAKEN FOR MAPLE ROAD.

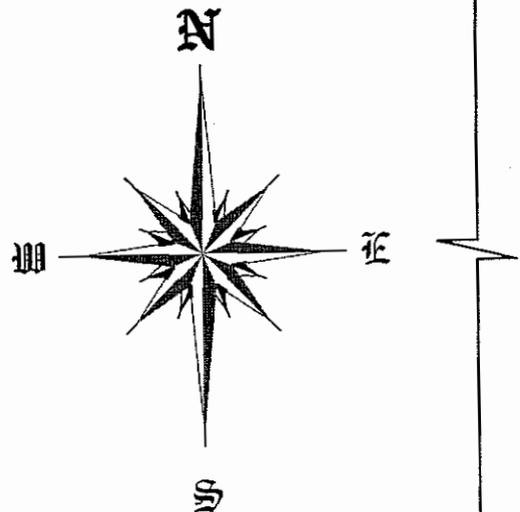
EXHIBIT "A" - PAGE 2 OF 2

WATER MAIN EASEMENT

MAPLE ROAD
60' R.O.W. (ASPHALT)



SCALE: 1" = 60'



QUIT CLAIM DEED

Sidwell # 20-36-100-067
Project #03.919.3
Resolution #

The City of Troy, a Michigan Municipal Corporation, Grantor, whose address is 500 West Big Beaver Road, Troy, MI 48084 quit claims to the St. George Syrian Orthodox Church of Detroit, a Michigan Non-Profit Religious Organization, Grantee, whose address is 2160 East Maple Road, Troy, Michigan 48083, the following described premises situated in the City of Troy, County of Oakland and State of Michigan:

SEE ATTACHED EXHIBIT "A"

For the sum of One Dollar (\$ 1.00)

Dated this day of , 2006.

CITY OF TROY
A Michigan Municipal Corporation

By: _____
*Louise E. Schilling

Its: Mayor

By: _____
*Tonni L. Bartholomew

Its: City Clerk

STATE OF)
COUNTY OF)

The foregoing instrument was acknowledged before me this _____ day of _____, 2006 by Louise E. Schilling and Tonni L. Bartholomew, who are the Mayor and City Clerk, respectively, of the CITY OF TROY, a Michigan Municipal Corporation, on behalf of the City.

Notary Public, _____ County
My commission expires:
Acting in _____ County, _____

County Treasurer's Certificate		City Treasurer's Certificate	
When recorded return to: City Clerk City of Troy 500 West Big Beaver Troy, MI 48084	Send subsequent tax bills to: Grantee	Drafted by: Patricia A. Petitto City of Troy 500 West Big Beaver Troy, MI 48084	

Tax Parcel #20-36-100-067

Recording Fee

Transfer Tax

*TYPE OR PRINT NAMES UNDER SIGNATURES

EXHIBIT A

LEGAL DESCRIPTION OF PARENT PARCEL:

PART OF THE NORTHWEST ¼ OF SECTION 36, T2N, R11 E., CITY OF TROY, OAKLAND COUNTY, MICHIGAN, DESCRIBED AS BEGINNING AT A POINT LOCATED DISTANT S 88°39'40" E, 860.00 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 36; THENCE S 88°39'40" E, 400.00 FEET; THENCE S 00°04'46" W, 693.00 FEET; THENCE N 88°39'14" W, 400.00 FEET; THENCE N 00°04'46" E, 693.00 FEET TO THE POINT OF BEGINNING, EXCEPT THE NORTH 60.00 FEET TAKEN FOR MAPLE ROAD.

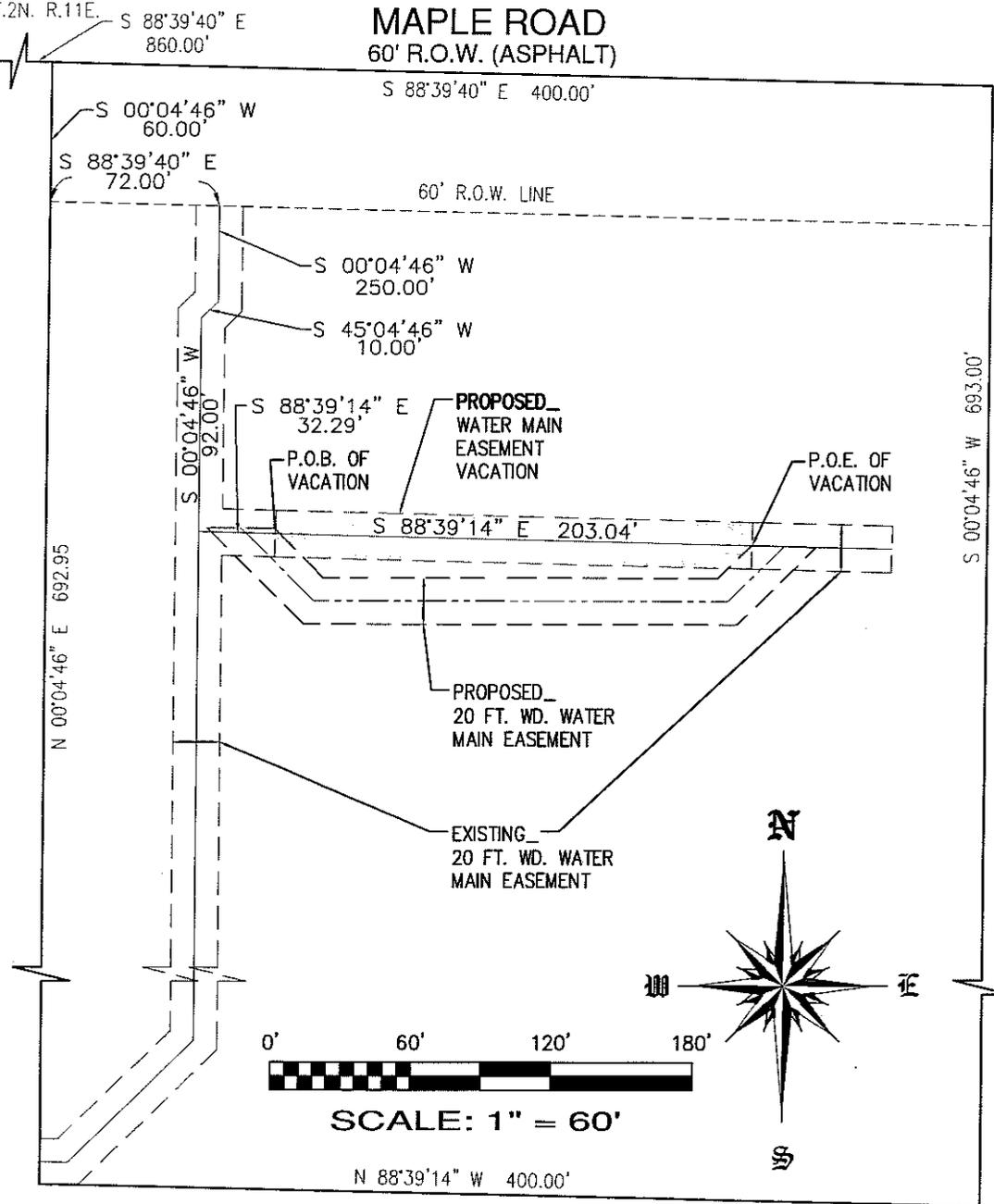
LEGAL DESCRIPTION OF AREA BEING QUIT-CLAIMED (WATERMAIN EASEMENT ABANDONMENT):

A 20' WIDE ABANDONMENT OF AN EXISTING 20' WIDE WATERMAIN EASEMENT BEING PART OF THE NORTHWEST ¼ OF SECTION 36, T2N, R11E, CITY OF TROY, OAKLAND COUNTY, MICHIGAN, THE CENTERLINE OF WHICH IS DESCRIBED AS BEING AT A POINT LOCATED DISTANT S 88°39'40" E., 860.00 FEET, S 00°04'46" W., 60.00 FEET, S 88°39'40" E., 72.00 FEET, S 00°04'46" W., 250.00 FEET, S 45°04'46" W., 10.00 FEET, S 00°04'46" W., 92.00 FEET, AND S 88°39'14" E., 32.29 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 36; THENCE S 88°39'14" E., 203.04 FEET TO THE POINT OF ENDING.

NW CORNER OF SECTION 36
T.2N. R.11E.

EASEMENT VACATION

MAPLE ROAD
60' R.O.W. (ASPHALT)



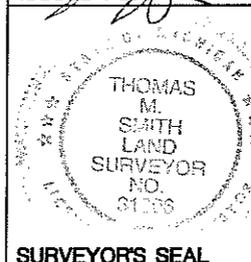
LEGAL DESCRIPTION (PROPERTY):

Part of the Northwest 1/4 of Section 36, T2N., R11E., City of Troy, Oakland County, Michigan, described as beginning at a point located distant S 88°39'40" E, 860.00 feet from the Northwest Corner of said Section 36; thence S 88°39'40" E, 400.00 feet; thence S 00°04'46" W, 693.00 feet; thence N 88°39'14" W, 400.00 feet; thence N 00°04'46" E, 693.00 feet to the point of beginning. EXCEPT the North 60 feet taken for Maple Road.

LEGAL DESCRIPTION (WATER MAIN EASEMENT VACATION):

A 20' wide vacation of an existing 20' wide water main easement being Part of the Northwest 1/4 of Section 36, T2N., R11E., City of Troy, Oakland County, Michigan, the centerline of which described as beginning at a point located distant S.88°39'40"E., 860.00 feet, S.00°04'46"W., 60.00 feet, S.88°39'40"E., 72.00 feet, S.00°04'46"W., 250.00 feet, S.45°04'46"W., 10.00 feet, S.00°04'46"W., 92.00 feet, and S.88°39'14"E., 32.29 feet from the Northwest Corner of said Section 36; thence S.88°39'14"E., 203.04 feet to the point of ending.

ISSUED FOR: <i>[Signature]</i>	REVD BY:	ISSUED FOR:	REVD BY:
ISSUED FOR:	REVD BY:	ISSUED FOR:	REVD BY:



MICKALICH and ASSOCIATES, INC.
CIVIL ENGINEERING SURVEYING PLANNING

2359 AVON INDUSTRIAL DR, ROCHESTER HILLS, MI 48309
INTERNET: WWW.MICKALICH.COM PHONE: (248) 852-1900 FAX: (248) 852-1070

DRAWN BY MLB JOB No. 05050
DATE 7/20/05 SHEET No. 1 SCALE 1"=60'

DESCRIPTION
ST. GEORGE ANTIOCHIAN CHURCH ADDITION