

**CHARTER TOWNSHIP OF WHITE LAKE  
RESOLUTION NO. 24-019  
RESOLUTION APPROVING SIDEWALK EASEMENT FOR THE  
ELIZABETH LAKE ROAD IMPROVEMENT PROJECT  
(10770 Elizabeth Lake Road)**

At a regular meeting of the Township Board of the Charter Township of White Lake, Oakland County, Michigan, held in Township Annex, 7527 Highland Road, White Lake, Michigan, on the 16<sup>th</sup> day of April 2024, at 6:30 p.m. with those present and absent being,

PRESENT: \_\_\_\_\_

ABSENT: \_\_\_\_\_

The following preamble and resolution was offered by \_\_\_\_\_ and seconded by \_\_\_\_\_.

**WHEREAS**, the Township of White Lake (the “Township”) requested a Sidewalk Easement, attached as Exhibit A, from the Property Owner of 10770 Elizabeth Lake Road in order to accommodate improvements to Elizabeth Lake Road; and

**WHEREAS**, the Township Board has determined that it would be in the public interest to agree to the Sidewalk Easement for the improvements to Elizabeth Lake Road.

**NOW, THEREFORE, IT IS HEREBY RESOLVED** that the White Lake Township Board hereby approves the Sidewalk Easement, attached as Exhibit A, and authorizes and directs the Township Supervisor to sign the Sidewalk Easement on behalf of the Township.

A vote on the foregoing resolution was taken and was as follows:

YEAS: \_\_\_\_\_

NAYS: \_\_\_\_\_

**RESOLUTION DECLARED ADOPTED.**

STATE OF MICHIGAN     )

COUNTY OF OAKLAND    )

I, Anthony Noble, Township Clerk of the Township of White Lake, hereby certify this to be a true and complete copy of Resolution No. 2024-019, duly adopted at a regular meeting of the Township Board held on the 16<sup>th</sup> day of April 2024.

\_\_\_\_\_  
Anthony L. Noble  
White Lake Township Clerk

Exhibit A

Sidewalk Easement (attached)

**SIDEWALK EASEMENT**

KNOW ALL MEN BY THESE PRESENTS, that Trinity Continuing Care Services d/b/a Trinity Senior Living Communities, a Michigan nonprofit corporation, whose address is 20555 Victor Parkway, Livonia, MI 48152 for and in consideration of Ten Dollars (\$10.00), receipt and sufficiency of which is hereby acknowledged, hereby grants and conveys to the Township of White Lake, a Michigan Municipal Corporation, whose address is 7525 Highland Road, White Lake, MI 48383, being exempt pursuant to MCLA 207.505(a), and MCLA 207.526 (a) a permanent easement for a public walkway over across and through property located at 10770 Elizabeth Lake Rd., White Lake, MI 48386, more particularly described as follows:

*See attached and incorporated Exhibit A – Burden Parcel*

Parcel No. 12-22-301-013 (hereinafter referred to as the “Burden Parcel”).

The permanent non-exclusive Permanent Sidewalk Easement for the public non-motorized walkway is identified and more particularly described as follows:

*See attached and incorporated Exhibit A – Permanent Sidewalk Easement*

(hereinafter referred to as the “Permanent Sidewalk Easement”).

Grantee may enter upon sufficient land located on the Burden Parcel adjacent to said easement for the purpose of exercising the rights and privileges granted herein.

Grantee may install, and shall repair, replace, improve, modify and maintain the easement area as shown in the attached and incorporated Exhibit A.

Grantor agrees not to build or to convey to others permission to build any structures or improvements on, over, across, in, through, or under the Permanent Sidewalk Easement.

This instrument shall run with the land first described above and shall be binding upon and inure to the benefit of the Grantor, Grantee, and their respective heirs, representatives, successors and assigns. This Permanent Sidewalk Easement is subject to all easements and other matters of record, existing building and use restrictions, zoning ordinances, and rights of the public and any governmental unit in any part of the land taken or used or deeded for street, road, or highway purposes.

This Public Sidewalk Easement shall allow public pedestrian and non-motorized traffic only and shall permit maintenance, repair and replacement of the paving in the easement area in accordance with the terms of this Permanent Sidewalk Easement.

The performance of any work by the Grantee pursuant to the Sidewalk Easement (the “Work”) shall be at the Grantee’s sole cost, expense, and risk. Grantee agrees, at Grantee’s sole cost and expense, to restore the Property to substantially the same condition that existed before the Work was performed, and to pay for all damages, if any, sustained to the Property as a result of the Work in, over, under, upon and through the Permanent Sidewalk Easement area by Grantee and/or its employees, agents or contractors.

This instrument shall run with the land first described above and shall be binding upon and inure to the benefit of the Grantor, Grantee, and their respective heirs, representatives, successors and assigns.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

{Signature begins on following page}

Signed by:

TRINITY CONTINUING CARE SERVICES D/B/A  
TRINITY SENIOR LIVING COMMUNITIES, a  
Michigan nonprofit corporation.

\_\_\_\_\_  
By:  
Its:

STATE OF MICHIGAN        )  
  ) SS  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_, by  
\_\_\_\_\_ the \_\_\_\_\_ of the Trinity Continuing Care Services  
d/b/a Trinity Senior Living Communities, a Michigan nonprofit corporation, on its behalf.

\_\_\_\_\_  
Notary Public  
\_\_\_\_\_ County, Michigan  
My Commission Expires:  
Acting in \_\_\_\_\_ County, Michigan

Signed by:

CHARTER TOWNSHIP OF WHITE LAKE, a  
Michigan municipal corporation

\_\_\_\_\_  
By:  
Its:

STATE OF MICHIGAN        )  
  ) SS  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_, by Rik Kowall,  
Supervisor of the Charter Township of White Lake, a Michigan municipal corporation, on behalf of said municipal  
corporation.

\_\_\_\_\_  
Notary Public  
\_\_\_\_\_ County, Michigan  
My Commission Expires:  
Acting in \_\_\_\_\_ County, Michigan

Drafted by:

Lisa J. Hamameh, Esq.  
Rosati Schultz Joppich & Amtsbuechler  
27555 Executive Dr., Suite 250  
Farmington Hills, MI 48331

When recorded return to:

Township of White Lake  
Township Clerk  
7525 Highland Road  
White Lake, MI 48386

# Exhibit 'A'

BURDEN PARCEL

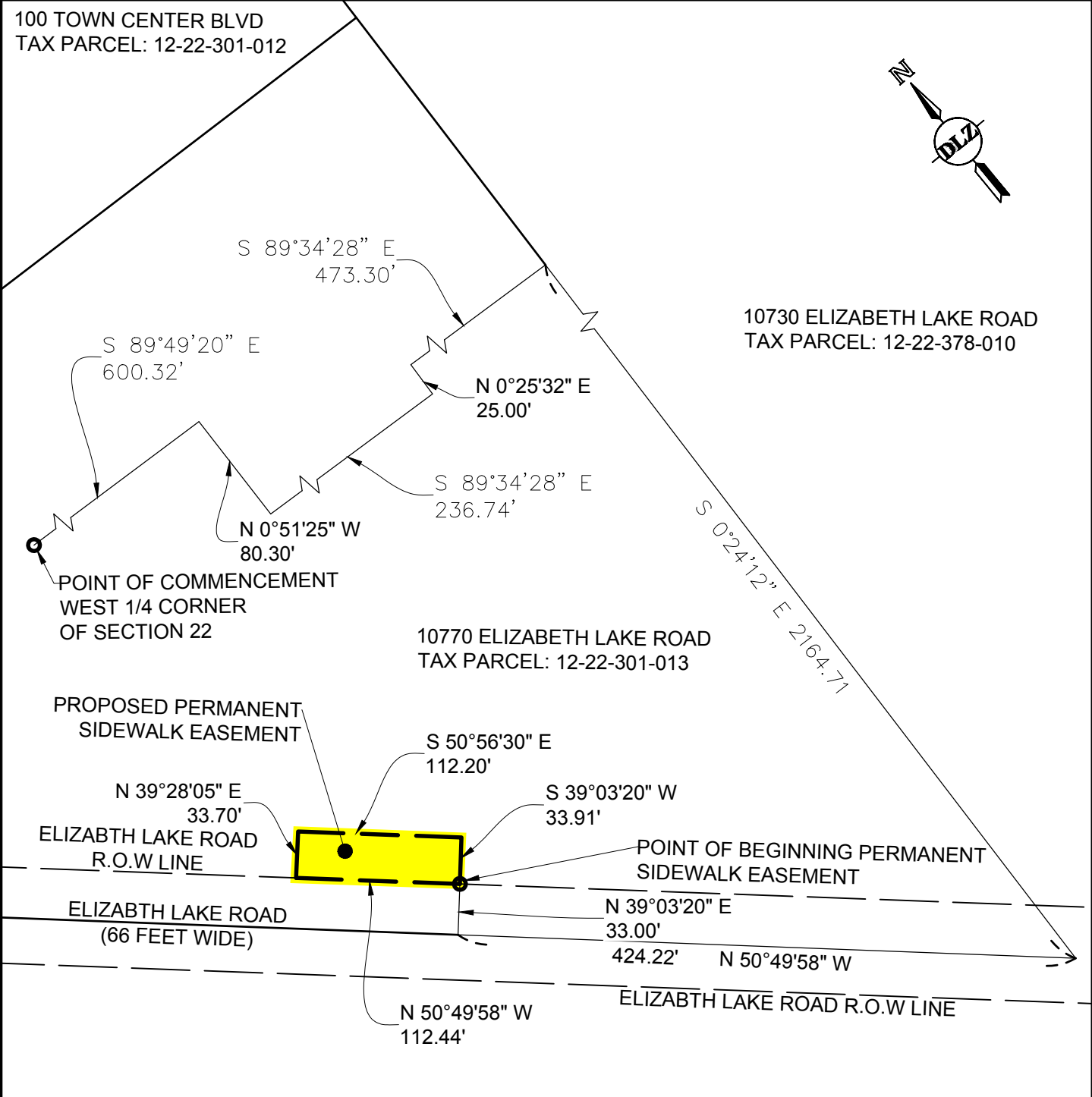
TAX PARCEL: 12-22-301-013

PER LIBER 42694 PAGE 42

A PART OF THE SOUTHWEST 1/4 OF SECTION 22, TOWN 3 NORTH, RANGE 8 EAST, WHITE LAKE TOWNSHIP, OAKLAND COUNTY, MICHIGAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE WEST 1/4 CORNER OF SECTION 22; THENCE S 89°49'20" E, 600.32 FEET ALONG THE EAST & WEST 1/4 LINE OF SECTION 22; THENCE S 00°51'25" E, 80.30 FEET; THENCE THE FOLLOWING THREE (3) COURSES ALONG THE SOUTH LINE OF HIGHLAND ROAD (M-59), 1) S 89°34'28" E, 236.74 FEET; 2) N 00°25'32" E, 25.00 FEET; AND 3) S 89°34'28" E, 473.30 FEET TO THE WEST LINE OF HOUCREST SUBDIVISION (RECORDED IN LIBER 77, PAGE 36 O.C.R.) AS MONUMENTED; THENCE S 00°24'12" E, 1351.94 FEET ALONG THE SAID WEST LINE OF HOUCREST SUBDIVISION TO THE POINT OF BEGINNING; THENCE CONTINUING S 00°24'12" E, 812.77 FEET ALONG SAID WEST LINE OF HOUCREST SUBDIVISION TO THE CENTERLINE OF ELIZABETH LAKE ROAD (PROPOSED 93' WIDE); THENCE N 50°49'58" W, 1209.54 FEET ALONG SAID CENTERLINE OF ELIZABETH LAKE ROAD; THENCE N 38°51'42" E, 54.57 FEET; THENCE N 89°35'48" E, 897.82 FEET TO A POINT ON SAID WEST LINE OF HOUCREST SUBDIVISION AND THE POINT OF BEGINNING, SUBJECT TO A 60 FOOT ELIZABETH LAKE ROAD RIGHT-OF-WAY. CONTAINING 9.13 ACRES (GROSS) AND 7.50 ACRES (NET).

PERMANENT SIDEWALK EASEMENT:

A PART OF THE SOUTHWEST 1/4 OF SECTION 22, TOWN 3 NORTH, RANGE 8 EAST, WHITE LAKE TOWNSHIP, OAKLAND COUNTY, MICHIGAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT DISTANT SOUTH 89°49'20" EAST 600.32 FEET, SOUTH 00°51'25" EAST 80.30 FEET, SOUTH 89° 34' 28" EAST 236.74 FEET, NORTH 00°25'32" EAST 25.00 FEET; SOUTH 89°34'28" EAST 473.30 FEET, SOUTH 00°24'12" EAST 2164.71, NORTH 50°49'58" WEST 424.22 FEET AND NORTH 39°03'20" EAST 33.00 FEET FROM THE WEST 1/4 CORNER OF SECTION 22, THENCE FROM THE POINT OF BEGINNING NORTH 50°49'58" WEST 112.44 FEET ALONG THE NORTH RIGHT OF WAY LINE OF ELIZABETH LAKE ROAD; THENCE NORTH 39°28'05" EAST 33.70 FEET; THENCE SOUTH 50°56'30" EAST 112.20 FEET; THENCE SOUTH 39°03'20" WEST 33.91 FEET TO THE POINT OF BEGINNING OF SAID PERMANENT SIDEWALK EASEMENT. EASEMENT CONTAINS 3797 SQUARE FEET MORE OR LESS.



Section 21 & 22 Town 03 North Range 08 East White Lake Township, Oakland County, Michigan

SCALE: 1"=100'



INNOVATIVE IDEAS  
EXCEPTIONAL DESIGN  
UNMATCHED CLIENT SERVICE

Charter Township of White Lake  
7525 Highland Road  
White Lake, Michigan 48383-2900

JOB NO. 2245-7537-00

DATE ISSUED  
1-26-2024

1 OF 1

DESIGN:	CHECKED:	DRAWN:
-	TWW	DRW

SHEET NO. EXHIBIT A



# Exhibit 'A'

BURDEN PARCEL

TAX PARCEL: 12-22-301-013

PER LIBER 42694 PAGE 42

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