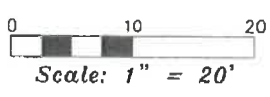


Client
 Windermere Hotel INC
 7515 Main St
 Mackinac Island, MI 49757

Proposed Division
 Assessor's Plat No. 4 City of Mackinac Island

- Legend**
- ☒ Found Concrete Monument
 - Found Property Iron
 - Property Iron #50439
 - 123.45' Measured dimension
 - (123.4') Recorded or previous survey dimension
 - Bearing & Distances from previous survey



Neil W. Hill P.S.
Neil W. Hill P.S.
 Professional Surveyor #50439



Page # 1 of 1
 Date : August 3, 2023
 Order No. : 22077S-MD-09-BK4-AP4
 Drawn By : Neil W. Hill P.S.
 Client : Margaret Doud



Mackinac Country Land Surveys
 429 Ellsworth St. ~ St. Ignace, MI 49781
 (906) 643-9418 www.MackinacSurveys.com

**RESOLUTION
OF
CITY OF MACKINAC ISLAND**

At a regularly scheduled session of the Mackinac Island City Council held on the _____ day of _____, 2024, it is hereby resolved by the Mackinac Island City Council to approve the division of Lot 9 of Assessor's Plat No. 4 of the city of Mackinac Island by way of a conveyance of a strip of land along the north boundary of said Lot 9 described on attached Exhibit A, which will be conveyed to the owner of Lot 10, being Iroquois Hotel Properties Mackinac, LLC, a Michigan Limited Liability Company. This conveyance shall constitute an adjustment of the boundary between Lots 9 and 10 and shall not create a new or separate parcel.

This Resolution shall become effective _____.

SO RESOLVED, on Motion of _____, Seconded by _____.

All those voting in favor _____

Those opposed _____

CITY OF MACKINAC ISLAND, By:

Dated:

Margaret M. Doud, Its Mayor

Dated:

Danielle Leach, Its Clerk

EXHIBIT "A"

The Land referred to herein below is situated in the County of Mackinac, State of Michigan and is described as follows:

Situated in the City of Mackinac Island, Mackinac County, Michigan

Commencing at the intersection of the Northeasterly line of Assessor's Plat No. 4, City of Mackinac Island; thence South 8°22'20" West 42.50 feet; thence 44 feet along an arc to the right with a Radius of 198.05 feet and a Chord which bears South 08°47'23" East 43.91 feet to the Point of Beginning; thence South 62°14'06" East 94.51 feet; thence South 08°44'42" West 15.00 feet; thence South 81°15'18" East 127.00 feet; thence South 24°55'17" West 10.43 feet; thence North 81°15'18" West 95.03; thence North 62°14'00" West 127.50 feet; thence 14.43 feet along a curve to the left with a Radius of 198.05 feet and a Chord which bears: North 17°14'29" East 14.42 feet to the Point of Beginning. Part of Lot 9, Assessor's Plat No. 4. All lands to the ordinary high water mark.

Parcel ID No. Out of 49-051-575-049-00

This page is only a part of a 2021 ALTA Commitment for Title Insurance issued by Fidelity National Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I - Requirements; and Schedule B, Part II - Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

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City Clerk

From: Margaret Doud <mdoud@lighthouse.net>
Sent: Monday, July 22, 2024 4:16 PM
To: City Clerk
Subject: Fw: Boundary Adjustment with Iroquois Hotel
Attachments: DOC072224-07222024100250.pdf; DOC072224-07222024100255.pdf

Follow Up Flag: Flag for follow up
Flag Status: Flagged

Please put this on the agenda! Thanks!

From: Evashevski Law
Sent: Monday, July 22, 2024 9:04 AM
To: 'Margaret Doud'
Cc: 'Michael Stines' ; Joseph C. Stakoe
Subject: Boundary Adjustment with Iroquois Hotel

Dear Margaret:

As we discussed, your sale of a strip of Windermere Point (Lot 9 of Assessor Plat No. 4) to the adjoining Iroquois Hotel property (Lot 10 of Assessor's Plat No. 4) is intended to clean up existing encroachments by the Iroquois Hotel and allow the Iroquois Hotel to make dray deliveries to the hotel without parking on the main street. The strip is roughly 15 feet wide and is depicted on the attached survey sketch.

You have agreed to convey this strip to the Iroquois Hotel conditioned on the strip being used only for the uses currently employed – no building or view obstruction.

Because this sale results in a division of the Windermere Point (Lot 9), approval by the Mackinac Island City Council is necessary to make sure it does not create any ordinance violation. This approval is required by Section 263 of the Michigan Subdivision Control Act, which states in part: "No lot, outlot or other parcel of land in a recorded plat shall be further partitioned or divided unless in conformity of the ordinances of the municipality...". You and I are both quite certain that this boundary adjustment will not create any ordinance violation for either Windermere Point (Lot 9) or the Iroquois Hotel (Lot 10). However, the council needs to make its own determination.

I have drafted a resolution for the council's approval of this division, if it is so inclined. Please let me know if I can provide further information.

Sincerely,

Tom

EVASHEVSKI LAW OFFICE

838 N. State Street, PO Box 373
St. Ignace, MI 49781
(906)643-7740
(906)643-1533 (Fax)