

August 16, 2005

TO: John Szerlag, City Manager

FROM: Brian Murphy, Assistant City Manager/Services
Douglas Smith, Real Estate & Development Director 

RE: AGENDA ITEM – Request for Acceptance of Permanent Easements for Ashbury Drive Sanitary Sewer Northeast ¼ of Section 24

In conjunction with the construction of some new homes on the south side of Ashbury Drive, just west of Dequindre, the Real Estate & Development Department has received the following sanitary sewer easements:

<u>SIDWELL #</u>	<u>OWNER(S)</u>	<u>CONSIDERATION</u>
24-226-082	Muhammad A. Munir & Zahida Razzaq	\$1
24-226-083	Babi Construction, Inc.	\$1

Management recommends that City Council accept the attached easements.

PERMANENT EASEMENT

Sidwell #88-2024-226-082
Resolution #

Muhammad A. Munir and Zahida Razzaq, husband and wife, Grantors, whose address is 2952 Ashbury, 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 sanitary sewer, 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.

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 _____ signature(s) this 5th day of August A.D. 2005



*Muhammad A. Munir (L.S.)



*Zahida Razzaq (L.S.)

STATE OF MICHIGAN)
COUNTY OF Wayne)

The foregoing instrument was acknowledged before me this 5th day of August, 2005, by Muhammad A. Munir and Zahida Razzaq, husband and wife.



*
Notary Public, Wayne County, Michigan

My Commission Expires Oct 8, 2005

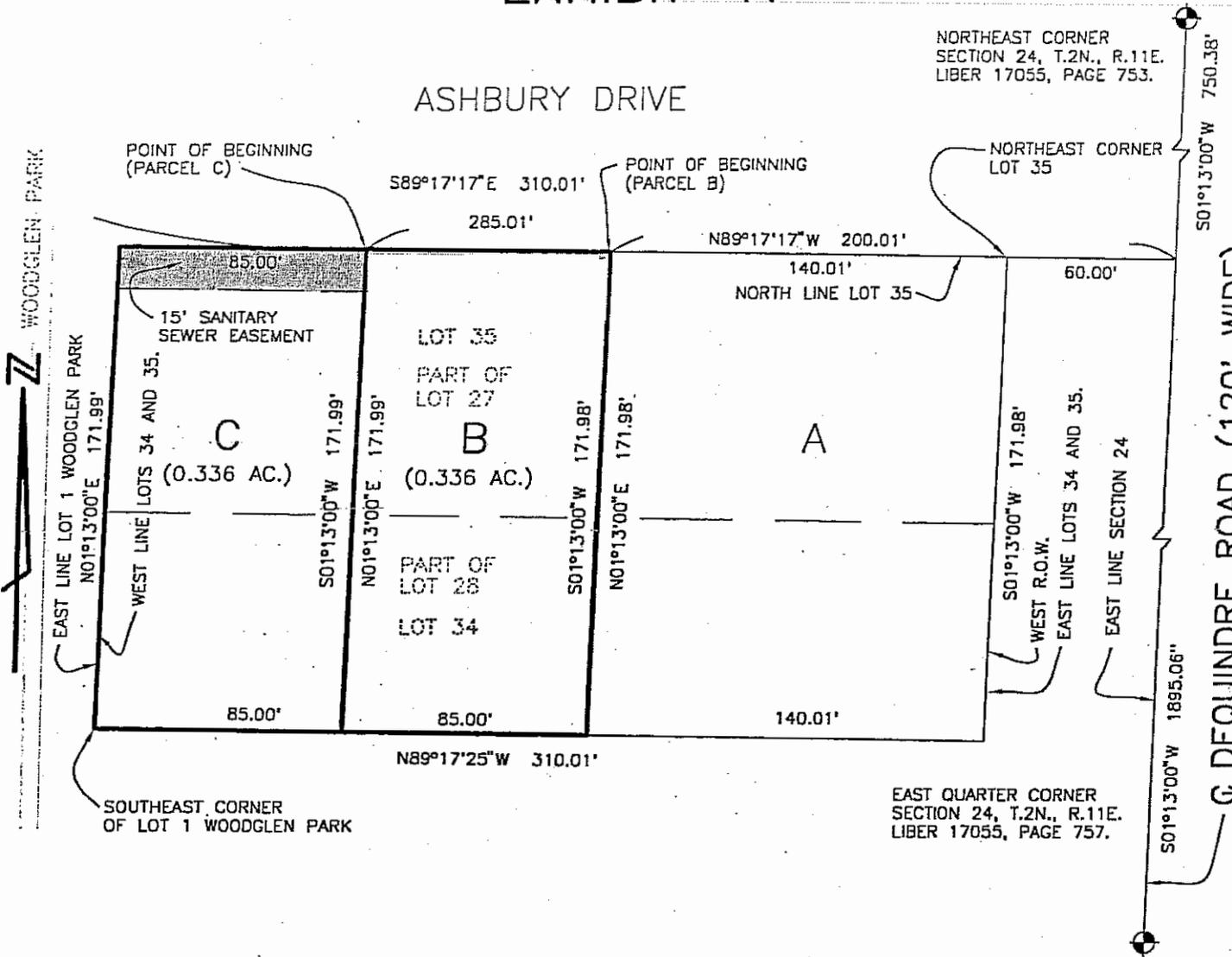
Prepared by: Patricia A. Petitto
City of Troy
500 W. Big Beaver Road
Troy, MI 48084

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

ELIZABET BOREV
Notary Public, Wayne County, MI
Commission Expires Oct. 8, 2005

EXHIBIT "A"



Description
Sanitary Sewer Easement

Part of Lots 27 and 28 of Eyster's Dequindre Farm Sub No. 5 as recorded in Liber 55 of Plats, page 58, Oakland County records, also described as part of Lots 34 and 35 of the Amended Plat of part of Lots 26, 27 and 28 of Eyster's Dequindre Farms Subdivision No. 5 as recorded in Liber 280 of plats, pages 28 and 29, Oakland County records, being part of the Northeast Quarter of Section 24, T.2N., R.11E., City of Troy, Oakland County, Michigan being described as:

Commencing at the Northeast corner of Section 24; thence S.01°13'00"W. 750.38 feet along the East line of Section 24, also being the centerline of Dequindre Road; thence N.89°17'17"W. 285.01 feet to the point of beginning; thence S.01°13'00"W. 15.00 feet; thence N.89°17'17"W. 85.00 feet; thence N.01°13'00"E. 15.00 feet; thence S.89°17'17"E. 85.00 feet to the point of

PERMANENT EASEMENT

Sidwell # 20-24-226-083

Babi Construction, Inc., a Michigan Corporation, Grantor, whose address is 1643 Hamlet, Troy, MI 48084 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 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 27TH day of JULY A.D. 20 05.

BABI CONSTRUCTION, INC., A MICHIGAN CORPORATION

By Ray Babi (L.S.)
Ray Babi, President

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

The foregoing instrument as acknowledged before me this 27TH day of JULY, 20 05, by Ray Babi, President, of Babi Construction, Inc., a Michigan Corporation, on behalf of the corporation.

Patricia A. Petitto
PATRICIA A. PETITTO

Notary Public, OAKLAND County, Michigan

(Corporations)

My Commission Expires 12-31-11

Prepared by:
Patricia A. Petitto
City of Troy
500 West Big Beaver
Troy, Michigan 48084

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

EXHIBIT "A"

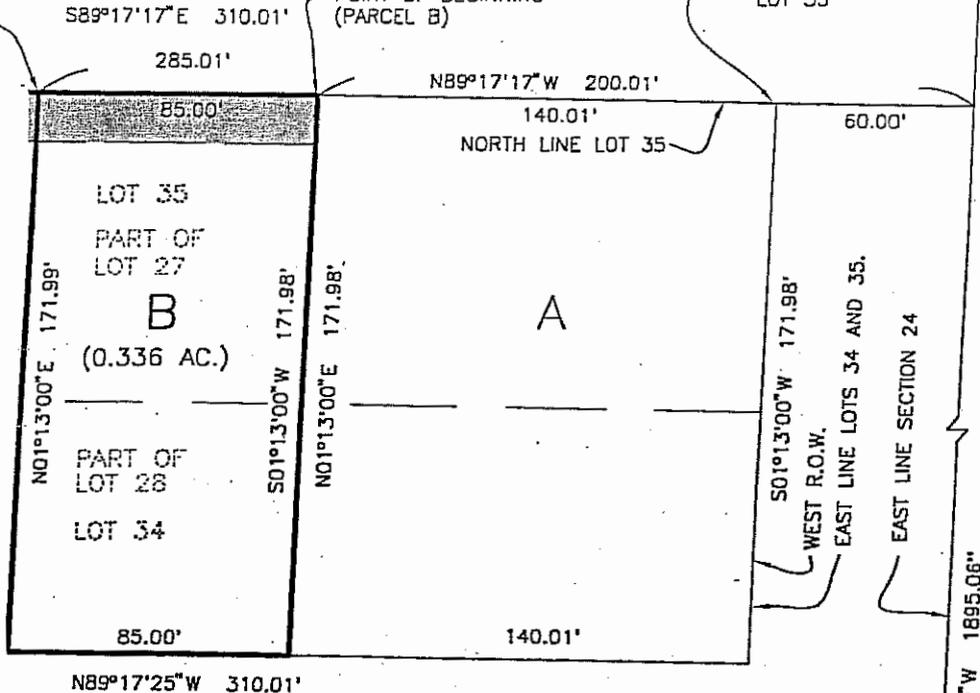
NORTHEAST CORNER
SECTION 24, T.2N., R.11E.
LIBER 17055, PAGE 753.

ASHBURY DRIVE

POINT OF BEGINNING
(PARCEL C)

POINT OF BEGINNING
(PARCEL B)

NORTHEAST CORNER
LOT 35



WOODGLEN PARK



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