

RECORDED

2000 MAY 15 1 P 4: 10

NANCY HAVILAND
REGISTER OF DEEDS
LIVINGSTON COUNTY, MI.
48843

1 1/2

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RELEASE OF RIGHT OF WAY

For and in consideration of prospective benefits to be derived by reason of the construction, operating and maintaining of a certain Drain under the supervision of the Livingston County Drain Commissioner in the County of Livingston, as hereinafter described, Carolyn E. Wilson, Trustee of the Carolyn E. Wilson Revocable Living Trust, 1100 West Coon Lake Road, Howell, Michigan 48843 does hereby convey and release to the Derbyshire Farms Drain Drainage District, the Right of Way for a certain Drain, hereinafter more particularly designated and described, over and across the following lands owned by me, and situated in the Township of Marion, County and State aforesaid, which owned are described as: * 2300 E. GRAND RIVER. HOWELL MI

Tax ID #4710-27-100-014

Parcel 9:

Part of the Northwest 1/4 of Section 27, T2N-R4E, Marion Township, Livingston County, Michigan, more particularly described as follows: Commencing at the North 1/4 Corner of said Section 27; thence along the North-South 1/4 line of said Section 27, S 00°24'38" E, 1012.50 feet; thence S 89°40'06" W, 6.59 feet, to the POINT OF BEGINNING of the Parcel to be described; thence along the centerline of Triangle Lake Road, S 00°02'16" E, 886.49 feet; thence S 89°57'44" W, 33.00 feet; thence along the North line of "McClatchey's Triangle Lake Estates", a subdivision as recorded in Liber 5 of Plats on page 40 of the Livingston County Records, said line also being the Northerly line of Rubbins Road (66 foot wide Right-of-Way), on the following 3 courses:

- 1) N 61°38'00" W, 282.15 feet (recorded as 282.44 feet);
- 2) Northwesterly on an arc left, having a length of 355.70 feet, a radius of 388.81 feet, a central angle of 52°25'00" and a long chord which bears N 87°50'30" W, 343.42 feet (recorded as 343.41 feet);
- 3) S 65°57'00" W, 741.36 feet (recorded as 741.37 feet);

thence N 00°11'30" W, 1138.82 feet; thence N 89°40'06" E, 597.22 feet; thence S 00°19'54" E, 104.70 feet; thence N 89°40'06" E, 706.87 feet, to the POINT OF BEGINNING; Containing 26.21 acres, more or less.

The Rights of Way or Easements conveyed are described as:

DESCRIPTION OF A 10 FOOT WIDE PRIVATE EASEMENT FOR PUBLIC STORM DRAINAGE (DERBYSHIRE PARK SOUTH):

Part of the Northwest 1/4 of Section 27, T2N-R4E, Marion Township, Livingston County, Michigan, more particularly described as follows: Commencing at the North 1/4 Corner of said Section 27, thence along the North-South 1/4 line of said Section 27, S 00°24'38" E, 1012.50 feet; thence S 89°40'06" W, 6.59 feet; thence along the centerline of Triangle Lake Road, S 00°02'16" E, 886.49 feet; thence S 89°57'44" W, 33.00 feet; thence along the North line of "McClatchey's Triangle Lake Estates", a subdivision as recorded in Liber 5 of Plats, Page 40 of the Livingston County Records, said line also being the Northerly line of Rubbins Road (66 foot wide right-of-way), N 61°38'00" W, 19.33 feet, to the POINT OF BEGINNING of the Easement to be described; thence continuing along the North Line of said subdivision and the

- Northerly line of said Rubbins Road, on the following three (3) courses: 1) N 61°38'00" W, 262.82 feet; 2) Westerly on an arc left, having a length of 355.70 feet, a radius of 388.81 feet, a central angle of 52°25'00", and a long chord which bears N 87°50'30" W, 343.42 feet (previously recorded as 343.41 feet); 3) S 65°57'00" W, 741.36 feet (previously recorded as 741.37 feet); thence N 00°11'30" W, 10.93 feet; thence N 65°57'00" E, 736.94 feet; thence Easterly on an arc right, having a length of 364.85 feet, a radius of 398.81 feet, a central angle of 52°25'00", and a long chord which bears S 87°50'30" E, 352.26 feet; thence S 61°38'00" E, 257.42 feet; thence S 00°02'16" E, 11.36 feet, to the POINT OF BEGINNING.

DESCRIPTION OF A PRIVATE EASEMENT FOR PUBLIC STORM DRAINAGE:

Part of the Northwest ¼ of Section 27, T2N-R4E, Marion Township, Livingston County, Michigan, more particularly described as follows: Commencing at the North ¼ Corner of said Section 27, thence along the North-South ¼ line of said Section 27, S 00°24'38" E, 1012.50 feet; thence S 89°40'06" W, 6.59 feet; thence along the centerline of Triangle Lake Road, S 00°02'16" E, 886.49 feet; thence S 89°57'44" W, 33.00 feet; thence along the North line of "McClatchey's Triangle Lake Estates", a subdivision as recorded in Liber 5 of Plats, Page 40 of the Livingston County Records, said line also being the Northerly line of Rubbins Road (66 foot wide right-of-way), N 61°38'00" W, 19.33 feet; thence N 00°02'16" W, 11.36 feet; thence N 61°38'00" W, 257.42 feet; thence Westerly on an arc left, having a length of 90.28 feet, a radius of 398.81 feet, a central angle of 12°58'13", and a long chord which bears N 68°07'07" W, 90.09 feet, to the POINT OF BEGINNING of the Easement to be described; thence Westerly on an arc left, having a length of 141.34 feet, a radius of 398.81 feet, a central angle of 20°18'19", and a long chord which bears N 84°45'23" W, 140.60 feet; thence N 37°02'00" E, 74.75 feet; thence S 83°29'20" E, 85.01 feet; thence S 09°29'51" E, 63.76 feet, to the POINT OF BEGINNING.

DESCRIPTION OF A 30 FOOT WIDE PRIVATE EASEMENT FOR PUBLIC STORM DRAINAGE:

Part of the Northwest ¼ of Section 27, T2N-R4E, Marion Township, Livingston County, Michigan, more particularly described as follows: Commencing at the North ¼ Corner of said Section 27, thence along the North-South ¼ line of said Section 27, S 00°24'38" E, 1012.50 feet; thence S 89°40'06" W, 6.59 feet; thence along the centerline of Triangle Lake Road, S 00°02'16" E, 886.49 feet; thence S 89°57'44" W, 33.00 feet; thence along the North line of "McClatchey's Triangle Lake Estates", a subdivision as recorded in Liber 5 of Plats, Page 40 of the Livingston County Records, said line also being the Northerly line of Rubbins Road (66 foot wide right-of-way), N 61°38'00" W, 19.33 feet; thence N 00°02'16" W, 11.36 feet; thence N 61°38'00" W, 160.19 feet, to the POINT OF BEGINNING of the Easement to be described; thence continuing N 61°38'00" W, 33.08 feet; thence N 53°17'15" E, 211.96 feet; thence S 00°02'16" E, 37.40 feet; thence S 53°17'15" W, 175.68 feet, to the POINT OF BEGINNING.

DESCRIPTION OF A PRIVATE EASEMENT FOR PUBLIC STORM DRAINAGE (DERBYSHIRE PARK):


Part of the Northwest ¼ of Section 27, T2N-R4E, Marion Township, Livingston County, Michigan, more particularly described as follows: Commencing at the North ¼ Corner of said Section 27, thence along the North-South ¼ line of said Section 27, S 00°24'38" E, 1012.50 feet; thence S 89°40'06" W, 763.46 feet, to the POINT OF BEGINNING of the Easement to be described; thence S 10°24'05" E, 305.51 feet; thence along an arc left, having a length of 30.02 feet, a radius of 533.00 feet, a central angle of 03°13'37", and a long chord which bears S 77°43'02" W, 30.02 feet; thence N 13°54'39" W, 301.88 feet; thence S 72°37'48" W, 175.85 feet; thence S 63°27'02" W, 293.28 feet; thence S 70°50'43" W, 126.77 feet; thence N 00°11'30" W, 340.28 feet; thence N 89°40'06" E, 597.22 feet; thence S 00°19'54" E, 104.70 feet, to the POINT OF BEGINNING.

This conveyance is based upon the above described line of route and shall be deemed to include the extreme width of said Drain as shown in the survey thereof, to which survey reference is hereby made for a more particular description, and includes a release of all claims to damages in any way arising from or incident to the opening and maintaining of said Drain across said premises; and

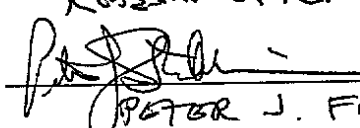
also the feet of ground on either side of the center line of said Drain, for the construction thereof; and shall be deemed a sufficient conveyance to vest in the Drainage District an easement in said lands for the uses and purposes of drainage together with such rights of entry upon, passage over, deposit of excavated earth and storage of material and equipment on such lands, as may be necessary or useful for the construction, maintenance, cleaning out and repair of such drain.

Witness, my hand and seal, on this 11TH day of MAY, _____, 2000.


WITNESSES:



ROBERT C. KLINE



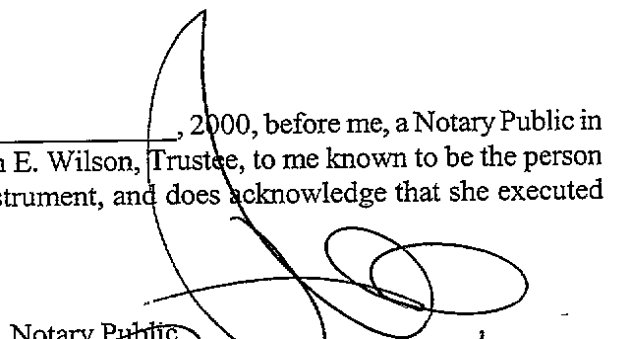
PETER J. FINKBEINER



Carolyn E. Wilson, Trustee

STATE OF MICHIGAN)
) SS
COUNTY OF LIVINGSTON)

On this 11TH day of MAY, _____, 2000, before me, a Notary Public in and for said County, personally appeared Carolyn E. Wilson, Trustee, to me known to be the person described in and who executed the foregoing instrument, and does acknowledge that she executed same as Trustee as her free act and deed.



Notary Public
ROBERT C. KLINE

Livingston County, Michigan
My Commission Expires MAY 8, 2001

Instrument Prepared by:
Brian Jonckheere
Livingston County Drain Commissioner
2300 East Grand River, Suite 105
Howell, Michigan 48843

When Recorded Return to:
Brian Jonckheere
Livingston County Drain Commissioner
2300 East Grand River, Suite 105
Howell, Michigan 48843