

PUBLIC UTILITY & FACILITY EASEMENT

Date: _____

_____ of

_____, ("Grantor"), hereby grants to the CITY OF STERLING HEIGHTS, a Michigan municipal corporation, of 40555 Utica Road, Sterling Heights, Michigan 48311 ("Grantee"), an easement for the construction, operation, maintenance, repair and/or replacement and public use of a PUBLIC UTILITY AND FACILITY over, under, through and across land more particularly described as:

SEE ATTACHED EXHIBIT "A"

This Public Utility Easement shall be appurtenant to the following described property:

SEE ATTACHED EXHIBIT "B"

Pursuant to this Grant of Easement, Grantor hereby grants and conveys to the Grantee all of the Grantor's right, title and interest in the PUBLIC UTILITY AND FACILITY and the facilities incidental thereto which may be located in the easement described herein.

Grantor grants to the Grantee the perpetual right to enter upon the above-described real estate at any time as it may see fit to construct, repair, maintain, reconstruct and replace the PUBLIC UTILITY AND FACILITY across, through and under the lands hereinbefore described together with the right to excavate and refill ditches and/or trenches for the location of such public utilities and the further right to remove trees, bushes, undergrowth and other obstructions interfering with the location, construction and maintenance of such PUBLIC UTILITY AND FACILITY in, over and upon the afore described property. The easement shall be irrevocable and non-exclusive and Grantor and Grantor's successors and assigns may use and enjoy the easement in common with the City, provided that such use does not interfere with the Grantee's reasonable use of the easement granted by this instrument.

This Grant of Easement is exempt from transfer tax under MCLA 207.505(a) and MCLA 207.526(a). This easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of the parties to this instrument.

IN WITNESS WHEREOF, the Grantor has executed this Grant of Public Utility Easement on the date set forth above.

GRANTOR: _____

STATE OF MICHIGAN
COUNTY OF _____

This Grant of Public Utility Easement was acknowledged before me on _____
_____, 20____, by _____
_____.

Notary Public, _____ County, MI
My Commission Expires:

DRAFTED BY:
Office of Engineering
City of Sterling Heights
40555 Utica Road
P.O. Box 8009
Sterling Heights, MI 48311-8009

WHEN RECORDED, RETURN TO:
City Clerk
City of Sterling Heights
40555 Utica Road
P.O. Box 8009
Sterling Heights, MI 48311-8009