

R I G H T O F W A Y

73 036950

KNOW ALL MEN BY THESE PRESENTS, that BILTMORE HOMES COMPANY, A Michigan Corporation, whose address is 2900 West Maple Road, Troy, Michigan 48084 and MANUFACTURERS NATIONAL BANK OF DETROIT, A National Banking Association, whose address is 151 Fort Street, Detroit, Michigan 48226, PARTIES OF THE FIRST PART, for and in consideration of the sum of One Dollar (\$1.00) receipt of which is hereby acknowledged, paid to them by GEORGE W. KUHN, County Drain Commissioner for the County of Oakland, State of Michigan, do hereby grant and convey to the SHANAHAN DRAIN DRAINAGE DISTRICT, whose address is No. 1 Public Works Drive, Pontiac, Michigan 48054, PARTY OF THE SECOND PART, the right-of-way for the purpose of relocating, constructing, operating, maintaining, repairing and/or replacing a portion of the SHANAHAN DRAIN and related appurtenances, across and through the following described permanent easement:

LEGAL DESCRIPTION: The West 24 feet of Lots 46 through 53 inclusive, the North 30 feet of Lots 32 through 46 inclusive, the Northerly portion of Lots 27 through 31 inclusive, the North 12 feet of Lot 26, the South 18 feet of Lot 25, the South 30 feet of part of Lakeside Park and the proposed lake in Lakeside Park of the proposed "Raintree Village" Subdivision No. 1, which is to be located in part of the East 1/2 of Section 23, T. 2 N., R. 11 E., City of Troy, Oakland County, Michigan, being more particularly described as follows: Beginning at a point which is N 00°16'08" E 165.00 feet along the East line of Section 23 and S 88°54'26" W 270.00 feet from the East 1/4 Corner of Section 23, T. 2 N., R. 11 E.; thence S 00°16'08" W 165.00 feet; thence S 00°16'24" W 153.00 feet; thence S 88°54'30" W 221.99 feet; thence N 66°49'07" W 255.27 feet; thence S 89°17'34" W 414.25 feet; thence S 87°21'27" W 60.09 feet; thence N 89°26'33" W 90.44 feet; thence N 88°21'53" W 299.99 feet; thence S 88°54'30" W 1013.36 feet; thence S 00°31'09" W 416.45 feet; thence N 89°28'51" W 24.00 feet; thence N 00°31'09" E 445.79 feet; thence along the East and West 1/4 line of Section 23 N 88°54'30" E 1307.87 feet; thence S 42°40'55" E 18.45 feet; thence S 89°26'33" E 107.37 feet; thence N 87°21'02" E 60.09 feet; thence N 89°17'34" E 170.00 feet; thence N 58°01'00" E 59.36 feet; thence N 00°33'27" E 350.00 feet; thence N 89°16'03" E 222.64 feet; thence S 83°48'02" E 57.93 feet; thence S 69°56'12" E 57.93 feet; thence S 59°51'24" E 301.27 feet; thence S 77°09'32" E 54.50 feet to the point of beginning.

It is understood that the SHANAHAN DRAIN DRAINAGE DISTRICT shall have the right to sell, assign, transfer or convey this right-of-way to any other governmental unit and that the said Drainage District or its successor in title may enter upon the above described premises for the purposes of repairing, installing, and maintaining drainage facilities.

12.00

The Party of the First Part herewith agrees not to build or convey to others permission to build any permanent structures on the above described right-of-way.

This instrument shall be binding upon and inure to the benefit of the parties hereto, their heirs, representatives, successors and assigns.

This conveyance includes a release of all claims to damages in any way arising from or incident to the constructing and maintaining of said Drain across the above described premises.

A map of the above property is attached hereto and made a part thereof.

IN WITNESS WHEREOF, the Party of the First Part has caused its signature to be affixed hereto this 25th day of April A.D., 1973.

WITNESSES:

BILTMORE HOMES COMPANY  
A Michigan Corporation  
2900 West Maple Road  
Troy, Michigan 48084

Phyllis Ziegenfelder  
Phyllis Ziegenfelder

(L.S.) Norman J. Cohen  
Norman J. Cohen, President

Jane M. Graham  
Jane M. Graham

Phyllis Ziegenfelder  
Phyllis Ziegenfelder

(L.S.) Bernard H. Stollman  
Bernard H. Stollman, Secretary-Treasurer

Jane M. Graham  
Jane M. Graham

MANUFACTURERS NATIONAL BANK OF DETROIT  
A National Banking Association  
151 Fort Street  
Detroit, Michigan 48226

Wayne E. Smith  
Wayne E. Smith

(L.S.) Robert E. Field  
Robert E. Field, Vice President

Rosa M. Washko  
Rosa M. Washko

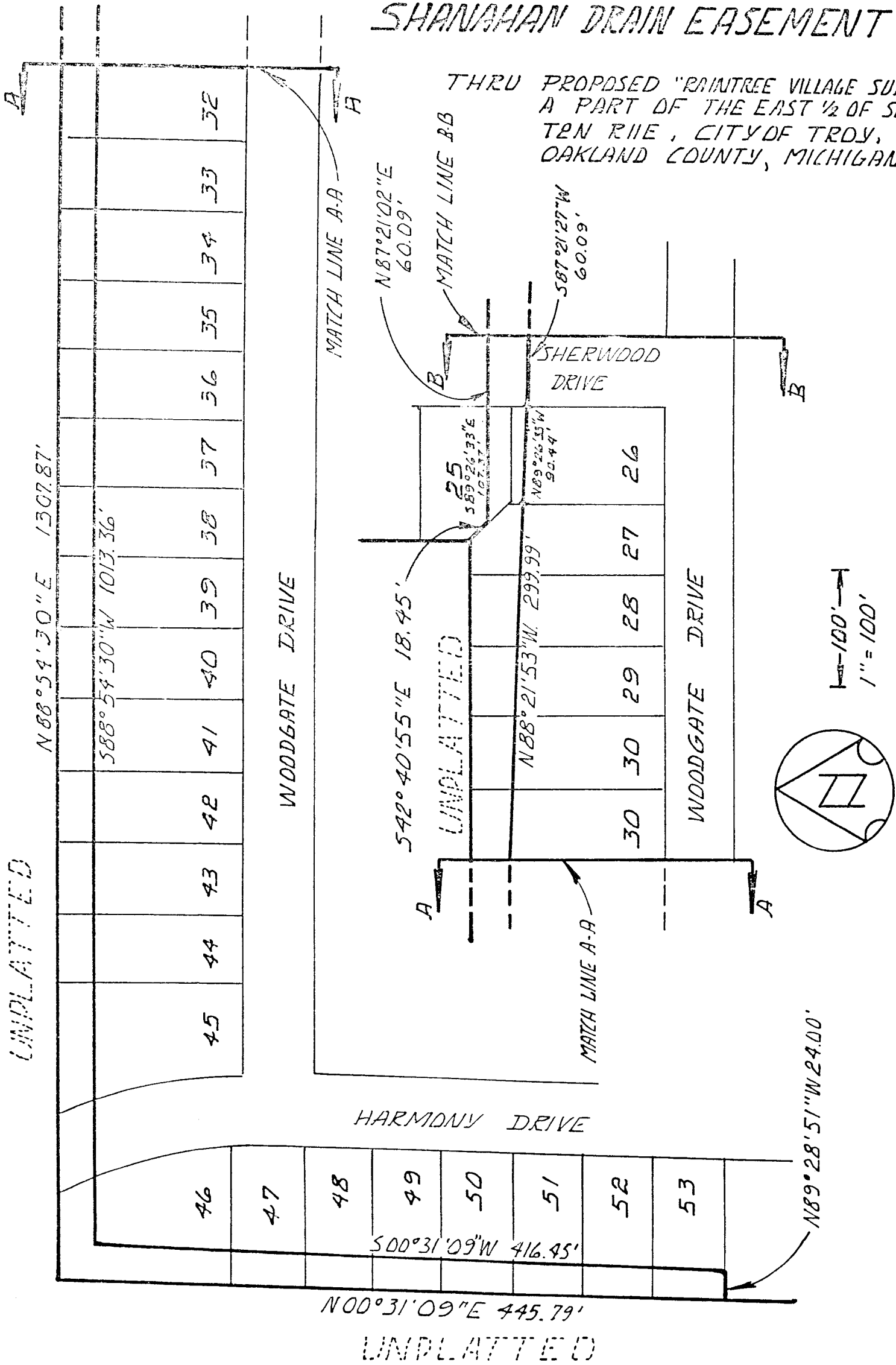
Wayne E. Smith  
Wayne E. Smith

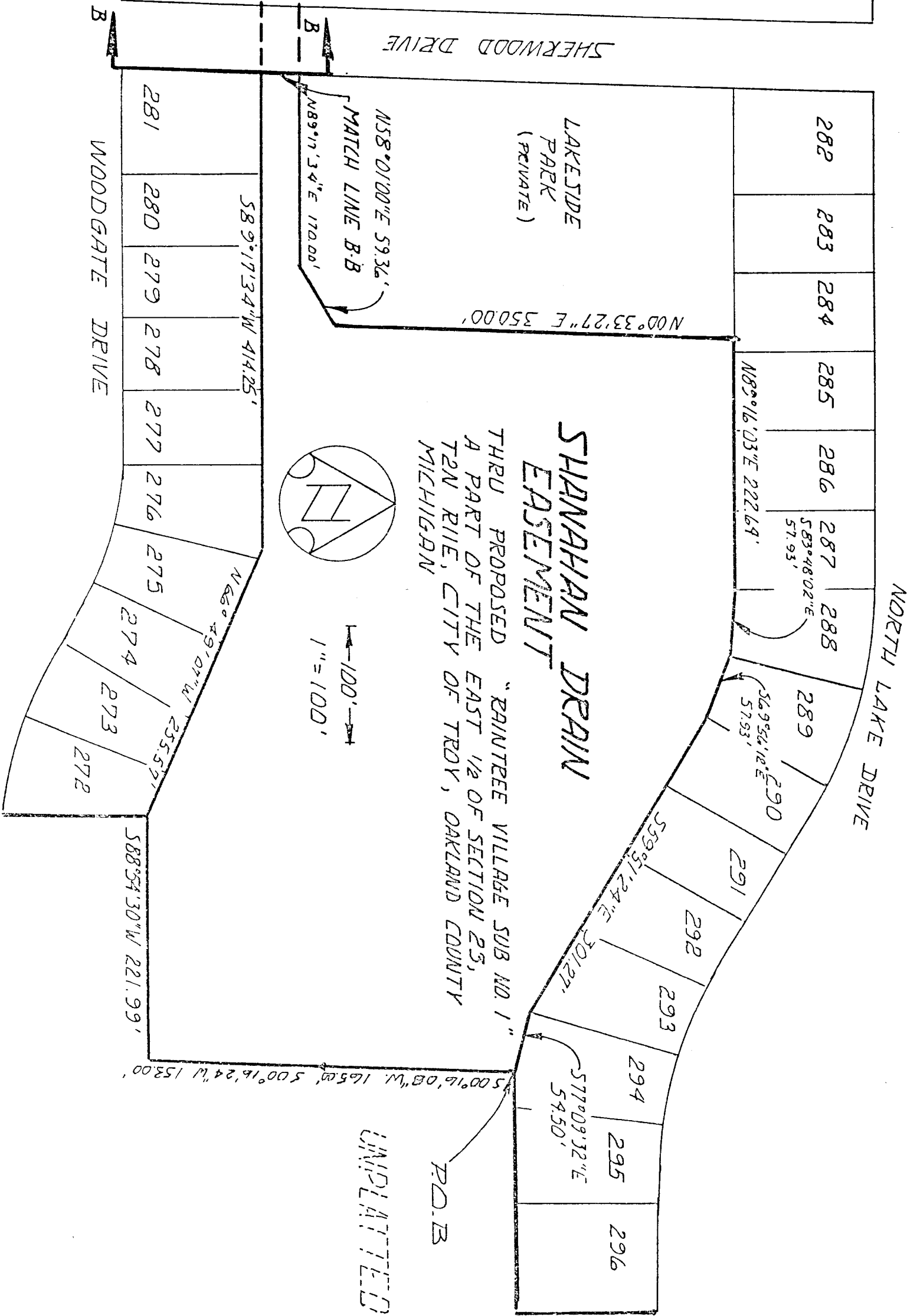
(L.S.) James O. Dishman, Jr.  
James O. Dishman, Jr., Mortgage Officer

Rosa M. Washko  
Rosa M. Washko

# SHANAHAN DRAIN EASEMENT

THRU PROPOSED "RAINTREE VILLAGE SUB NO 1  
A PART OF THE EAST 1/2 OF SEC. 23  
T2N R11E, CITY OF TROY,  
OAKLAND COUNTY, MICHIGAN





282 283 284 285 286 287 288 289 290 291 292 293 294 295 296

281 280 279 278 277 276 275 274 273 272

N 58° 01' 00" E 59.36' MATCH LINE B-B  
N 89° 17' 34" E 170.00'

N 00° 33' 27" E 350.00'

N 89° 16' 03" E 222.69'

S 83° 48' 02" E 57.93'

S 69° 52' 12" E 57.93'

S 59° 51' 24" E 301.27'

S 77° 09' 32" E 54.50'

N 68° 49' 07" W 235.57'

S 88° 54' 30" W 221.99'

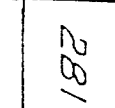
500° 16' 08" W 125.00' 500° 16' 24" W 153.00'

LAKE SIDE PARK (PRIVATE)

**SHANNAHAN DRAIN EASEMENT**

THRU PROPOSED "RAINTREE VILLAGE SUB NO. 1" A PART OF THE EAST 1/2 OF SECTION 25, T2N R1E, CITY OF TROY, OAKLAND COUNTY MICHIGAN

1" = 100'



WOODGATE DRIVE

SHERWOOD DRIVE

NORTH LAKE DRIVE

1" = 100'

P.D.B

UNPLATTED

ACKNOWLEDGMENT

STATE OF MICHIGAN    )  
                          )ss.  
COUNTY OF OAKLAND    )

On this 25th day of April A.D., 19 73,  
before me, a Notary Public in and for said County appeared Norman J. Cohen  
and Bernard H. Stollman

to me personally known, who being each by me duly sworn did say that they are  
the President and Sec., -Treas. respectively,  
of the BILTMORE HOMES COMPANY

a Michigan Corporation, and that said instrument was signed  
in behalf of said Corporation by authority of its Board of Directors and the  
said Norman J. Cohen and Bernard H. Stollman  
acknowledged said instrument to be the free act and deed of said Corporation.

Jane M. Graham  
Notary Public    Jane M. Graham

Oakland County, Michigan

My Commission Expires: October 13, 1975

This instrument was drafted by:  
  
Glen Yrjanainen, Office of  
Oakland County Drain Commissioner  
No. 1 Public Works Drive  
Pontiac, Michigan 48054

ACKNOWLEDGMENT

STATE OF MICHIGAN )  
COUNTY OF WARE ) ss.

On this 25th day of April A.D., 19 73,  
before me, a Notary Public in and for said County appeared Robert E. Field  
and James O. Dishman, Jr.

to me personally known, who being each by me duly sworn did say that they are  
the Vice President and Mortgage Officer respectively,  
of the MANUFACTURERS NATIONAL BANK OF DETROIT, A National  
Banking Association, and that said instrument was signed  
in behalf of said Corporation by authority of its Board of Directors and the  
said Robert E. Field and James O. Dishman, Jr.  
acknowledged said instrument to be the free act and deed of said Corporation.

Wayne E. Smith  
Notary Public Wayne E. Smith

Wayne County, Michigan  
My Commission Expires: July 15, 1973

This instrument was drafted by: Glen Yrjanainen

Glen Yrjanainen, Office of  
Oakland County Drain Commissioner  
No. 1 Public Works Drive  
Pontiac, Michigan 48054