

APPENDIX D

GRANT OF EASEMENT

IN CONSIDERATION OF LESS THAN ONE HUNDRED DOLLARS (\$100.00), _____ and _____ the Grantor(s), whose address is _____, conveys and releases to _____ *Drainage District*, whose address is Earl G. Woodworth Building, 1500 Scribner, NW, Grand Rapids, MI 49504 (the "District"), an irrevocable easement and right-of-way for drainage and/or drainage and floodway in which to construct, operate, maintain, repair, replace, and/or remove drains, sewers, storm drainage facilities, overland floodway, or any combination thereof, over, across, under and through the following parcel of land situated in the of _____, Kent County, Michigan, with a street address of _____, and legally described as follows:

LEGAL DESCRIPTION OF EASEMENT AND RIGHT-OF-WAY

The conditions of this easement are such that:

The District's rights and obligations are limited to the maintenance, repair, and replacement of the drainage facilities, in accordance with the provisions of the Drain Code. The cost of which may be assessed to the benefiting properties as shown on Exhibit MAP OF THE DRAINAGE DISTRICT.

No buildings, fences, shrubs, decorative landscaping or construction of any kind or nature shall be placed upon the easement and right-of-way without the prior written consent of the District.

The District, at its expense, shall have the right to remove or demolish any existing buildings, structures or fences on the parcel described above required by the reasonable exercise of the foregoing powers. By this conveyance the Grantor releases the District from any and all claims for damage arising from or incidental to the exercise of any of the foregoing powers, except that if the District shall disturb the parcel described above in the exercise of its foregoing powers, then the District shall restore the parcel with topsoil and seed. Fences, landscaping, structures or other obstructions installed, after the grant of the easement, within the easement by the property owner shall be replaced by the property owner at the expense of the property owner.

Should the District in the reasonable discharge of its obligations be required to enter upon the Parent Parcel it shall have the right to do so. If the District shall in the

