

# GRANT OF PERPETUAL PUBLIC ACCESS EASEMENT

(Vehicular Turn-Around and Public Vehicular Circulation)

City of Detroit, Wayne County, Michigan

THIS GRANT OF EASEMENT (“Easement”) is made this \_\_\_\_ day of \_\_\_\_\_, 2025, by and between:

BORG BROS. AUTO & TRUCK REPAIR, INC., a Michigan corporation  
3325 29th Street, Detroit, Michigan 48210 (“Grantor”)

and

CITY OF DETROIT, a Michigan municipal corporation, for the benefit of the public (“Grantee”).

## 1. Grant of Easement.

Grantor hereby grants and conveys to Grantee, for the permanent benefit of the public, a non-exclusive public access easement over, across, upon, and through the real property legally described in Exhibit A and depicted in Exhibit B (the “Easement Area”) for vehicular turn-around and public vehicular circulation, together with incidental pedestrian and bicycle access related thereto.

## 2. Running with the Land.

This Easement shall run with the land and shall be binding upon and inure to the benefit of Grantor, Grantee, and their respective successors and assigns.

## 3. Grantor Rights Reserved.

Grantor reserves the right to use its property in any manner not inconsistent with the rights granted herein, provided that no structure, fencing, obstruction, or parking shall be placed within the Easement Area that interferes with public vehicular access or public safety.

## 4. Maintenance and Repair.

Grantor shall, at its sole cost, maintain the Easement Area in good, clean, and safe condition, including without limitation snow and ice removal, pavement and surface repair or replacement, and reasonable lighting and safety measures.

## 5. Liability & Indemnification.

Grantor shall be solely responsible for injuries, losses, or damage arising from or relating to the Easement Area, except to the extent caused solely by the negligence or willful misconduct of the City. Grantor shall defend, indemnify, and hold harmless the City of Detroit and its officials, employees, and agents from and against all claims, liabilities, damages, and expenses (including reasonable attorneys’ fees) arising from or related to the Easement Area and its use pursuant to this Easement.

## 6. No Private Access Rights.

Nothing herein grants private access rights to any party beyond general public use, nor constitutes acceptance of the Easement Area as a public street under Act 51 or similar roadway statutes.

## 7. Term.

This Easement is perpetual and may only be released by the written consent of Grantee and the Detroit City Council, recorded with the Wayne County Register of Deeds.

## 8. Survey Reference.

The Easement Area is established pursuant to survey prepared by Monument Engineering Group Associates, Inc., dated April 11, 2025, last revised June 9, 2025 (Project 25-058).

## 9. Governing Law.

This Easement shall be governed by and construed under the laws of the State of Michigan.

**SIGNATURES**

Grantor:

BORG BROS. AUTO & TRUCK REPAIR, INC., a Michigan corporation

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

Anthony Borg, President

Date: \_\_\_\_\_

ACKNOWLEDGMENT — CORPORATE (Michigan)

State of Michigan )

County of \_\_\_\_\_ ) ss.

On this \_\_\_\_ day of \_\_\_\_\_, 2025, before me, a Notary Public in and for said State, personally appeared Anthony Borg, President of BORG BROS. AUTO & TRUCK REPAIR, INC., a Michigan corporation, who acknowledged that he executed the foregoing instrument on behalf of the corporation.

\_\_\_\_\_  
Notary Public, State of Michigan

My commission expires: \_\_\_\_\_

Acting in the County of \_\_\_\_\_

CITY OF DETROIT APPROVALS

Approved as to Form:

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Corporation Counsel

Accepted:

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Authorized Representative, City of Detroit

Routing Reference: DPW Maps & Records — Case No. MAP-24-107 (29th Street Vacation)

Exhibits attached hereto and incorporated herein by reference:

- Exhibit A — Easement Legal Description (per Monument Engineering survey)
- Exhibit B — Easement Sketch

# **EXHIBIT A — EASEMENT LEGAL DESCRIPTION**

Attached to and forming a part of the Grant of Easement

# EASEMENT EXHIBIT

## Easement Description

An easement lying over a part of Lot 15, "R.H. Hall's Subdivision" (recorded in Liber 2, Page 26, Wayne County Records (W.C.R.)) and vacated 29th Street, City of Detroit, Wayne County, Michigan. Said easement described as commencing at the Northwest corner of said Lot 15, thence running, S 61° 15' 39" W, 18.93 feet along the extension of the North line of said Lot 15 to the Point of Beginning;

Thence 39.81 feet, along the arc of a non-tangential curve to the left, said curve has a radius of 50.00 feet, a central angle of 45° 37' 17", and a chord which bears N 83° 42' 35" E at a distance of 38.77 feet;

Thence, N 60° 53' 56" E, 69.82 feet;

Thence, S 29° 06' 04" E, 20.00 feet;

Thence, S 60° 53' 56" W, 58.06 feet to the beginning of a curve,

Thence 78.54 feet, along the arc of a curve to the left, said curve has a radius of 50.00 feet, a central angle of 90° 00' 00", and a chord which bears S 15° 53' 56" W at a distance of 70.71 feet;

Thence, S 29° 06' 04" E, 12.59 feet;

Thence, S 61° 15' 39" W, 20.00 feet;

thence N 29° 06' 04" W a distance of 97.64 feet to the extension of the North line of said Lot 15.

Thence along said extension, N 61° 15' 39" E, 22.50 feet to the Point of Beginning.



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 monumentengineering.com

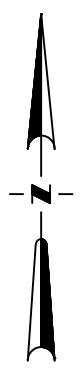
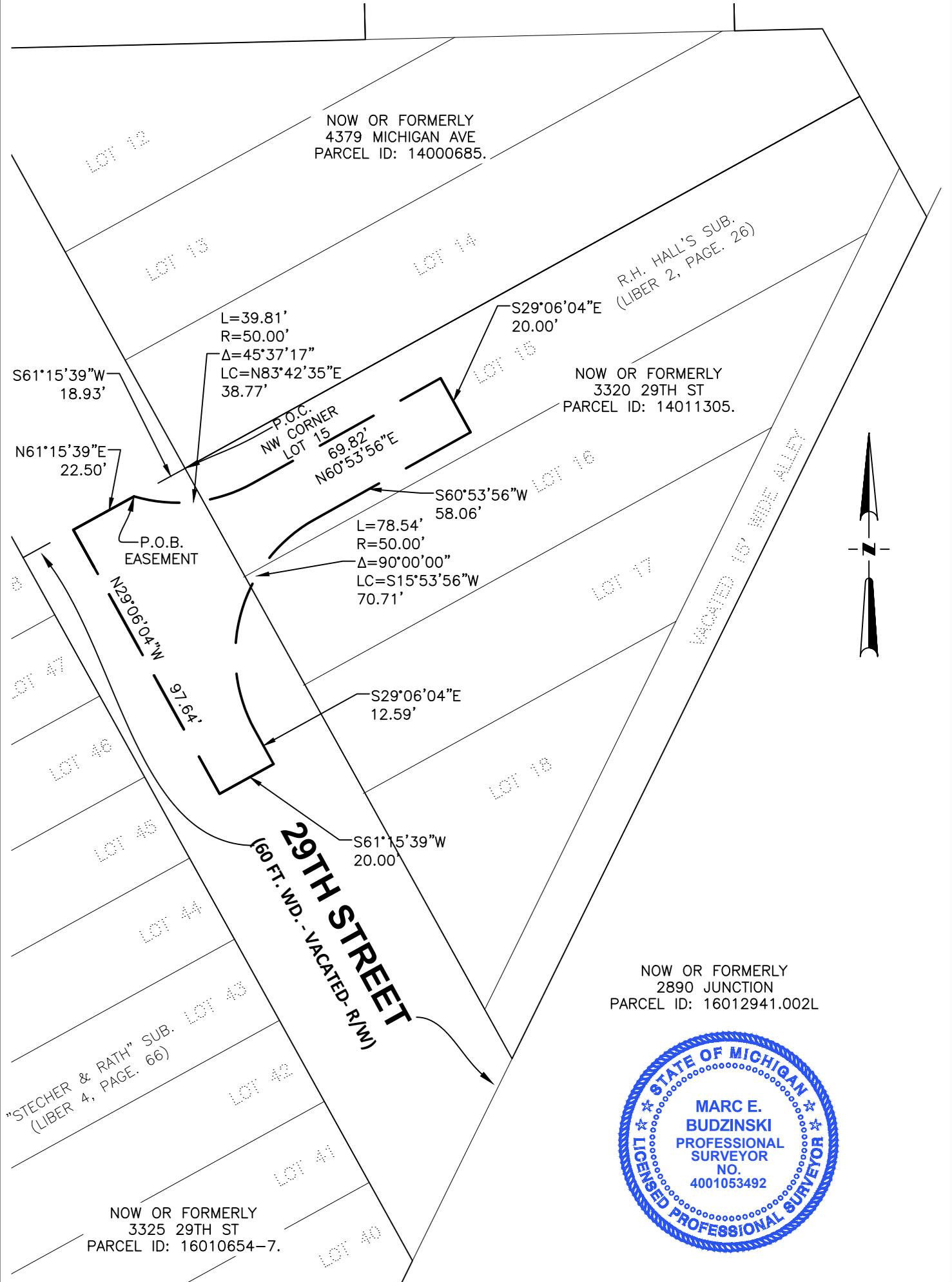
SERVICE DISABLED VETERAN OWNED  
 SMALL BUSINESS (SDVOSB)

LAST REVISION: 6/09/25		CLIENT:
DATE: 4/11/2025		<b>PARKSTONE DEV.</b>
		LOT 15, R.H. HALLS SUBDIVISION
SCALE: 1" = 40'	SHEET: 2 of 2	DR. BY: MEB                      CHK BY: MB
FILE : 25-058_Esmt		JOB No. 25-058

**EXHIBIT B — EASEMENT SKETCH**

Attached to and forming a part of the Grant of Easement

# EASEMENT EXHIBIT



*Marc E. Budzinski*



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