



CITY COUNCIL AGENDA ITEM

Date: November 13, 2014

To: Brian Kischnick, City Manager

From: Mark F. Miller, Director of Economic and Community Development
Steven J. Vandette, City Engineer
Larysa Figol, Sr. Right-of-Way Representative

Subject: Request for Acceptance of a Permanent Easement from John and Jeanette L. Abbott
Sidwell #88-20-18-127-006

History

As part of the improvement of a parcel located in the northwest $\frac{1}{4}$ of Section 18 on Beach Road adjacent to Beach Road Park, the Engineering department received an easement for storm sewer from John and Jeanette L. Abbott, owners of the property having Sidwell #88-20-18-127-006. The storm sewer will service the new Beachview Estates development to the north.

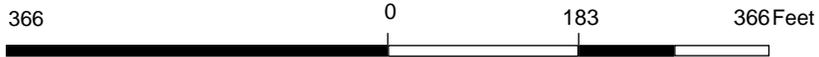
The format and content of this easement is consistent with easements previously accepted by City Council.

Financial

The consideration amount on this document is \$1.00

Recommendation

City Management recommends that City Council accept the attached easement, consistent with our policy of accepting easements for development and improvement purposes.



Note: The information provided by this application has been compiled from recorded deeds, plats, tax maps, surveys, and other public records and data. It is not a legally recorded map survey. Users of this data are hereby notified that the source information represented should be consulted for verification.

PERMANENT EASEMENT

Sidwell #88-20-18-127-006(pt of)
Resolution #

John Abbott and **JEANETTE L. ABBOTT**, husband and wife, Grantor(s), whose address is 4751 Beach Road, Troy, MI 48098, 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, 48084 grants to the Grantee the right to construct, operate, maintain, repair and/or replace **storm sewers**, 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 THEIR signature(s) this 24TH day of SEPTEMBER A.D. 2013.

By [Signature] (L.S.)
John Abbott

By [Signature] (L.S.)
Jeanette L. Abbott

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 24TH day of SEPTEMBER, 2013, by John Abbott and **JEANETTE L. ABBOTT**, husband and wife.

CARLA M. COOPER
NOTARY PUBLIC, STATE OF MI
COUNTY OF MACOMB
MY COMMISSION EXPIRES Nov 8, 2014
ACTING IN COUNTY OF OAKLAND

[Signature]
Notary Public, _____ County, Michigan
My Commission Expires _____
Acting in _____ 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

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

EXHIBIT "A"

LEGAL DESCRIPTION
20' WIDE STORM SEWER

LEGAL DESCRIPTION

(Per City of Troy Assessing Report)

PARCEL NO. 20-18-127-006

Town 2 North, Range 11 East, Section 18, Part of the Northwest Fractional 1/4, Beginning at a point distant S00°10'00"W, 1230.80 from the North 1/4 corner; thence S00°10'00"W, 120.63 feet; thence S87°13'00"W, 610.40 feet; thence N00°59'00"E, 153.99 feet; thence S89°40'00"E, 606.44 feet to the Point of Beginning. Containing 1.93 acres of land, more or less.

LEGAL DESCRIPTION

(Per Professional Engineering Associates)

20' WIDE STORM SEWER EASEMENT

A 20 foot wide storm sewer easement over part of Tax Parcel 20-18-127-006, being part of the Northwest 1/4 of Section 18, Town 2 North, Range 11, East, City of Troy, Oakland County, Michigan, the centerline of said easement being more particularly described as: Commencing at the North 1/4 corner of Section 18; thence along the north-south 1/4 line of said Section 18, S00°00'25"E, 1229.85 feet to the north line of said Tax Parcel, said line also being the south line of Tax Parcel 20-18-127-012; thence along said line, N89°52'48"W, 497.75 feet to the Point of Beginning; thence S10°24'10"W, 152.26 feet to the south line of said Tax Parcel 127-006 and the Point of Ending.

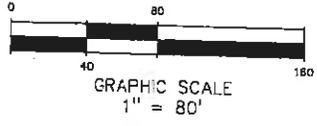
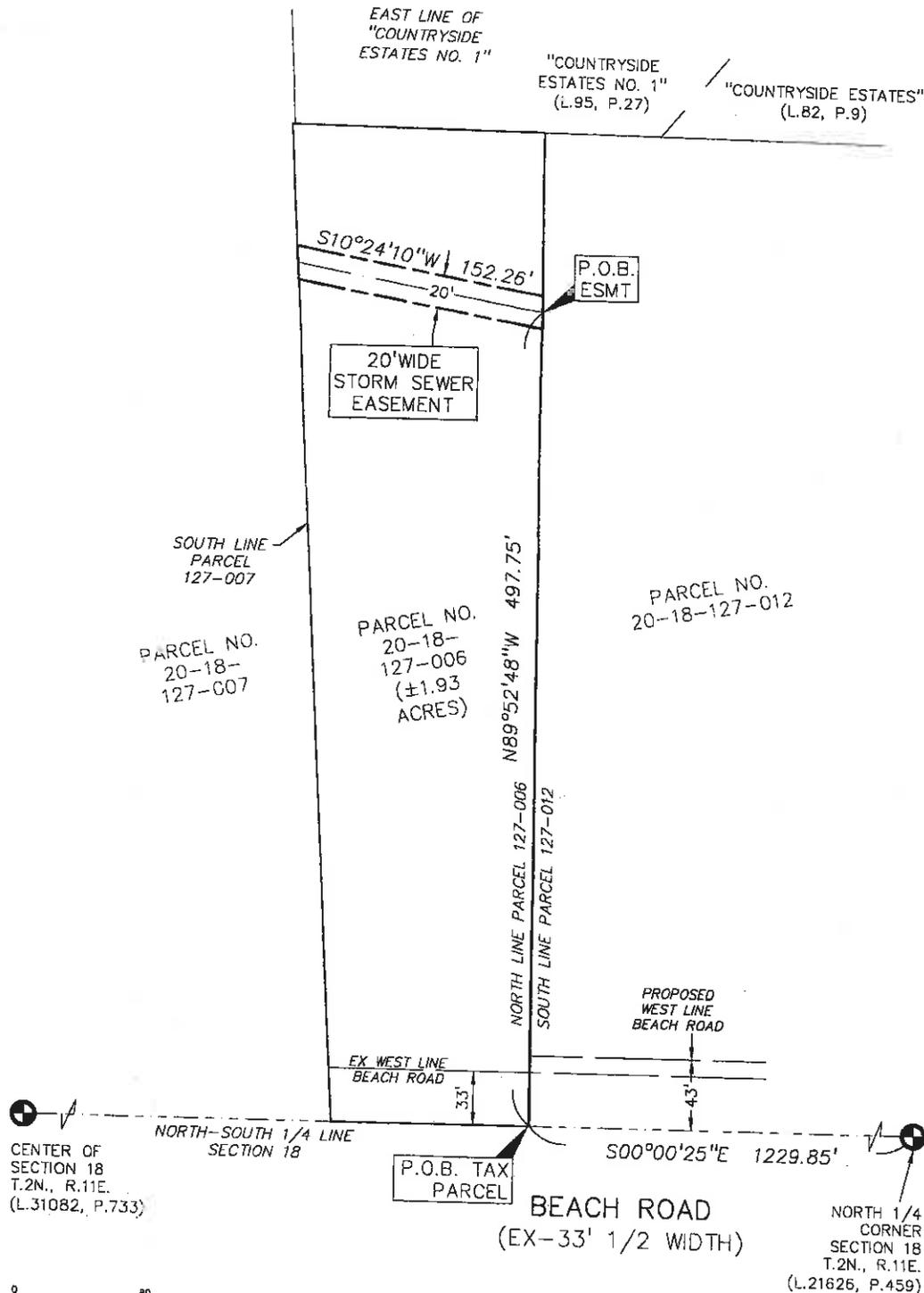
OK ✓

PROFESSIONAL
ENGINEERING
ASSOCIATES

CLIENT: MONDRIAN PROPERTIES 50215 SCHOENHERR SHELBY TOWNSHIP, MI 48315	SCALE: 1" = 80'	JOB No: 2011150
	DATE: 4-19-13	DWG. No: 2 of 2

2430 Rochester Ct. Suite 100
Troy, MI 48063-1872
(243) 689-9090

SKETCH OF EASEMENT
20' WIDE STORM SEWER



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