



City of Flint, Michigan

Third Floor, City Hall
1101 S. Saginaw Street
Flint, Michigan 48502
www.cityofflint.com

Meeting Agenda – FINAL
Wednesday, January 7, 2026
5:00 PM

City Council Chambers

GOVERNMENTAL OPERATIONS COMMITTEE

Candice Mushatt, Chairperson, Ward 7

Leon El-Alamin, Ward 1

Ladel Lewis, Ward 2

LaShawn Johnson, Ward 3

Judy Priestley, Ward 4

Jerri Winfrey-Carter, Ward 5

Tonya Burns, Ward 6

Dennis Pfeiffer, Ward 8

Jonathan Jarrett, Ward 9

Davina Donahue, City Clerk

ROLL CALL

READING OF DISORDERLY PERSONS CITY CODE SUBSECTION

Any person that persists in disrupting this meeting will be in violation of Flint City Code Section 31-10, Disorderly Conduct, Assault and Battery, and Disorderly Persons, and will be subject to arrest for a misdemeanor. Any person who prevents the peaceful and orderly conduct of any meeting will be given one warning. If they persist in disrupting the meeting, that individual will be subject to arrest. Violators will be removed from the meetings.

REQUEST FOR AGENDA CHANGES/ADDITIONS

PUBLIC COMMENT

Members of the public who wish to address the City Council or its committees must register before the meeting begins. A box will be placed at the entrance to the Council Chambers for collection of registrations. No additional speakers or slips will be accepted after the meeting begins.

Members of the public shall have no more than three (3) minutes per speaker during public comment, with only one speaking opportunity per speaker.

COUNCIL RESPONSE

Councilmembers may respond once to all public speakers only after all public speakers have spoken. An individual Councilmember's response shall be limited to two (2) minutes.

CONSENT AGENDA

Per the amended Rules Governing Meetings of the Flint City Council (as adopted by the City Council on Monday, April 22, 2024), the Chair may request the adoption of a "Consent Agenda". After a motion to adopt a Consent Agenda is made and seconded, the Chair shall ask for separations. Any agenda item on a Consent Agenda shall be separated at the request of any Councilmember. After any separations, there is no debate on approving the Consent Agenda – it shall be voted on or adopted without objection.

APPOINTMENTS

260003 Re-Appointment/Hurley Board of Hospital Managers/Philip W. Shaltz

Resolution resolving that the Flint City Council approves the re-appointment of Philip W. Shaltz (Fenton MI, 48430) to serve a five-year term on the Hurley Board of Hospital Managers, with such term commencing immediately and expiring on April 30, 2028.

RESOLUTIONS

260004 Setting Public Hearing/Vacation of Baker Street between North Street and Industrial Street

Resolution resolving that the Flint City Council approves publishing notice of a public hearing to consider the vacation of Baker Street between Industrial Street and North Street to be held on the ____ day of _____ at ____ p.m., in the Flint City Council Chambers, 3rd Floor,

City Hall, 1101 S. Saginaw St., Flint, Michigan. Further resolving that the City Clerk shall cause notice of such hearing to be published in an official paper of general circulation not less than fourteen (14) days prior to said hearing.

260005 Polling Place Location Change/Word of Life Christian Church

Resolution resolving that the Flint City Council approves the change in location for election Precinct 23 and Precinct 24 from Neithercut Elementary School, 2010 Crestbrook Lane, to the Word of Life Christian Church, 460 W. Atherton Road, Flint, with the polling location taking immediate effect upon adoption of this resolution.

SPECIAL ORDERS/DISCUSSION ITEMS

260009 Discussion Item/Public Hearing/Removal of Appointment/Ethics and Accountability Board (EAB)

A Discussion Item as requested by Council President Lewis concerning the possibility of holding a public hearing for the removal of Brian Larkin from the Ethics and Accountability Board (EAB).

260010 Discussion Item/Asbestos and Mold Testing/Flint Police Department

A Discussion Item as requested by Council President Lewis for a discussion regarding asbestos and mold testing within the Flint Police Department.

260012 Discussion Item/Update/Public Access

A Discussion Item as requested by Council President Lewis to allow for a public access update.

ADJOURNMENT



260003

RESOLUTION NO.: _____

PRESENTED: 1-7-2026

ADOPTED: _____

**RESOLUTION APPROVING THE APPOINTMENT OF PHILIP W. SHALTZ
TO THE HURLEY BOARD OF HOSPITAL MANAGERS.**

Section 6-201(A) of the Flint City Charter provides that members of the Board of Hospital Managers shall "consist of fifteen (15) members appointed by the mayor with the approval of the City Council."

Pursuant to that authority, Mayor Sheldon A. Neeley re-appoints Phillip W. Shaltz, of Fenton, MI 48430, to the Board of Hospital Managers, whose term expired April 30, 2023

BE IT RESOLVED that the Flint City Council approves the appointment of Philip W. Shaltz (Fenton MI, 48430) to serve a five-year term on the Hurley Board of Hospital Managers, with such term commencing immediately and expiring on April 30, 2028.

FOR THE CITY OF FLINT:

APPROVED BY CITY COUNCIL:

Clyde D. Edwards / A0371

Clyde D. Edwards / A0371 (Jan 13, 2025 10:08 EST)

Clyde Edwards, City Administrator

APPROVED AS TO FORM:

Joanne Gurley

Joanne Gurley (Jan 13, 2025 09:07 EST)

Joanne Gurley, City Attorney

Philip W. Shaltz

Fenton, Michigan 48430

phils@shaltzfp.com

EDUCATION

Flint Junior College Associates Degree	1966-1968
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Michigan State University Bachelor of Science	1968-1970
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WORK EXPERIENCE

A&P Stock person	1963-1965 Flint, MI.
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General Motors Assembly line worker	1966-1966 Flint, MI
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Carnation Company Sales Associate	1970-1975
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Shaltz Fluid Power President	1975-Present
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Military Army Reserves-Drill Sargeant	1970-1976
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ACTIVITIES

Hurley Medical Center Board of Managers Vice Chair-Interim Chair	2005- Present
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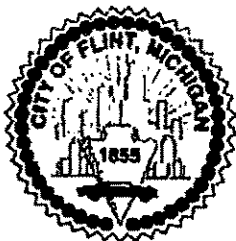
Hurley Foundation Board member	2004-Present
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Crim Fitness Foundation Board Member – now Emeritus	1984-Present
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United Way Board Member	2018-Present
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Huntington Bank Community Board member	2000-Present
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Flint Diaper Bank Founder	2010-Present
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RESOLUTION NO.: 260004
PRESENTED: 1-7-2026
ADOPTED: _____

**RESOLUTION SEEKING APPROVAL FOR SETTING A PUBLIC HEARING FOR THE
VACATION OF BAKER STREET BETWEEN NORTH STREET AND INDUSTRIAL STREET**

BY THE CITY ADMINISTRATOR:

WHEREAS, Ashley Capital has applied for city approval to vacate Baker Street between Industrial Street and North Street for the Flint Commerce Center's Development Project; and

WHEREAS, pursuant to Section 42-25 of the Flint Code of Ordinances, the Planning Commission held a public hearing and voted to recommend approval of the proposed vacation and discontinuance of Baker Street between Industrial Street and North Street; and

WHEREAS, in accordance with Section 42-25.2 of the Flint Code of Ordinances, the City Council shall specify a time to hear public comment on this action; and

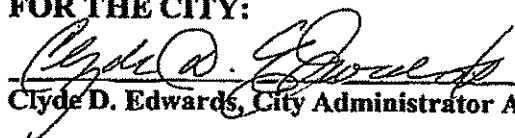
WHEREAS, notice of the public hearing's time and place of the proposed street vacation, shall be published in a newspaper of general circulation pursuant to Section 42-25.3 of the Flint Code of Ordinances; and

WHEREAS, the public hearing notice shall state that public comment will be heard on the _____ day of _____ at _____ p.m., in the Flint City Council Chambers, 3rd Floor, City Hall, 1101 S. Saginaw St., Flint, Michigan.

THEREFORE, IT IS RESOLVED that the Flint City Council approves publishing notice of a public hearing to consider the vacation of Baker Street between Industrial Street and North Street to be held on the _____ day of _____ at _____ p.m., in the Flint City Council Chambers, 3rd Floor, City Hall, 1101 S. Saginaw St., Flint, Michigan.

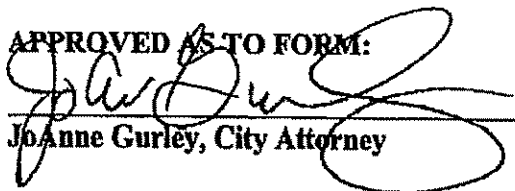
IT IS FURTHER RESOLVED that the City Clerk shall cause notice of such hearing to be published in an official paper of general circulation not less than fourteen (14) days prior to said hearing.

FOR THE CITY:


Clyde D. Edwards, City Administrator A0587

FOR THE CITY COUNCIL:

APPROVED AS TO FORM:


JoAnne Gurley, City Attorney

Memo

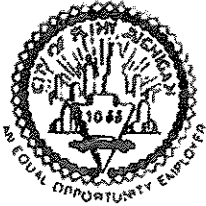
To: Clyde Edwards, City Administrator

From: Tyler Bailey, Deputy Director, Business Services

Subject: Vacation of Baker Street

Ashley Capital petitioned to the Flint Planning Commission (PC 24-26) to vacate to the public right-of-way known as Baker Street. This was heard and evaluated before the Planning Commission, and the Commission found that the petition satisfied the review criteria to make the final recommendation to City Council to approve PC 24-26 by resolution. The legal description provided is "ALL THAT PART OF BAKER STREET EAST OF NORTH ST."

This would allow Ashley Capital to continue its work for Building Two, as this one block street is directly on the future site of Building Two. Both directions of Baker Street dead end into the Flint Commerce Center site to the north, and to the north abuts the Flint Commerce Center site. This is an under-utilized vacant street that is more of a liability than an asset.



CITY OF FLINT
DEPARTMENT OF BUSINESS & COMMUNITY SERVICES
Planning & Zoning Division

Sheldon Neeley,
Mayor

Final Report

October 2, 2025

To:

City of Flint Planning Commission

From:

Brian Aceff – Zoning Coordinator

RE: PC 24-26 Final Report

PC 24-26, a petition to vacate the City of Flint public right-of-way known as Baker St was heard and evaluated before the Planning Commission (Commission) at its November 12, 2024, meeting. At the aforementioned Planning Commission meeting, the Commission found that the petition satisfied the applicable review criteria to make a final recommendation to City Council to approve PC 24-26 by resolution and therefore, the Commission shall certify its findings and the Commission Chair affix their signature to this final report as required per §42-25(b)¹ of Flint City Code.

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¹§42-25(b) of Flint City Code states that "after completion of the hearing before the Planning Commission, the Planning Commission shall prep its final report and recommendation and submit it to the City Council within 15 days following the meeting of the Planning Commission at which the report is made final. The receipt of the final report shall be noticed in the minutes of the City Council.




CITY OF FLINT
DEPARTMENT OF BUSINESS & COMMUNITY SERVICES
Planning & Zoning Division

Sheldon Neeley,
Mayor

Plan Commission Action PC 24-26 | City of Flint Right-of-Way Vacation

The City of Flint Planning Commission (Commission) at its meeting on November 12, 2024, moved to positively recommend to City of Flint, City Council (City Council) to approve by resolution the petition PC 24-26, a petition to vacate the City of Flint right-of-way known as Baker St, located between North St and the previously vacated Industrial Ave. Based on the above findings the Commission hereby certifies its findings as the final report to City Council on this 14 day of October of 2025, satisfying §42-25(b) of City of Flint City Code.

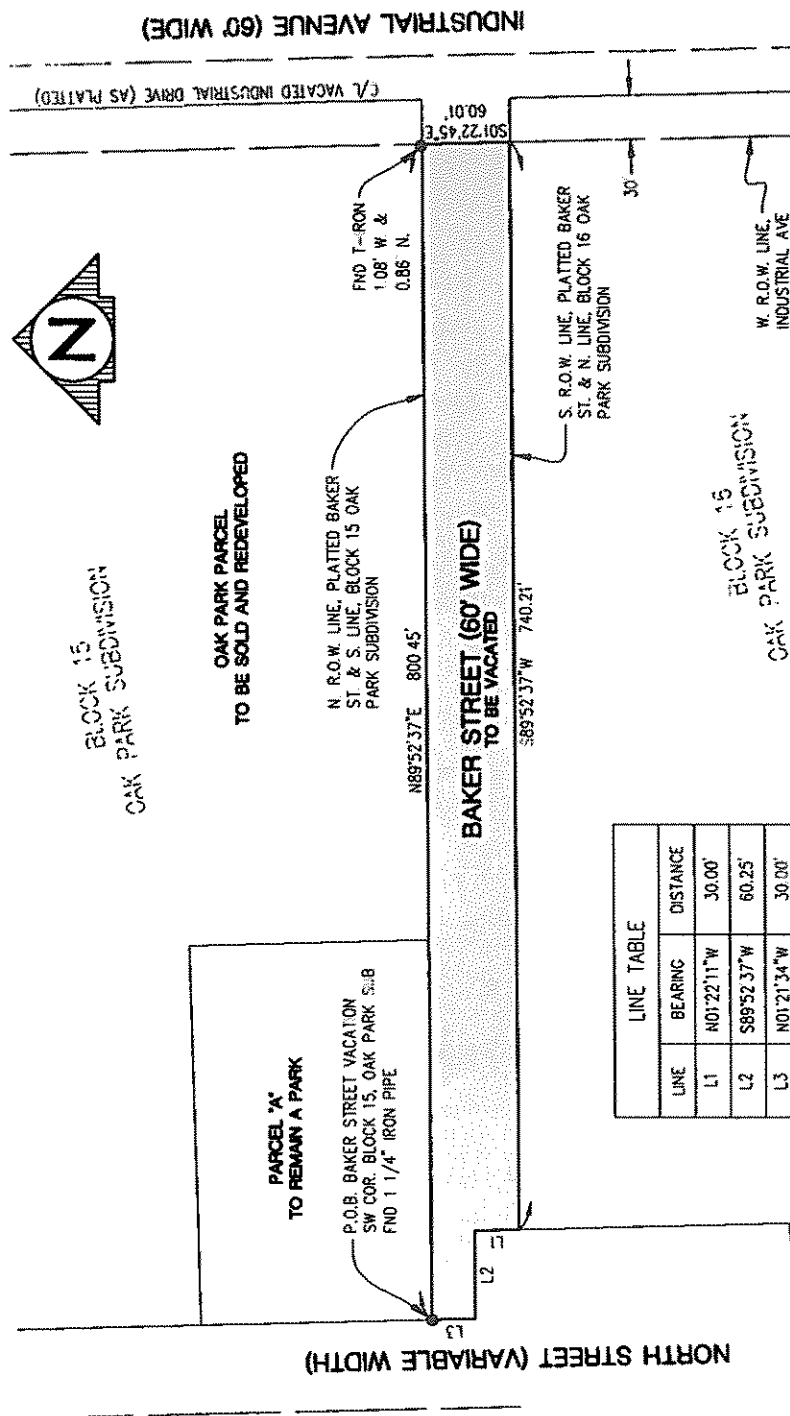


Robert Wesley
Plan Commission President



Brian Achett
Zoning Coordinator

BAKER STREET EXHIBIT



PROPOSED BAKER STREET VACATION
PART OF BLOCK 15 AND 16 OF OAK PARK SUBDIVISION
IN THE CITY OF FLINT, GENESEE COUNTY, MICHIGAN,
MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID BLOCK 15 OF OAK PARK SUBDIVISION; THENCE N89°52'37"E ALONG THE SOUTH LINE OF SAID BLOCK 15, ALSO BEING THE NORTH LINE OF BAKER STREET RIGHT OF WAY AS PLATTED, 800.45 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK 15; THENCE S01°22'45"E, 60.01 FEET TO THE NORTHEAST CORNER OF SAID BLOCK 16; THENCE S89°52'37"W ALONG THE SOUTH RIGHT OF WAY LINE OF SAID BAKER STREET, ALSO BEING THE NORTH LINE OF SAID BLOCK 16, 740.21 FEET TO THE NORTHWEST CORNER OF SAID BLOCK 16; THENCE N01°22'11"W, 30.00 FEET; THENCE S89°52'37"W, 60.25 FEET; THENCE N01°21'34"W, 30.00 FEET TO THE POINT OF BEGINNING, CONTAINING 0.04 ACRE, MORE OR LESS AND SUBJECT TO ALL EASEMENTS, RESTRICTIONS AND RIGHTS OF WAY OF RECORD.

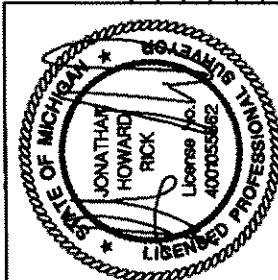
LEGEND:

● = FOUND IRON AS NOTED

P.O.B. = POINT OF BEGINNING

R.O.W. = RIGHT OF WAY

□ = PROPOSED BAKER STREET VACATION



FIELD: WLS
DRAWN: ZPC
CHECKED: JHR
DATE: OCTOBER 16, 2024
SCALE: 1" = 100'
REVISED:

ASHLEY CAPITAL

PART OF OAK PARK SUBDIVISION
GENESEE COUNTY, MICHIGAN
CITY OF FLINT,



ROWE PROFESSIONAL
SERVICES COMPANY

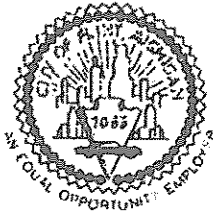
The Rowe Building
540 S. Saginaw St., Suite 200
Flint, MI 48502

O: (810) 341-7500
www.rowepsc.com

0 50 100 FEET
1 INCHES

SHEET: 1 OF 1

JOB NO.: 2400194



CITY OF FLINT
DEPARTMENT OF BUSINESS & COMMUNITY SERVICES
Planning & Zoning Division

Sheldon Neeley,
Mayor

Staff Report

Board / Commission:	City of Flint Planning Commission
Meeting Date:	Tuesday, November 12, 2024
Location:	1101 S Saginaw St, Flint, MI 48502
File Number:	PC 24-26
Petition Type:	Street Vacation
Applicant:	Flint Commerce Center 2, LCC / Ashley Capital
Location:	Intersection of North St & Baker St
Parcel ID (PID)	N/A
Ward:	2
Current Zoning:	Public Right-of-Way
Future Zoning:	PC, Production Center

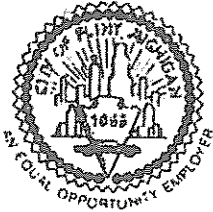
Request:

The applicant Flint Commerce Center 2, LLC / Ashley Capital is petitioning the City of Flint Planning Commission (Commission) to make a positive recommendation to the City of Flint, City Council to approve by resolution the vacation of the public right-of-way known as Baker St, located between North St and the vacated Industrial Ave (see **Exhibit A**).

PC 24-26 is required so that the subsidiary entities of the applicant (Flint Commerce Center 1, LLC & Flint Commerce Center 2, LLC) can assume proper site control regarding the development of Flint Commerce Center – Building #2, the dedication of the one (1) acre pocket park commemorating Historic Oak Park and the Historic Oak Park Neighborhood as part of the Flint Commerce Center – Building #2 development, and reconfiguration of the existing northern parcel lines of Flint Commerce Center – Building #1; the properties that will be directly affected by the subject street vacation petition are 2525 Industrial Ave (Oak Park) and 2201 Industrial Ave.

Property Background:

The subject segment of Baker St being vacated was platted as part of the Oak Park Subdivision of part of Section 1 and 2 of Smith's Reservations (1900) and was a local street that traversed between N. Saginaw St and Industrial Ave, though at some point in time the segment of Baker St between N. Saginaw St and North St was vacated, in addition to several other local streets between N. Saginaw St and North St (Rankin St, Dayton St, Warren St, and Newall St) for the development of the site where Flint Genesee Job Corps is located.



CITY OF FLINT
DEPARTMENT OF BUSINESS & COMMUNITY SERVICES
Planning & Zoning Division

Sheldon Neeley,
Mayor

The subject segment of Baker St and the other aforementioned streets that were vacated was a sub-area predominately comprised of residential dwellings, neighborhood businesses, and some commercial mixed-use buildings along N. Saginaw St which were heavily reliant on the economic impact of the adjacent "Buick City", as the manufacturing complex provided jobs to workers who lived, shopped, socialized and worshiped in the subject sub-area. Though as the footprint of General Motors declined over time within the City of Flint, the subject sub-area's form and function as a neighborhood center was greatly diminished and eventually redeveloped into smaller industrial uses, the Flint Genesee Job CORPS campus, the Hamilton Community Health Campus, and the Flint Commerce Center.

Project Background:

The subject vacation petition PC 24-26 regards the redevelopment of the former "Buick City", now the Flint Commerce Center, though specifically the development of Flint Commerce Center – Building #2. The vacation of the subject segment of Baker St will provide space allocated for semi-trailer staging lot, installation of a landscaped berm to screen the aforementioned semi-trailer staging lot and vehicular access to the proposed one (1) acre pocket park, to be dedicated/deeded to the City of Flint, commemorating Historic Oak Park and the Historic Oak Park Neighborhood.

Utility Infrastructure

Public Infrastructure

Traversing the property along the path of the vacated Thetford Rd and within other areas of the yard of the subject development are City of Flint owned utility assets that are as follows (also see **Exhibit H**):

- 1 - 12" Water Main
- 1 - 36" Storm Sewer Main
- 1 – 12" Sanitary Sewer Main

Private Infrastructure

Based on the provided site plan (**Exhibit G**) there are no private utilities that exist within the proposed area to be vacated.

Easement

As a requirement of the subject vacation petition PC 24-26, a public utility easement shall granted to the City of Flint (City) in-order for the City to operate, maintain, repair and replace the public utility infrastructure that exists within (subsurface) the area of Baker St being vacated (reference the above the Utility Infrastructure - Public Infrastructure section of this report); further per **Part II, Article I, §42-25.5** *"The vacation or discontinuance of the street, alley or other public place shall take effect upon the recording with the Register of Deeds and shall be subject to the easements or reservations as therein stated."* of Flint City Code (see **Exhibits B, D, E, & G**).



CITY OF FLINT
DEPARTMENT OF BUSINESS & COMMUNITY SERVICES
Planning & Zoning Division

Sheldon Neeley,
Mayor

Department Reviews:

Department	Status	Comments
Water Department	Approved with Conditions	See Exhibit L(a)
Sewer Department	Pending	Pending
Traffic Engineering	Approved	None

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CITY OF FLINT
DEPARTMENT OF BUSINESS & COMMUNITY SERVICES
Planning & Zoning Division

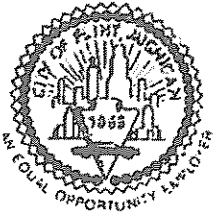
Sheldon Neeley,
 Mayor

Land Use/ Compatibility: The property is currently City of Flint owned public right-of-way and is surrounded by the following zoning districts:

Direction	Existing Zoning	Comprehensive Plan Land Use
North	OS, Open Space (Future PC, Production Center ref RZ 24-01)	OS, Open Space (Future PC, Production Center ref RZ 24-01)
South	CE, Commerce & Employment	CE, Commerce & Employment
East	PC, Production Center	PC, Production Center
West	CE, Commerce & Employment	CE, Commerce & Employment



The red box in the figure above is a generalized delineation of the area of interest regarding the subject vacation petition.



CITY OF FLINT
DEPARTMENT OF BUSINESS & COMMUNITY SERVICES
Planning & Zoning Division

Sheldon Neeley,
Mayor

Exhibits Attached to this Report:

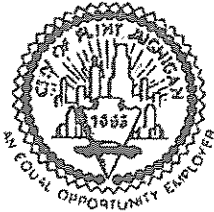
Exhibit A – PC 24-26 Vacation Application
Exhibit B – Area to be Vacated
Exhibit C – Allocation of Vacated Right-of-Way Survey
Exhibit D – Baker St Vacation Survey
Exhibit E – Baker St Utilities
Exhibit F – Flint Commerce Center – Building #2 Boundary Survey
Exhibit G – Flint Commerce Center – Building #2 Site Plan
Exhibit H – Historical Parcel Make-Up
Exhibit I – Oak Park Subdivision of part of Sections 1 and 2 of Smith's Reservation
Exhibit J – Section 1 Smith Reservation
Exhibit K – Plat of Sections 2, 3, 4, 5, 6, & 8 Being part of the Reservation
Exhibit L – Department Review Forms

Staff Recommendation

The Planning Commission's duty on a street vacation is to make a recommendation to City Council for approval or denial of the petition by resolution based on the merits of the application, planning principles, input from various City departments, utility companies, and transportation agencies.

Staff finds that the petition to vacate, the City of Flint Right-of-Way between North St and the vacated Industrial Ave, PC 24-26, has satisfied the applicable review criteria to make a positive recommendation to City Council for approval by resolution.

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CITY OF FLINT
DEPARTMENT OF BUSINESS & COMMUNITY SERVICES
Planning & Zoning Division

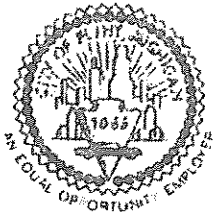
Sheldon Neeley,
Mayor

Plan Commission Action PC 24-26 | City of Flint Right-of-Way Vacation

The City of Flint Planning Commission is hereby making a _____
to the City of Flint, City Council, to _____, petition PC 24-26, to vacate, the City
of Flint Public Right-of-Way between North St and the vacated Industrial Ave, known as Baker St, for the
development of the Flint Commerce Center – Building #2 on this
_____ day of _____ of 2024.

Robert Wesley
Plan Commission President

Brian Acheff
Zoning Coordinator



CITY OF FLINT
DEPARTMENT OF BUSINESS & COMMUNITY SERVICES
Planning & Zoning Division

Sheldon Neeley,
Mayor

Positive Recommendation:

I motion to make a positive recommendation to City Council for approval by resolution regarding the subject vacation petition PC 24-26, to vacate, the City of Flint Right-of-Way known as Baker St, between North St and the vacated Industrial St as the subject vacation petition, PC 24-15, **has satisfied** the applicable review criteria.

Positive Recommendation with Condition:

I motion to make a positive recommendation with condition to City Council for approval by resolution regarding the subject vacation petition PC 24-26, to vacate, the City of Flint Right-of-Way known as Baker St between North St and the vacated Industrial Ave, as the subject vacation petition, PC 24-15, **has satisfied** the applicable review criteria; the recommended condition of approval is as follows:

- Approval and adoption of the subject vacation petition, PC 24-26 is contingent upon approval of RZ 24-01, a petition to rezone the property located 2525 Industrial Ave (Oak Park) from OS, Open Space to PC, Production Center.

Postponement:

I motion to postpone the hearing of the subject street vacation petition, PC 24-26, the proposed vacation of the City of Flint Right-of-Way known as Baker St, between North St and the vacated Industrial Ave till the next regularly scheduled meeting as the subject vacation petition, PC 24-26, **has not satisfied** the applicable review criteria and further information is needed as follows:

1. ...
2. ...
3. ...
4. ...

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Fee: \$1002
Date Rec'd: 10/21/2024
Application #: PC 24-26
Meeting Date: 11/12/2024

City of Flint
Department of Business and Community Services
1101 S Saginaw Street Room S105, Flint, MI 48502
Phone: (810)766-7426
<https://www.cityofflint.com/departments/bcs/>

Application for Street, Alley, or Other Public Ground Vacation

<input checked="" type="checkbox"/> Street Vacation	<input type="checkbox"/> Alley Vacation	<input type="checkbox"/> Other Public Ground Vacation
Property Information	Street/Alley/Other Public Ground to be Vacated:	
	Baker Street	
	Nearest Cross Streets:	
	Located between:	Leith Street & Hamilton Road (street) (street)
	Legal Description:	
	PROPOSED BAKER STREET VACATION PART OF BLOCK 15 AND 16 OF OAK PARK SUBDIVISION IN THE CITY OF FLINT, GENESEE COUNTY, MICHIGAN, MORE PARTICULARLY DESCRIBED AS: BEGINNING AT THE SOUTHWEST CORNER OF SAID BLOCK 15 OF OAK PARK SUBDIVISION; THENCE N88°52'37"E ALONG THE SOUTH LINE OF SAID BLOCK 15, ALSO BEING THE NORTH LINE OF BAKER STREET RIGHT OF WAY AS PLATTED, 800.45 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK 15; THENCE S01°22'45"E, 80.61 FEET TO THE NORTHEAST CORNER OF SAID BLOCK 15; THENCE S88°52'37"W ALONG THE SOUTH RIGHT OF WAY LINE OF SAID BAKER STREET, ALSO BEING THE NORTH LINE OF SAID BLOCK 16, 740.21 FEET TO THE NORTHWEST CORNER OF SAID BLOCK 16; THENCE N01°22'11"W, 30.80 FEET; THENCE S88°52'37"W, 80.25 FEET; THENCE N01°21'34"W, 30.00 FEET TO THE POINT OF BEGINNING. CONTAINING 0.04 ACRE, MORE OR LESS AND SUBJECT TO ALL EASEMENTS, RESTRICTIONS AND RIGHTS OF WAY OF RECORD	
	Acreage:	
	N/A	
Address(es) & Parcel I.D. Number(s) (if applicable):		
See attached description		
Reason for Vacation	Zoning District (if applicable): PC Production Center	
	Change in property use	

Applicant Information

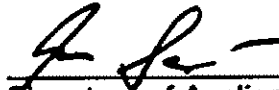
Applicant	Name:	Joe Schiffman		
	Firm:	Ashley Capital		
	Address:	2575 S. Haggerty Road		
	City:	Canton		
	State:	MI	Zip Code:	48188
	Phone:	734-725-1141	Email:	Jschiffman@ashleycapital.com
	Applicant Signature:			

Applicant Notarization

The above information and attached exhibits, to my knowledge and belief, are true and correct.

Joe Schiffman

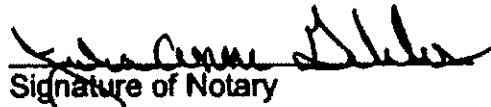
Printed Name of Applicant



Signature of Applicant

Julia Gibbs

Notary Public's Name (printed)



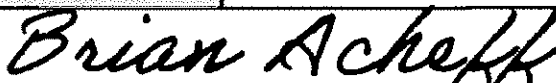
Signature of Notary

12-20-27
My Commission Expires

Michigan, Wayne
State; County

Subscribed and sworn to before me this 21st day of October,
(Day) (Month)
2024
(Year)

JULIA ANNE GIBBS
 NOTARY PUBLIC, STATE OF MICHIGAN
 COUNTY OF WAYNE
 My Commission Expires December 20, 2027
 Acting in the County of Wayne

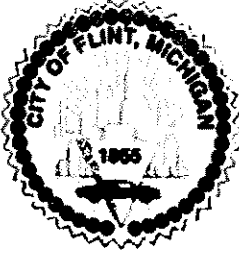
Owner Information				
Property Owner <input type="checkbox"/> Same as applicant	Name:	City of Flint		
	Firm:	N/A		
	Address:	1101 S. Saginaw St		
	City:	Flint		
	State:	MI	Zip Code:	48502
	Phone:	(810) 766-7426	Email:	bacheff@cityofflint.com
	Designee of Agency Authorizing Vacation:	Brian Acheff		
	Designee Signature:			

Please note:

The non-refundable fee made payable to the City of Flint must accompany your application.

For fees, please reference the City of Flint Master Fee Schedule.

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City of Flint
Department of Business and Community Services
1101 S Saginaw Street Room S105, Flint, MI 48502
Phone: (810)766-7426
<https://www.cityofflint.com/departments/bcs/>

Affidavit & Consent of Owner

Project PC 24-26 Baker St Vacation (Flint Commerce Center Building #2)

Docket November 12, 2024 Planning Commission
(If Applicable)

Complete and submit if applicant is different from the property owner.

I (we) the City of Flint

NAME(S)

After being first duly sworn, depose and say:

1. That I/we are the owner(s) of the real estate located at Baker St (see attached exhibit with legal description)
(Please include the Address(es) and Parcel Identification Number(s) (PID))
(For requests that appertain to multiple parcels of real property attach (a) notarized exhibit(s) to this affidavit)
2. That I/we have read and examined the Application, and are familiar with its contents.
3. That I/we have no objection to, and consent to such request as set forth in the application.
4. Such request being made by the applicant (☐ is) (☒ is not) a condition to the sale or lease of the above reference property.

Brian Achuff - zoning coordinator
(AFFIANT)

STATE OF MICHIGAN)

) SS:

COUNTY OF Genesee)

Subscribed and sworn to before me this 21 day of October, 2024
(Day) (Month) (Year)

Victoria Cooper Wasserman Seal:

[Signature] Notary Public
(Signature)

My Commission expires: 2-14-2026

County of Residence: Genesee

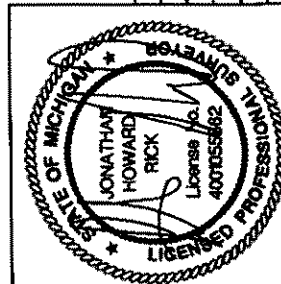
BAKER STREET EXHIBIT

PROPOSED BAKER STREET VACATION
PART OF BLOCK 15 AND 16 OF OAK PARK SUBDIVISION
IN THE CITY OF FLINT, GENESEE COUNTY, MICHIGAN,
MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID BLOCK
15 OF OAK PARK SUBDIVISION; THENCE N89°52'37"E
ALONG THE SOUTH LINE OF SAID BLOCK 15, ALSO BEING
THE NORTH LINE OF BAKER STREET RIGHT OF WAY AS
PLATTED, 800.45 FEET TO THE SOUTHEAST CORNER OF
SAID BLOCK 15; THENCE S01°22'45"E, 60.01 FEET TO THE
NORTHEAST CORNER OF SAID BLOCK 16; THENCE
S89°52'37"W ALONG THE SOUTH RIGHT OF WAY LINE OF
SAID BAKER STREET, ALSO BEING THE NORTH LINE OF
SAID BLOCK 16, 740.21 FEET TO THE NORTHWEST
CORNER OF SAID BLOCK 16; THENCE N01°22'11"W, 30.00
FEET; THENCE S89°52'37"W, 60.25 FEET; THENCE
N01°21'34"W, 30.00 FEET TO THE POINT OF BEGINNING
CONTAINING 0.04 ACRE, MORE OR LESS AND SUBJECT TO
ALL EASEMENTS, RESTRICTIONS AND RIGHTS OF WAY OF
RECORD.

LEGEND:

- = FOUND IRON AS NOTED
- P.O.B. = POINT OF BEGINNING
- R.O.W. = RIGHT OF WAY
- = PROPOSED BAKER STREET VACATION



FIELD: WLS
DRAWN: ZPC
CHECKED: JHR
DATE: OCTOBER 16, 2024
SCALE: 1" = 100'
REVISED:

ASHLEY CAPITAL

PART OF OAK PARK SUBDIVISION
GENESEE COUNTY COUNTY, MICHIGAN
CITY OF FLINT,

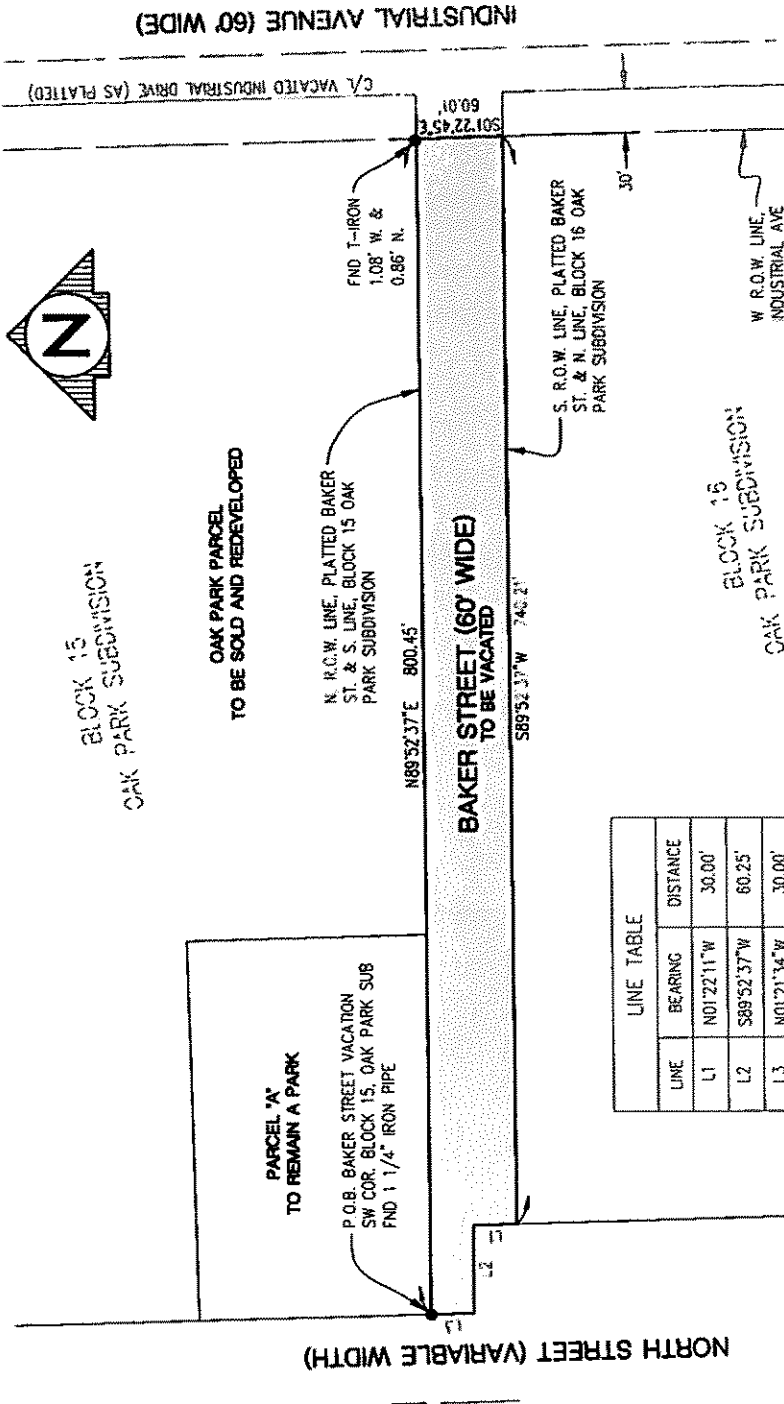


ROWE PROFESSIONAL
SERVICES COMPANY

The Rowe Building
540 S. Saginaw St., Suite 200
Flint, MI 48502
O: (810) 341-7500
www.rowepsc.com

SHEET: 1 OF 1
JOB NO.: 2400194

0 50 100 FEET
1 INCHES



VACATION OF STREET, ALLEY, OR PUBLIC GROUNDS **APPLICATION PROCEDURES**

- 1) Prior to application, please contact the City of Flint Zoning Division staff to discuss the vacation request to ensure that the applicant is aware of the effects the vacation may have and any responsibilities that may apply to the applicant should the vacation be approved.
- 2) Submit application to City of Flint Zoning Division; include with the application:
 - a) The associated non-refundable \$1002 fee made payable to the "City of Flint";
 - b) A survey with legal description of the requested vacation;
 - c) A copy of the original plat map identifying the subject area and adjoining properties
 - d) Any letters from all the applicable utility companies indicating no objection to the vacation;
 - e) If applicable, the attached petition form with names, addresses and signatures of abutting property owners of the requested vacation for verification of concurrence with the requested vacation.
 - f) Any other information you feel necessary for the Planning Commission to review your request.
- 3) Notice of Public Hearing:
 - a) Legal Notice: No less than 15 days before the public hearing, Zoning staff will prepare a public notice to be published in the Flint Journal, giving notice of the public hearing, and outlining the applicant's request.
 - b) Public Notice: No less than 15 days before the public meeting, Zoning Staff will send a mailed notice, via USPS, to property owners within 300 feet of the subject site to inform them of the request and when and where the public hearing will take place.

VACATION OF STREET, ALLEY, OR PUBLIC GROUNDS **APPLICATION PROCEDURES**

4) Application Review

- a) Zoning staff reviews the application, any additional materials submitted, and conducts a site visit. A staff report is generated and submitted to the Planning Commission summarizing the merits of the application, planning principals, input from various City departments, utility companies, transportation agencies, and any other relevant background information.**
- b) Prior to the public hearing, the Planning Commission reviews all application materials, the staff review, and conducts a site visit of the subject site.**

5) Planning Commission

- a) During the public hearing portion of the Planning Commission meeting, the applicant has the opportunity to address the Commission regarding the vacation request. In addition, anyone with interest in the case is also given an opportunity to address the Commission, either for or against the requested vacation. The Planning Commission considers all public input prior to rendering a recommendation.**
- b) After public comment is given, the Commission will deliberate on the merits of the case and vote on a recommendation to forward to the Flint City Council. The application is then forwarded to City Council with the Planning Commission's recommendation.**

6) City Council

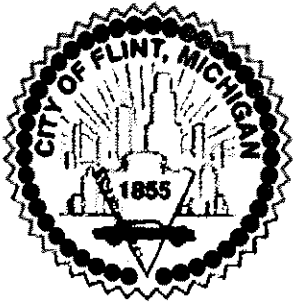
- a) The Flint City Council will schedule a public hearing, publish a notice of said public hearing and hold the public hearing at one of their regularly scheduled meetings. The Flint City Council renders the final decision to approve or deny the application for the requested vacation.**
- b) A vacation and discontinuance of street, alley, or public ground requires approval of City Council and adoption by Resolution. Should the vacation be approved, the city property shall cease to be part of the city public system and the land will become the property of the adjoining landowner and placed on the assessment rolls for the purpose of taxation. The city may reserve an easement for public utility purposes. It becomes the new owner's responsibility to maintain the property they have acquired.**

VACATION OF STREET, ALLEY, OR PUBLIC GROUNDS
APPLICATION PROCEDURES

- 7) Upon approval, within 30 days the City Clerk shall record a certified copy of the resolution with the Register of Deeds for Genesee County and forward a certified copy of the resolution to the State Treasurer.

Please use the following link below in **BLUE**, to review the City of Flint, City Code language for the vacation of streets, alleys, or other public grounds:
City of Flint City Code Chapter 50, §42-25

[this space intentionally left blank]

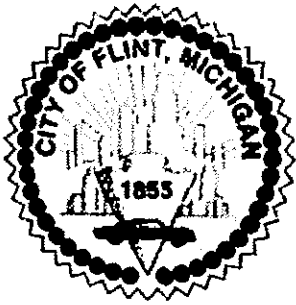


City of Flint
Department of Business and Community Services
1101 S Saginaw Street Room S105, Flint, MI 48502
Phone: (810)766-7426
www.cityofflint.com/zoning-division/

Petition

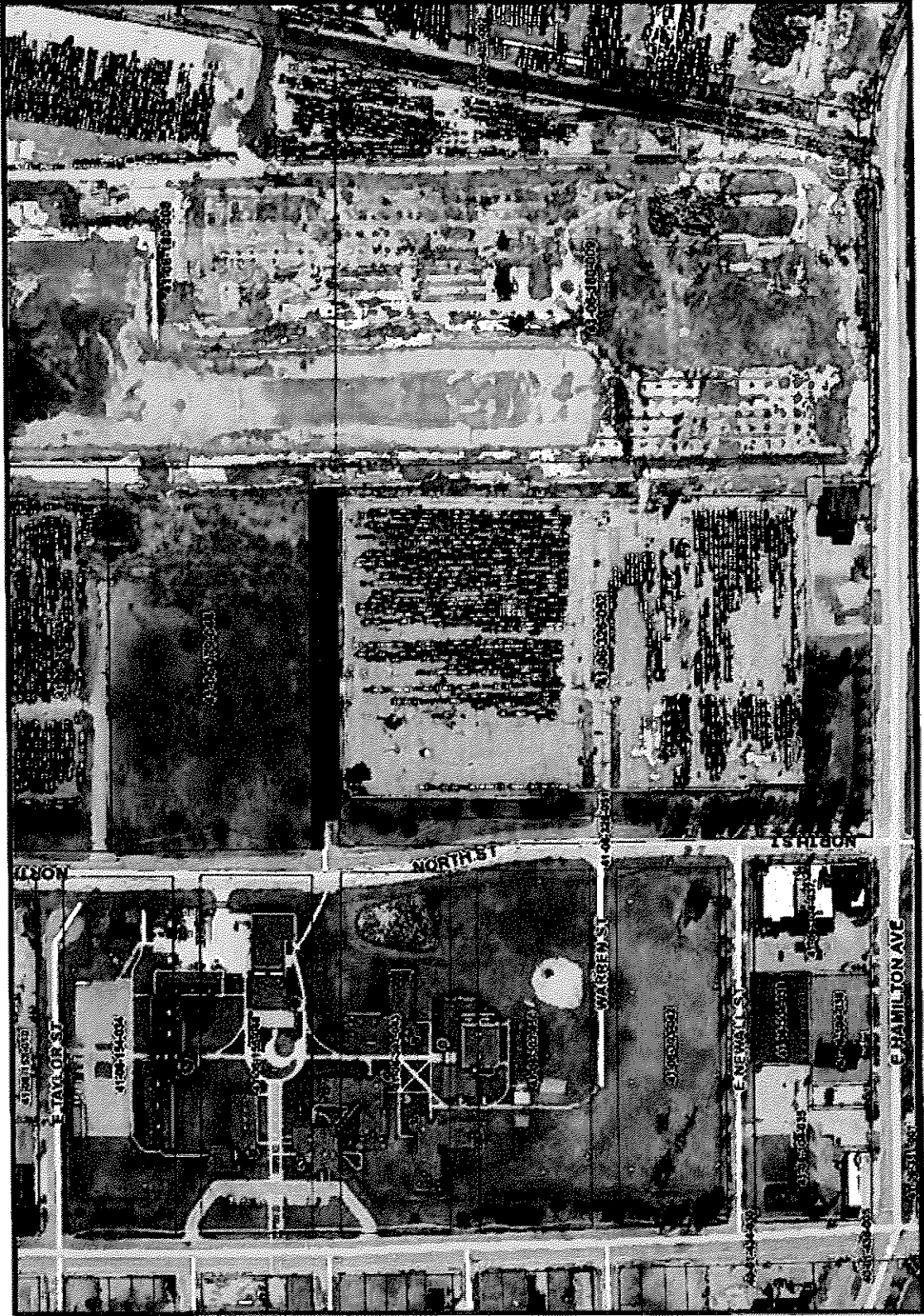
We, the undersigned, petition the City of Flint as follows:

Street Address	Name (Print)	Signature			
NOT APPLICABLE					



City of Flint
Department of Business and Community Services
1101 S Saginaw Street Room S105, Flint, MI 48502
Phone: (810)766-7426
www.cityofflint.com/zoning-division//

[illegible]



PC 24-26 Baker St Vacation

Area to be Vacated



Map Publication:
11/04/2024 3:35 PM

100m
200ft

powered by
FetchGIS

Disclaimer: This map does not represent a survey or legal document and is provided on an "as is" basis. Genesee County expresses no warranty for the information displayed on this map document.

BAKER STREET EXHIBIT

PROPOSED BAKER STREET VACATION
PART OF BLOCK 15 AND 16 OF OAK PARK SUBDIVISION
IN THE CITY OF FLINT, GENESEE COUNTY, MICHIGAN,
MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID BLOCK 15 OF OAK PARK SUBDIVISION; THENCE N89°52'37"E ALONG THE SOUTH LINE OF SAID BLOCK 15, ALSO BEING THE NORTH LINE OF BAKER STREET RIGHT OF WAY AS PLATTED, 800.45 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK 15; THENCE S01°22'45"E, 60.01 FEET TO THE NORTHEAST CORNER OF SAID BLOCK 16; THENCE S89°52'37"W ALONG THE SOUTH RIGHT OF WAY LINE OF SAID BAKER STREET, ALSO BEING THE NORTH LINE OF SAID BLOCK 16, 740.21 FEET TO THE NORTHWEST CORNER OF SAID BLOCK 16; THENCE N01°22'11"W, 30.00 FEET; THENCE S89°52'37"W, 60.25 FEET; THENCE N01°21'34"W, 30.00 FEET TO THE POINT OF BEGINNING CONTAINING 0.04 ACRE, MORE OR LESS AND SUBJECT TO ALL EASEMENTS, RESTRICTIONS AND RIGHTS OF WAY OF RECORD.

INDUSTRIAL AVENUE (60' WIDE)

**BAKER STREET (60' WIDE)
TO BE VACATED**

NORTH STREET (VARIABLE WIDTH)

E. R.O.W. LINE, NORTH ST.

PARCEL "A"
TO REMAIN A PARK

P.O.B. BAKER STREET VACATION
SW COR. BLOCK 15, OAK PARK SUB
END 1 1/4" IRON PIPE

N. R.O.W. LINE, PLATTED BAKER ST & S LINE BLOCK 15 OAK PARK SUBDIVISION

FND T-IRON
1.08' W. &
0.86' N.

S. R.O.W. LINE, PLATTED BAKER ST. & N. LINE, BLOCK 16 OAK PARK SUBDIVISION

W. R.O.W. LINE, INDUSTRIAL AVE

C/A VACATED INDUSTRIAL DRIVE (AS PLATTED)

S01°22'45"E
60.01'

N89°52'37" 800.45'

S89°52'37" 740.21'

30'

BLOCK 15
OAK PARK SUBDIVISION

LEGEND:

- = FOUND IRON AS NOTED
- P.O.B. = POINT OF BEGINNING
- R.O.W. = RIGHT OF WAY
- [] = PROPOSED BAKER STREET VACATION

LINE TABLE

LINE	BEARING	DISTANCE
L1	N01°22'11"W	30.00'
L2	S89°52'37"W	60.25'
L3	N01°21'34"W	30.00'

ASHLEY CAPITAL

PART OF OAK PARK SUBDIVISION
GENESEE COUNTY COUNTY, MICHIGAN

CITY OF FLINT,

ROWE PROFESSIONAL SERVICES COMPANY

O: (810) 341-7500
www.rowepsc.com

JOB NO.: 2400194

SHEET: 1 OF 1

PROPOSED BAKER STREET VACATION
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IN THE CITY OF FLINT, GENESEE COUNTY, MICHIGAN,
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LEGEND:

● ☒ FOUND IRON AS NOTED

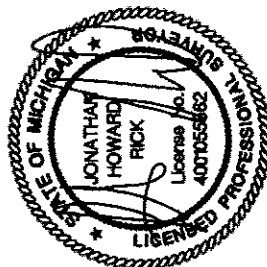
P.O.B. = POINT OF BEGINNING

R.O.W. = RIGHT OF WAY

☐ PROPOSED BAKER STREET VACATION

LINE TABLE		
LINE	BEARING	DISTANCE
L1	N01°22'11"W	30.00'
L2	S89°32'37"W	60.25'
L3	N01°21'34"W	30.00'

E. R.O.W. LINE.
NORTH ST.



FILED

DRAWN: ZPC

CHECKED: JHR

DATE: OCTOBER 16, 2024

SCALE: 1" = 100'

REVISÉ:

ASHLEY CAPITAL

PART OF OAK PARK SUBDIVISION

GENESEE COUNTY COUNTY, MICHIGAN



The Rowe Building
540 S. Saginaw St., Suite 200
Flint, MI 48502

**ROWE PROFESSIONAL
SERVICES COMPANY**

**Or: (800) 341-7500
www.rowepsc.com**

13375 1 130

JOB NO.: 2400194





Layers

- ☐ Contours
- ☒ US Parcels
- ☒ Sanitary Pipes
- ☒ Sanitary Manholes
- ☒ Pump Stations
- ☒ Stormwater Pipes
- ☒ Stormwater Manholes
- ☒ Stormwater Outfalls
- ☒ Water Pipes
- ☒ Water Meters
- ☒ Hydrants
- ☒ Parks
- ☒ Trails 2016
- ☒ Street Trees 2016
- ☐ Parcels, Genesee County Address
- ☐ Water Features
- ☐ FloodZones
- ☐ National Wetlands Inventory - Wet One
- ☐ Cities, Villages, Townships
- ☐ Sewer Tributary Lines
- ☒ Hydrants - County Wide
- ☐ Zoning
- ☐ 2021 COF Parcel
- ☐ Parcels, Genesee County

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0 (RM) 34-7500
JUNE 200

PROFESSIONAL SERVICES COMPANY

[illegible]

811
 Your state's hotline. Call yours for the

JAYPARK JONES SCHOOL			
GRADE	COURSE	SEM	THRS
11	11	2020	100%
10	10	2019	100%
9	9	2018	100%
8	8	2017	100%
7	7	2016	100%
6	6	2015	100%
5	5	2014	100%

[illegible]

NOT IN LAMINAR FLOW
 The following information will be stated if enclosed laminar flow hood is not equipped with the proper air compressor. Enclosure will not be used for any analytical work. The following information will be stated if enclosed laminar flow hood is not equipped with the proper air compressor. Enclosure will not be used for any analytical work.

[illegible]

OAK PARK SUBDIVISION

of part of Sections 1 and 2 of Smith's Reservation

GENESEE CO., MICHIGAN

Scale-200 feet per inch

Mason L. Brown

Engineer and Surveyor

Member of Commission

Detroit, Michigan

Hereby certify that the above plat is correct and the monument consisting of oak stakes 1 1/2 inches square and 18 inches long have been placed in the ground at all angles in the four corners and at the intersection of all streets or streets and alleys as shown on plat by O. Detroit June 11, 1900

Mason L. Brown
Engineer and Surveyor

KNOW ALL MEN BY THESE PRESENTS, that Mr. Minnie L. Brown, William C. Durant, Clara Pitt Durant, his wife by Horace C. Spence, her Attorney in fact have caused the land hereinafter described to be surveyed, laid out and platted, to be known as Oak Park Subdivision of part of Section 1 and 2 of Smith's Reservation in Genesee County, Michigan, and that the Plats and Allotment shown on said plat are hereby dedicated to the use of the people.

Witness our hands and seal this 28th day of June A.D. Nineteen Hundred.

In presence of
Minnie L. Brown
William C. Durant
Clara Pitt Durant
by Horace C. Spence
her Attorney in fact

State of Michigan }
County of Genesee } ss. On the 28th day of June, 1900 before me, a Notary Public in and for said County, personally appeared the above named Minnie L. Brown, William C. Durant, Clara Pitt Durant, by Horace C. Spence, her Attorney in fact, known to me to be the same persons who executed the above dedication, and who acknowledged the same to be their free act and deed.

Charles A. Durant, Notary Public
Genesee County, Michigan.

State of Michigan }
County of Genesee } ss. The Stephen Mathewson, Register of Deeds and Mason L. Brown, Surveyor, hereby certify that we have each carefully compared this copy with the original plat of Oak Park Subdivision of part of Section 1 and 2 of Smith's Reservation, Genesee Co., Michigan, and that it is an exact copy thereof and of the whole of such original map or plat.

Stephen Mathewson, Register of Deeds
Mason L. Brown, Surveyor.

Examined and approved July 7, 1900.
John B. McKinstry
Auditor General.

The property herein platted is described as follows: All that part of the Smith's Reservation, which lies east of the east line of Industrial Avenue, as hereinafter dedicated, all in Genesee County, Michigan.

Register of Deeds }
Genesee County } All Recorded this 10th day of July A.D. 1900 at 1:30 o'clock P.M. in
Lib. 2 of Plate Page 13. Stephen Mathewson, Register of Deeds.

I hereby certify that this plat is a correct copy of the plat now on record in the Register of Deeds office, being made under the supervision of the Auditor General by tracing the plat on record and affixing thereto a carefully compared copy of the dedication and Certificate. Dated the 26th day of January 1910.

George P. McCoy
Chief Auditor General's Department.

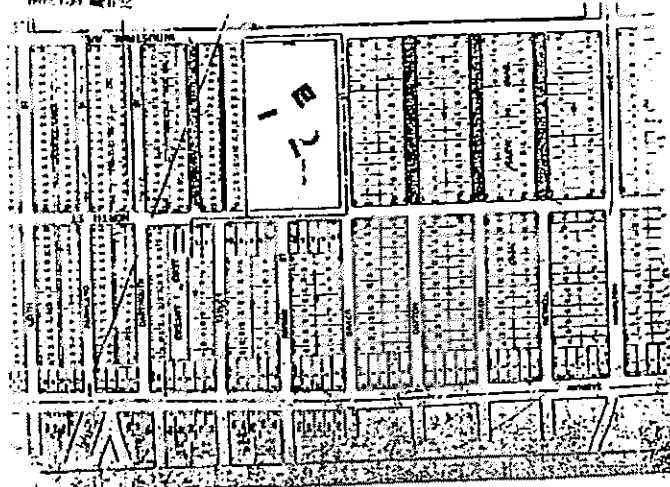
Office of Treasurer of
Genesee County.

I hereby certify that all the taxes are paid upon the within described property for 5 years previous to the 11th day of July, as appears by the records in my office.

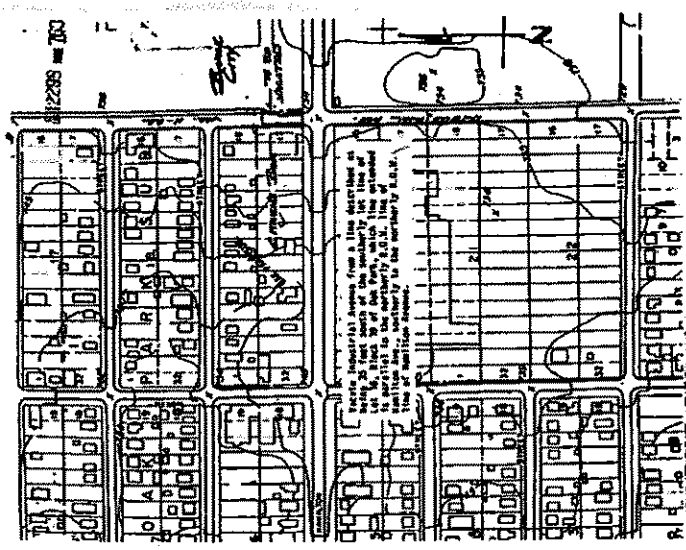
Earl Johnson
County Treasurer.

[illegible]

10. *Chrysomelidae* (10)



the point of the article described above, along as public places, the service is hardly confined to the nature of such facilities. The service shall be placed over at many and such existing utility systems and the proposed system would be the same thing as



JUL 22 1967

IN 12 PARAGRAPHS, then the City Clerk shall within thirty days of this action, record a certified copy of this resolution with the Register of Deeds for Queens County and forward a certified copy of said resolution to the State Treasurer.

Handwritten notes:
 Approved as to form
 101 3122 4400
 32276 190
 RECOMMENDED BY CITY CLERK
 COMMITTEE 7/19/67

On behalf of the City of New York, I, the City Clerk, do hereby certify that I have compared the attached copy of Resolution 22, adopted 7/19/67 (Queens portion of Industrial Avenue) with the original copy on file in the office, and that said copy is a true and correct copy of the original copy on file in the office.

101 3122 4400
 32276 190
 JUL 22 1967

IN 12 PARAGRAPHS, then the City Clerk shall within thirty days of this action, record a certified copy of this resolution with the Register of Deeds for Queens County and forward a certified copy of said resolution to the State Treasurer.

IN 12 PARAGRAPHS, then the City Clerk shall within thirty days of this action, record a certified copy of this resolution with the Register of Deeds for Queens County and forward a certified copy of said resolution to the State Treasurer.

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16X

96/685.1

PRESENTED: JAN 13 1997

LIBER 3460 PAGE 970

ADOPTED: JAN 13 1997

Resolution Recommending Vacation of Parkland Avenue
between N. Saginaw Street and North Street AND
the Vacation of an Alley Off Leith Street in Parkland Sub.

5690

5754

✓ 7107-10

7108

BY THE MAYOR:

WHEREAS, due notice having been given to all persons interested as to the time and place of a hearing in respect to the proposed action of this body to vacate the street, alley or public ground known as that part of Parkland Avenue from 20 feet east of the east R.O.W. line of Saginaw Street to 25 feet west of the west R.O.W. line of North Street as platted, in Parkland Sub. and the Durant-Dort Carriage Co. replat of parts of Blocks 12 and 27 and all of 13-15 of Oak Park Sub., Ward 3, AND also the vacation of the alley bounded by Lots 16, 17 and 20-24 of block 9 of Parkland Sub. Ward 3, and

WHEREAS, pursuant to the requirements of Section 42-25 of the Flint City Code a public hearing has been held so that members of the Flint City Council could meet and hear objections to the proposed vacation and discontinuance of the above described street, alley or public ground;

NOW, THEREFORE, BE IT RESOLVED, that all of Parkland Avenue from 20 feet east of the east R.O.W. line of Saginaw Street to 25 feet west of the west R.O.W. line of North Street as platted, in Parkland Sub. and the Durant-Dort Carriage Co. replat of parts of Blocks 12 and 27 and all of 13-15 of Oak Park Sub., Ward 3, AND all of the alley bounded by Lots 16, 17 and 20-24 of block 9 of Parkland Sub. Ward 3, is hereby vacated and discontinued forever as a public street, and the same is hereby placed on the assessments rolls for the purpose of taxation, that there is hereby reserved to the City of Flint an easement for public utility purposes, for the operation, repair, maintenance and replacement of sewers, water mains and appurtenances presently installed in the portion of the attached described street, alley or public ground herein vacated, and except further that an easement for public utility purposes for the operation, repair and maintenance and replacement of gas mains and underground and overhead electric and telephone lines and appurtenances presently installed in the portion of the attached described street, alley or public ground herein vacated is hereby reserved to the owners of such facilities. No structures shall be placed over or under any such existing utility without the express written consent of the owner thereof.

BE IT FURTHER RESOLVED, that the City Clerk shall within thirty (30) days of this action, record a certified copy of this resolution with the Register of Deeds for Genesee County and forward a certified copy of said resolution to the State Treasurer.

APPROVED AS TO FORM:

9233

APPROVED BY
CITY COUNCIL

W. C. Crawford II

William H. Crawford II
Chief Legal Officer

JAN 13 1997

Frederick Davis

City Council

D. Chivers
1101 S. Saginaw Flint MI

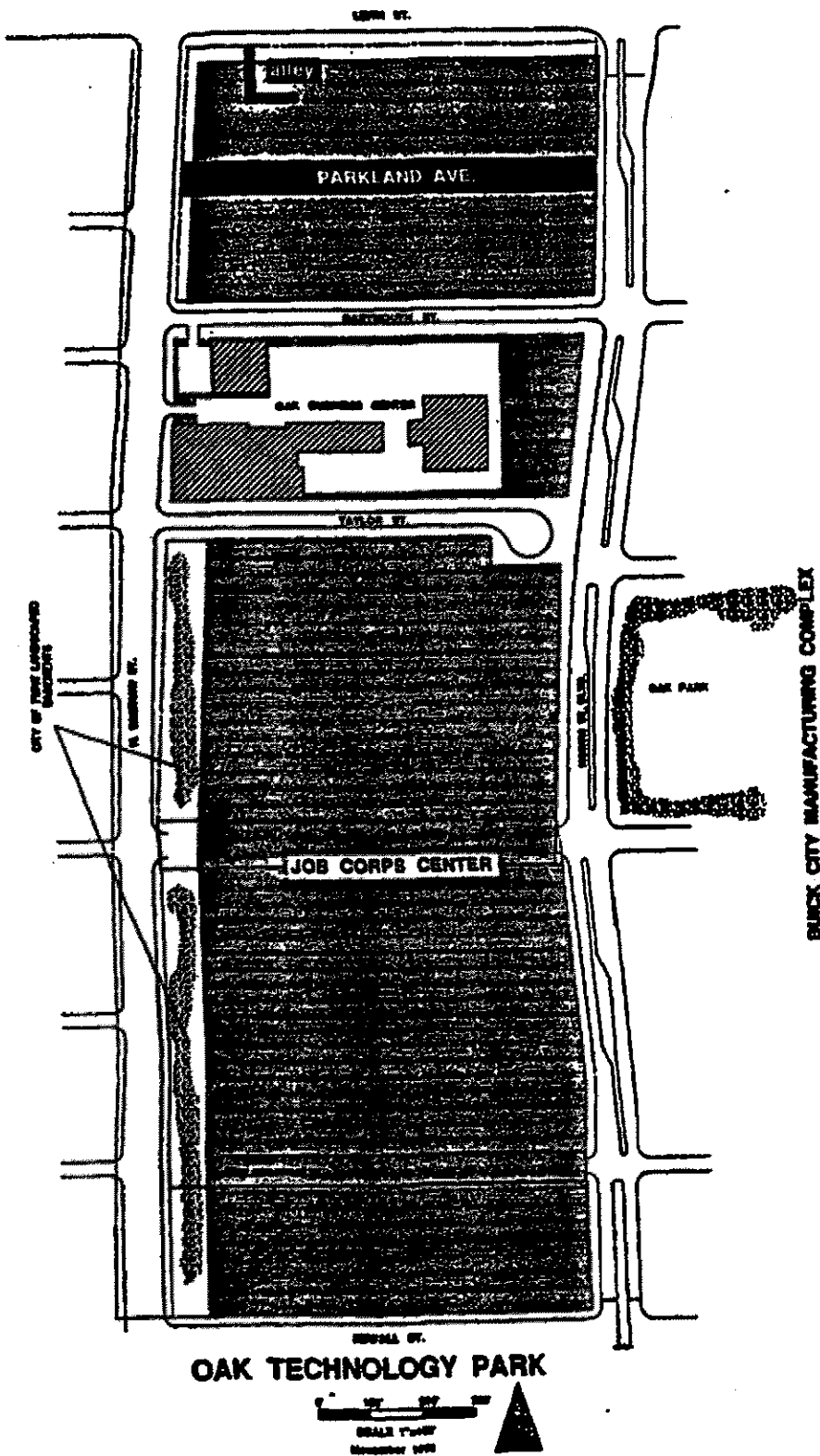
FEB 13 3 02 PM '97

RECORDED

00113.14

3.0

5690.
5754
7107
7108



STATE OF MICHIGAN } ss.
County of Genesee.

5690
5754
7107
7108

LIBER 3460 PAGE 972

I, Louis A. Hawkins, City Clerk of the City of Flint, having the custody of the records and proceedings of the Flint City Council

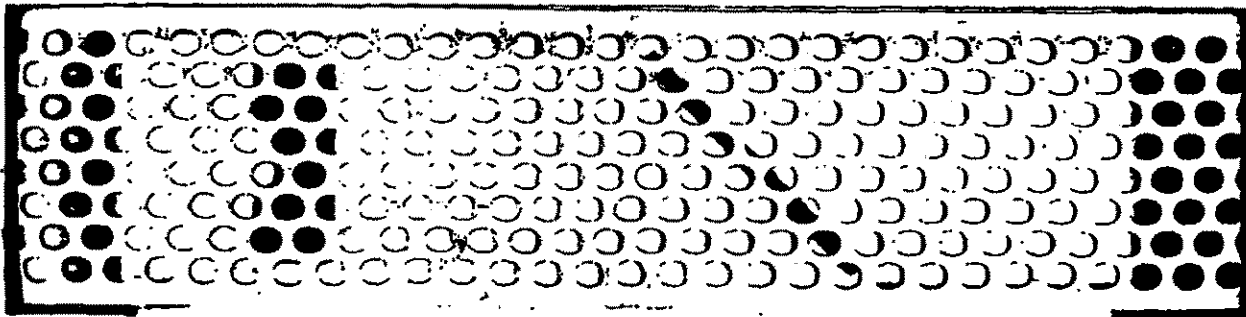
of said City, do hereby certify that I have compared the attached copy of Resolution 961685.1
(vacation of Parkland between N. Sag. & North St. & an Alley off Leith in Parkland Sub.)
with the original now on file and of record in this office, and that such is a true and correct transcript therefrom and of the whole thereof.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said City, this
12th day of Feb.

A. D. 19 97

Louis A. Hawkins

City Clerk



MAY 18 4059 PAGE 111 5635
981756.1 5661
PRESENTED: JAN 11 1999 7107
ADOPTED: JAN 11 1999 7108
5668
5670

MacFarlan & Co's

JAN 20 3 02 PM '99

Resolution Recommending Vacation of Various Streets Located
in University Park Estates FEB 18 1999

BY THE MAYOR:

WHEREAS, due notice having been given to all persons interested as to the time and place of a hearing in respect to the proposed action of this body to vacate the street, alley or public ground known as that part that encompasses the following streets that are located in what is commonly known as University Park Estates: the area of land includes Part of McFarlan & Co's Northern Add., Alex McFarlan's Add., Part of Oak Park Sub., Wrights Replat, and Part of MacLaughlin's sub. The City requests to vacate Elizabeth St., at the east right-of-way line of N. Saginaw St. to the west right-of-way line of Industrial Ave., Wood St. from the east right-of way line of N. Saginaw St. to the west right-of-way line of Industrial Ave., Mary St. from the east right-of-way of N. Saginaw St. to the west right-of-way line of Industrial Ave., Page St. from the east right-of-way line of N. Saginaw St., to the west right-of-way line of Industrial Ave., Wright St. from the north right-of-way line of Wood St. to the south right-of-way line of Mary St., Willard Ct. From the north right-of-way line of Wood St. to the south right-of-way line of Mary St., and North St. from the north right-of-way line of Cornelia St. to the south right-of-way line of Harriet St., WARD 5, and

WHEREAS, pursuant to the requirements of Section 42-25 of the Flint City Code a public hearing has been held so that members of the Flint City Council could meet and hear objections to the proposed vacation and discontinuance of the above described street, alley or public ground;

NOW, THEREFORE, BE IT RESOLVED, that the part that encompasses the following streets that are located in what is commonly known as University Park Estates: the area of land includes Part of McFarlan & Co's Northern Add., Alex McFarlan's Add., Part of Oak Park Sub., Wrights Replat, and Part of MacLaughlin's sub. Elizabeth St., at the east right-of-way line of N. Saginaw St. to the west right-of-way line of Industrial Ave., Wood St. from the east right-of way line of N. Saginaw St. to the west right-of-way line of Industrial Ave., Mary St. from the east right-of-way of N. Saginaw St. to the west right-of-way line of Industrial Ave., Page St. from the east right-of-way line of N. Saginaw St., to the west right-of-way line of Industrial Ave., Wright St. from the north right-of-way line of Wood St. to the south right-of-way line of Mary St., Willard Ct. From the north right-of-way line of Wood St. to the south right-of-way line of Mary St., and North St. from the north right-of-way line of Cornelia St. to the south right-of-way line of Harriet St., WARD 5, is hereby vacated and discontinued forever as a public street, and the same is hereby placed on the assessments rolls for the purpose of taxation, that there is hereby reserved to the City of Flint an easement for public utility purposes, for the operation, repair, maintenance and replacement of sewers, water mains and appurtenances presently installed in the portion of the attached described street, alley or public ground herein vacated, and except further that an easement for public utility purposes for the operation, repair and maintenance and

1300
City of Flint Council Debbie Chertwin
1101 S. Saginaw St.
Flint 48502
8514
E

replacement of gas mains and underground and overhead electric and telephone lines and appurtenances presently installed in the portion of the attached described street, alley or public ground herein vacated is hereby reserved to the owners of such facilities. No structures shall be placed over or under any such existing utility without the express written consent of the owner thereof.

BE IT FURTHER RESOLVED, that the City Clerk shall within thirty (30) days of this action, record a certified copy of this resolution with the Register of Deeds for Genesee County and forward a certified copy of said resolution to the State Treasurer.

APPROVED AS TO FORM:



Karen McDonald Lopez
Chief Legal Officer

APPROVED BY
CITY COUNCIL

JAN 11 1999



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FORM CC 34

STATE OF MICHIGAN } ss.
County of Genesee.

I, Inez M. Brown, City Clerk of the City of Flint, having the custody of the records and proceedings of the Flint City Council

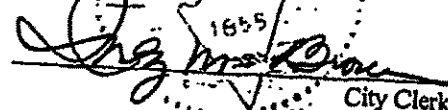
of said City, do hereby certify that I have compared the attached copy of Resolution 981756 adopted 1/11/99

with the original now on file and of record in this office, and that such is a true and correct transcript therefrom and of the whole thereof.

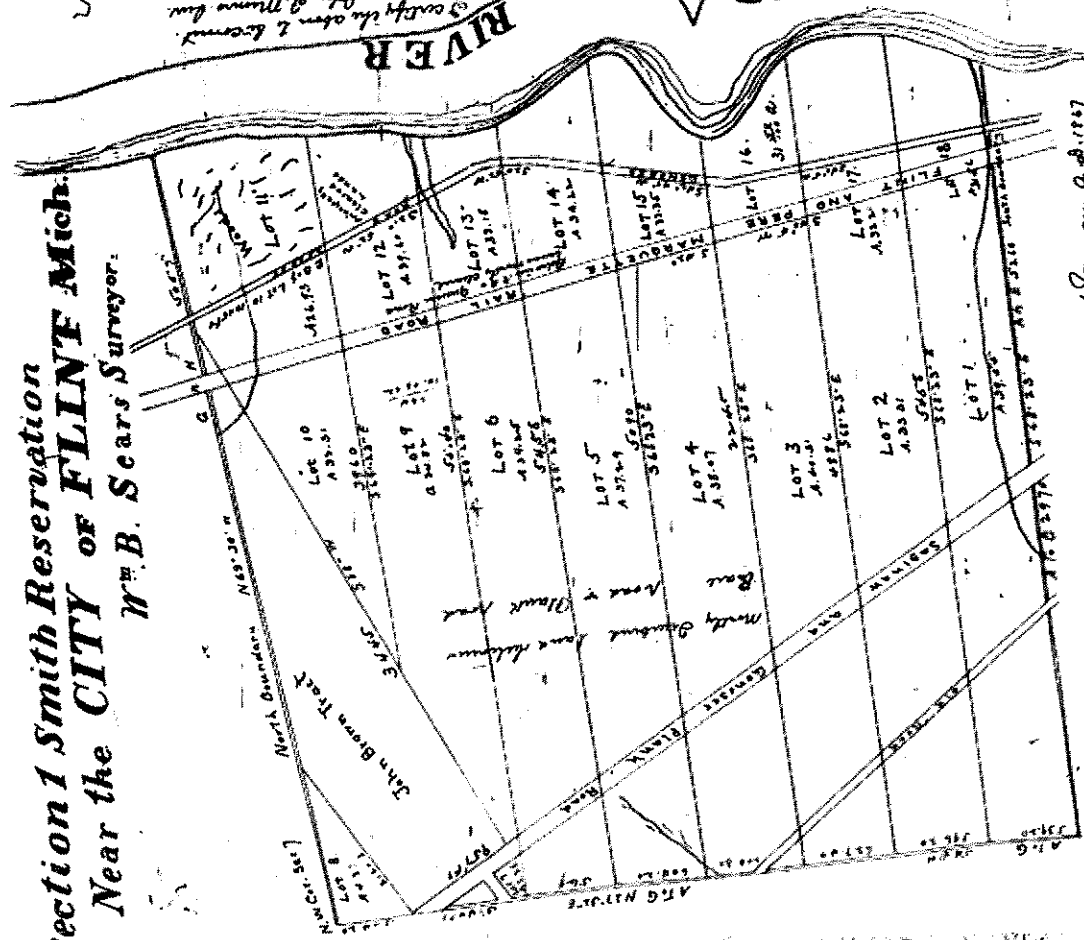
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said City, this

26th day of January

A. D. 1999


City Clerk

Section 1 Smith Reservation Near the CITY of FLINT Mich. Wm B. Sears Surveyor.



I hereby certify that this plat is a correct copy of the plat now on file in the Registry of Deeds Office, being made under the supervision of the Auditor General, by tracing the plat on record and affixing thereto a Conveyance Conveyance copy of the dedication and certificate.

Dated this 31st day of January 1910
Geo. M. Coy.

Quincy, Smith Reservation near Flint Mich. John Brown Tract
State of Michigan } Wm B. Sears Surveyor.
County of Wayne }
City of Flint }
I, Wm B. Sears, Surveyor of the Smith Reservation, do hereby certify that the within map is a correct copy of the plat now on file in the Registry of Deeds Office, being made under the supervision of the Auditor General, by tracing the plat on record and affixing thereto a Conveyance Conveyance copy of the dedication and certificate.

Dated this 31st day of January 1910
Geo. M. Coy.

State of Michigan }
County of Wayne }
City of Flint }
I, Wm B. Sears, Surveyor of the Smith Reservation, do hereby certify that the within map is a correct copy of the plat now on file in the Registry of Deeds Office, being made under the supervision of the Auditor General, by tracing the plat on record and affixing thereto a Conveyance Conveyance copy of the dedication and certificate.

Dated this 31st day of January 1910
Geo. M. Coy.

State of Michigan }
County of Wayne }
City of Flint }
I, Wm B. Sears, Surveyor of the Smith Reservation, do hereby certify that the within map is a correct copy of the plat now on file in the Registry of Deeds Office, being made under the supervision of the Auditor General, by tracing the plat on record and affixing thereto a Conveyance Conveyance copy of the dedication and certificate.

Dated this 31st day of January 1910
Geo. M. Coy.

Cas. H. Hancock
 Mayor in charge.
 Grand County
 State of Idaho
 Original kept in Vol 7 Report.
 L. E. Parker
 Reporting

SECTIONS 2.3.4.5.6.7.8.

Being part of the Party is at heart

THE CRAND TRVERSE ON

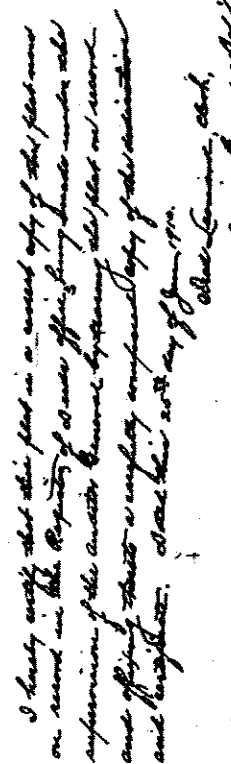
FLINT RIVER

GENESE Co.

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Liber 4464

Page 392-413

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NATURAL RESOURCES
DIVISION

MAY 8 2 04 PM '00

GENESEE COUNTY
CLERK

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF GENESEE

CITY OF FLINT, a Michigan Municipal
Corporation,

vs

Plaintiff,

CASE NO. 98-64471-CH

Honorable Geoffrey L. Neithercut

MICHIGAN STATE TREASURER, et al;

Defendants.

**CONSENT JUDGMENT
VACATING RECORDED PLATS AND
PORTIONS OF RECORDED PLATS**

At a session of said court, held in the County of Genesee
State of Michigan, on May 5th, 2000

PRESENT: HONORABLE GEOFFREY L. NEITHERCUT
Circuit Court Judge

WHEREAS, this matter having come on to be heard upon the December 30, 1998 Complaint of the City of Flint, a Michigan Municipal Corporation to Vacate recorded plats or portions of recorded plats identified in the Complaint for the new University Park Estates Development in the City of Flint (Exhibit 1) and Plaintiff having represented to the Court that it has joined all parties required to be joined by MCL 560.224a(1); MSA 26.430(224a) and those parties having either stipulated to the Judgment, consented to the vacation of the plats, been given notice of the proceedings leading to this Judgment or have been defaulted.

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NOW THEREFORE, IT IS ORDERED AND ADJUDGED;

1. That the Plats and/or portions of the Plats described in the attached legal description (Exhibit 2) located in the City of Flint, Genesee County, Michigan are hereby vacated pursuant to MCL 560.226; MSA 26.430(226).

2. All existing easements located within the boundaries of the proprietor plats are hereby preserved, and the proprietor plats shall show all existing easements, and shall be accompanied by a statement of the surveyor that he or she, in determining the type, width, and location of any utility easement shown has contacted all utility companies providing services to these subdivisions and has reviewed any existing title search and/or policy of title insurance and had searched, or caused to be searched, the records of the Register of Deeds for any recorded easements burdening the subject lands which were created between the date of the title search or issuance of a title policy and the submittal date of the proprietor plats and shall provide a copy of those records to the Michigan Department of Consumer and Industry Services upon submission of the proprietor plats.

3. The City of Flint has by Resolutions adopted August 5, 1901, April 14, 1980 and January 11, 1999 and recorded with the Genesee county Register of Deeds (See Exhibit 3) vacated various streets located in the area included within the plats or portions of plats vacated by this Judgment and the public utility easements in said vacated streets, if any, have been extinguished by Resolution 000209 adopted by the Flint City Council February 28, 2000 and recorded with the Genesee County Register of Deeds March 2, 2000.

4. Within Thirty days of the entry of this Judgment, Plaintiff shall record this Judgment in the office of the Genesee County Register of Deeds and the Register of Deeds shall place on the original plats the date, liber, and page of the record of the Court's Judgment pursuant to MCL

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560.22B; MSA 26.430(22B).

5. Plaintiff shall prepare and file within 365 days of the entry of this Judgment, in the form required by Land Division Land Act for a final plat, new proprietor plats for the plats or portions thereof vacated by this judgment as described in Exhibit 2 for the review and approval of the Michigan Department of Consumer and Industry Services in accordance with the Land Division Act. MCL 560.101et seq; MSA 26.430(101)et seq.

6. Upon notice and hearing, this Judgment may be declared null and void *nunc pro tunc* should the new proprietor plats not be prepared and filed as required by this judgment and by the requirements of MCL 560.101et seq; MSA 26.430(101)et seq.

GEOFFREY L. NEITHERCUT
P-25466

Honorable Geoffrey L. Neithercut
Circuit Court Judge

I stipulate to the entry of this Judgment

Michael T. Joliat
Michael T. Joliat
Attorney for City of Flint

Wendy A. McIntyre
Wendy A. McIntyre by MTS w/perm.
Attorney for Consumers Energy Company

Barbara Schmidt
Barbara Schmidt
Assistant Attorney General
Attorney for
Michigan Dept. of
Consumer and Industry
Services

Robert L. Shegos
Robert L. Shegos by MTS w/perm.
Attorney for Defendant Genesee County Rd Com.

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A TRUE COPY
Michael J. Carr, Clerk

STATE OF MICHIGAN
IN THE CIRCUIT COURT FOR THE COUNTY OF GENESEE

CITY OF FLINT, a Michigan Municipal
Corporation,

Plaintiff,

CASE NO. 98-64471 CH

vs

GEOFFREY L. NEITHERCUT
P-25466

MICHIGAN STATE TREASURER;
GENESEE COUNTY DRAIN
COMMISSIONER; CHAIRMAN OF THE
BOARD OF THE GENESEE COUNTY
ROAD COMMISSION; CONSUMERS ENERGY
COMPANY, a Michigan Corporation; M. J.
STEINBERG, R.D. SWILLEY, C. and H. BULLOCK,
W. WRIGHT, G. and SARA WILLOUGHBY,
J.R. and L. A. SMITH, D.E. and EDITH WITHEY,
VINLINDEN & SIMERSON, M.D. GAINES,
A. CORRIEVEAU and D. DEKRU, M. AL-HAQQ,
J.F. LAVELLE and P. BUSQUE, W. SPENCER,
A.J. CROCKER, W. M. and E. HOWARD, S. R. and B.I.
THRASHER, STATE OF MICHIGAN, WINDMILL
PLACE, K.A. KISH and U.A. MAIER, FLINT ODYSSEY
HOUSE, REPOSSESSIONS, INC., V. DENDY, LOYST
FLETCHER, JR., A. COOPER, C.C. CHANDLER, et al.,
CHURCH'S FRIED CHICKEN, D. SCHMITT, J. & M. A.
BABALA, DOWNTOWN DEVELOPMENT AUTHORITY,
MICHIGAN ELECTRIC SUPPLY CO., BOARD OF
EDUCATION, BUICK MOTOR DIVISION, PIONEER
LEASING, INC., FLINT SAUSAGE WORKS, D.D. and M.A.
JACKSON, CONSUMERS POWER, CO., E.I. DUPONT
DENEMOURS CO., B. and M. REYNOLDS, DELIA REFICE,
MARIA REFICE, DAYNE and JO DAVIS, I. SCHNEIDER, AND
ALL OTHER UNKNOWN PARTIES AND OWNERS
WITHIN 300 FEET.

Defendants.

MICHAEL T. JOLIAT (P32086)
Attorney for Plaintiffs
2300 Austin Parkway, Suite 140
Flint, Michigan 48507
810-235-9000

EXHIBIT

1 page 1/8

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**COMPLAINT TO VACATE PORTIONS OF
RECORDED PLAT**

NOW COMES the Plaintiff, City of Flint, a Michigan Municipal Corporation its attorneys Chief Legal officers Karen McDonald Lopez and Michael T. Joliat, P.C. and for its Complaint to Vacate Portions of Recorded Plat states as follows:

1. The Plaintiff, City of Flint, is a Michigan Municipal Corporation, located at 1101 S. Saginaw Street, Flint, Genesee County, Michigan.
2. A portion of the real property subject to this Complaint, of which Plaintiff has an interest, was previously platted as more fully described in Exhibit A Legal Description and Exhibit B Plat Map. (The plat map and legal description exhibits are expressly incorporated herein by reference.)
3. The Plaintiff seeks vacation of portions of the plats affecting the premises described in paragraph 2 and Exhibits A & B to facilitate residential development of the subject premises pursuant to Section 104 of the Michigan Subdivision Control Act (MCL 560.104) as reflected on the attached maps.
4. Plaintiff is also pursuing vacating portions of the streets within the platted area which are under the jurisdiction of the City of Flint and this Court, pursuant to its Charter and MCL 117.4f and acquisition of all property within the replat area.
5. That the proposed vacations and redevelopment of the subject premises will benefit the public interest and is necessary to provide quality residential housing.
6. The proposed vacations will not adversely affect adjoining property owners within 300 feet of the subject premises, their respective mortgagees, Defendant utility companies,

Defendant municipality, Defendant road commission, Defendant drain commissioner or the treasurer of the State of Michigan, all necessary parties pursuant to MCL 560.224a and MCR 2.205(A).

WHEREFORE, Plaintiff respectfully requests that this Honorable Court enter a Judgment Vacating the above referenced portions of the plat and streets, and to grant such further relief that it deems fair and equitable under the circumstances.


MICHAEL T. JOLIAT (P-32086)
Attorney for
2300 Austin Parkway, Suite 140
Flint, Michigan 48507
(810) 235-9000

Dated: December 30, 1998

f:\users\mike\flint\class\complaint

LEGAL DESCRIPTION

Commitment No.: G-17642

The land referred to in this Commitment, situated in the County of Genesee, City of Flint, State of Michigan, is described as follows:

A parcel of land in Section Numbers 1 and 2 of the "INDIAN RESERVATION OF ELEVEN SECTIONS AT AND NEAR THE GRAND TRAVERSE OF THE FLINT RIVER, MICHIGAN TERRITORY" (Now Genesee County, State of Michigan) (Also commonly known as "Smith's Reservation"), as reserved by the 3RD Article of the Saginaw Treaty of September 4, 1819, being located in the City of Flint, Genesee County, State of Michigan, including and being those parts of the following recorded plats;

That part of Section No. 2 lying South of Harriet Street, East of Saginaw Street, North of Cornelia Street, and West of Industrial Avenue in the "Plat of Sections 2, 3, 4, 5, 6 and 8, being part of the reserve at/near the Grand Traverse on Flint River, Genesee County, Michigan (also known as unplatted land in the City's Records)(as recorded in Liber 7 of Deeds, page 308 and Liber 1 of Plats, page 5, Genesee County Records), part of Block 1 and Blocks 2, 3, 4 of "MCFARLAN & CO'S NORTHERN ADDITION TO THE CITY OF FLINT" (as recorded in Liber 77 of Deeds, page 0, Genesee County Records), that part of Blocks 1 and 3 lying West of Industrial Avenue and Block 2 of "ALEX MCFARLAN'S ADDITION TO THE CITY OF FLINT" (as recorded in Liber 2 of Plats, page 5, Genesee County Records), part of Lots 1 and 14 of "MAINES REPLAT OF PART OF MCFARLAN & CO'S NORTHERN ADDITION TO THE CITY OF FLINT" (as recorded in Liber 2 of Plats, page 11, Genesee County Records, Blocks 1, 2, 23 and 24 of "OAK PARK SUBDIVISION" (as recorded in Liber 2 of Plats, page 12 and 13, Genesee County Records), all of "WRIGHTS REPLAT OF BLOCK NO. 4 OF MCFARLAN & CO'S RAILROAD ADDITION TO THE CITY OF FLINT" (as recorded in Liber 2 of Plats, page 14, Genesee County Records), that part of "MCLAUGHLIN'S ADDITION TO THE CITY OF FLINT" lying West of Industrial Avenue (as recorded in Liber 2 of Plats, page 16, Genesee County Records), all of "WILLARD COURT" (as recorded in Liber 5 of Plats, page 38, Genesee County Records), and including parts of North Street, Wright Street, Willard Court, Page Street, Mary Street, Wood Street, and Elizabeth Street, as shown on said plats:

Said Parcel begin more particularly described as beginning at the Northwest corner of said Block 2 of "OAK PARK SUBDIVISION" which is located by the following five (5) courses from corner C, the corner at the Northwest end of the line common to said Section Numbers 1 and 2 on the reservation boundary line (said line lies along the Southwesterly part of Government Lot 3 of fractional Section 1, Township 7 North, Range 6 East, Genesee County, Michigan); (1) South 67 degrees 18 minutes 47 seconds East 198.10 feet (recorded as South 66 degrees 27 minutes East 196.9 feet and 210.9 feet) along the line between the "STONE-MACDONALD ADDITION TO THE CITY OF FLINT" and the "POMEROY-BONBRIGHT 2ND ADDITION TO THE CITY OF FLINT" (as recorded in Liber 3 of Plats, pages 28 and 39, respectively, Genesee County Records), also being said line between Section Numbers 1 and 2 of said reservation, (2) South 67 degrees 21 minutes 41 seconds East 479.13 feet (recorded as South 66 degrees 27 minutes East 477.6 feet and 479.2 feet) along said line between the "STONE-MACDONALD ADDITION TO THE CITY OF FLINT" and the "POMEROY-BONBRIGHT 2ND ADDITION TO THE CITY OF FLINT," (3) continuing along said line between Section Numbers 1 and 2 of said reservation South 67 degrees 18 minutes 52 seconds East 1797.96 feet to a point on the East line of Saginaw Street (said point being South 00 degrees 53 minutes 08 seconds East 9.14 feet from the Northwest corner of Block 4 of said Oak Park Subdivision), (4) South 00 degrees 53 minutes 08 seconds East (recorded as South 550.91 feet along said East line of Saginaw Street to the Southwest corner of Block 3 of said "OAK PARK SUBDIVISION" and (5) South 00 degrees 50 minutes 10 seconds East 59.80 feet (recorded as South 1 degrees East 60.0 feet) across Harriet Street to said Northwest corner of said Block 2 of "OAK PARK SUBDIVISION," said point of beginning of this description; thence

EXHIBIT A

EXHIBIT
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LEGAL DESCRIPTION - CONTINUED

along the South line of Harriet Street South 89 degrees 38 minutes 35 seconds East 791.40 feet (recorded as South 88 degrees 47 minutes East and North 89 degrees East 792.0 feet) to the Northeast corner of said Block 1 of "MCFARLAN & CO'S NORTHERN ADDITION TO THE CITY OF FLINT," said line also being the North line of said Block 2 of "OAK PARK SUBDIVISION," crossing part of Lot 1 of "MAINES REPLAT OF PART OF MCFARLAN & CO'S NORTHERN ADDITION TO THE CITY OF FLINT"; and also being the North line of said part of Block 1 of "MCFARLAN & CO'S NORTHERN ADDITION TO THE CITY OF FLINT"; thence South 89 degrees 53 minutes 45 seconds East 60.02 feet (recorded as 60.0 feet) across said North Street to the Northwest corner of said Block 23 of "OAK PARK SUBDIVISION;" thence; along the South line of Harriet Street South 89 degrees 40 minutes 23 seconds East 799.71 feet (recorded as South 88 degrees 47 minutes East 800.0 feet) to the Northeast corner of Lot 1 of said "MCLAUGHLIN'S ADDITION TO THE CITY OF FLINT" and the West line of Industrial Street (said corner bearing South 89 degrees 40 degrees 23 minutes East 179.14 feet; from the intersection of said South line of Harriet Street with said line between Section Numbers 1 and 2 of said Reservation and also bearing North 00 degrees 54 minutes 14 seconds West 74.36 feet from the intersection of said West line of Industrial Avenue with said line between Section Numbers 1 and 2 of said reservation), said line also being the North line of said Block 23 and the North line of said "MCLAUGHLIN'S ADDITION TO THE CITY OF FLINT"; thence along the West line of Industrial Street South 00 degrees 54 minutes 14 seconds East 299.89 feet (recorded as South 300.0 feet) to the Southeast corner of Lot 6 of said "MCLAUGHLIN'S ADDITION TO THE CITY OF FLINT," said line also being the East line of Lots 1 through 6 of said plat; thence South 00 degrees 44 minutes 33 seconds East 60.34 feet (recorded as 60.0 feet) across said Page Street to the Northeast corner of Lot 15 of said "MCLAUGHLIN'S ADDITION TO THE CITY OF FLINT;" thence continuing along said West line of Industrial Avenue South 00 degrees 50 minutes 46 seconds East (recorded as South) 806.70 feet across said Mary Street to an angle point in said West line of Industrial Avenue which is in Lot 6 of said Block 1 of "ALEX MCFARLAN'S ADDITION TO THE CITY OF FLINT," said line also being the East line of Lots 15 through 20 of said "MCLAUGHLIN'S ADDITION TO THE CITY OF FLINT", and the East line of a Block which is part of said "PLAT OF SECTIONS 2, 3, 4, 5, 6 and 8, being part of the reserve at/near the Grand Traverse on Flint River, Genesee County, Michigan;" thence from said angle point in said Lot 6 continuing along said Westerly line of Industrial Avenue South 18 degrees 55 minutes 09 seconds West 369.50 feet to the South line of said Lot 6, across Wood Street and continuing to a point on the South line of Lot of said Block 3 of "ALEX MCFARLAN'S ADDITION TO THE CITY OF FLINT;" thence South 13 degrees 59 minutes 41 seconds West 61.61 feet across Elizabeth Street to the Northeast corner of a Block which is part of said "PLAT OF SECTIONS 2, 3, 4, 5, 6 and 8, being part of the reserve at/near the Grand Traverse on Flint River, Genesee County, Michigan;" thence continuing along the Westerly line of Industrial Avenue South 14 degrees 23 minutes 11 seconds West 268.02 feet to the Southeast corner of said Block which is part of said "PLAT OF SECTIONS 2, 3, 4, 5, 6 and 8, being part of the reserve at/near the Grand Traverse on Flint River, Genesee County, Michigan" and the North line of Cornelia Street; thence along said North line of Cornelia Street North 89 degrees 34 minutes 57 minutes West 1448.35 feet across said North Street to the Southwest corner of said Block 4 of "MCFARLAN & CO'S NORTHERN ADDITION TO THE CITY OF FLINT" and the East line of Saginaw Street, said line also being the South line of said Block which is part of said "PLAT SECTIONS 2, 3, 4, 5, 6 and 8, being part of the reserve at/near the Grand Traverse on Flint River, Genesee County, Michigan" and the South line of said Block of "MCFARLAN & CO'S NORTHERN ADDITION TO THE CITY OF FLINT;" thence along said East line of Saginaw Street North 00 degrees 33 minutes 12 seconds West 649.33 feet (recorded as North 1 degree West 648.0 feet) across said Elizabeth Street and across said Wood Street to the Southwest corner of said Block 2 of "MCFARLAN & CO'S NORTHERN ADDITION TO THE CITY OF FLINT," said line also being the West line of said Block 4 and the West line of said Block 3 of "MCFARLAN & CO'S NORTHERN ADDITION TO THE CITY OF FLINT;" thence continuing along the East line of said Saginaw Street North 00 degrees 19 minutes 37 seconds West 524.84 feet (recorded as North 1 degrees West 522.0 feet) across said Mary Street to the Southwest corner of said Block 1 of "MCFARLAN & CO'S NORTHERN ADDITION TO THE CITY OF FLINT," said line also being the West line of said Block 2 of "MCFARLAN & CO'S NORTHERN

EXHIBIT A

EXHIBIT

1 page 5/8

LEGAL DESCRIPTION - CONTINUED

ADDITION TO THE CITY OF FLINT AND;" thence continuing along the East line of said Saginaw Street North 00 degrees 50 minutes 10 seconds West 660.74 feet (recorded as North 1 degree West 660.0 feet) across said Page Street to the Northwest corner of said Block 2 of "OAK PARK SUBDIVISION" and the point of beginning, said line also being the West line of said part of Block 1 of "MCFARLAN & CO'S NORTHERN ADDITION TO THE CITY OF FLINT" and the West line of said Block 2 of "OAK PARK SUBDIVISION" containing 67.98 acres of land and being subject to all easements and rights-of-way of record. The bearings are based upon an astronomical observation on Saginaw Street with an accuracy of 10 seconds +/-.

The "Indian Reservation of Eleven Sections at and near the Grand Traverse on the Flint River, Michigan Territory (now City of Flint)," as reserved by the 3rd Article of the Saginaw Treaty of September 4, 1819 (also commonly known as "SMITH'S RESERVATION"), was surveyed in 1821 just prior to the survey of the public land surveys in Genesee County but was excluded from the public land surveys. It constitutes an area along both sides of the Flint River composed of 11 Lots of 640 acres each which surveyor General Tiffin called "Sections" which are irregular-shaped polygons fronting the river and which form most of the area of present-day Flint. Most of the area would have been the Northeast quadrant of Flint Township, Township 7 North, Range 6 East, if the reservation did not exist.

EXHIBIT A





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EXHIBIT

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Legal Description of Vacated Lands

That part of land in Section Numbers 1 and 2 of the "Indian Reservation of Eleven Sections at and near the Grand Traverse of the Flint River, Michigan Territory" (now Genesee County, State of Michigan) (also commonly known as "Smith's Reservation"), being located in the City of Flint, Genesee County, State of Michigan, and described as follows:

said land is bounded by and lies south of the South line of Harriet Street, east of the East line of Saginaw Street, north of the North line of Cornelia Street, and west of the West line of Industrial Avenue, except for that part of "Alex McFarlan's Addition to the City of Flint," as cited below, which lies within and east of the right-of-way of Industrial Avenue.

Said land is more particularly defined as including all of, or the herein noted parts of, the following plats:

All of Blocks 1, 2, 3 and 4 of "McFarlan & Co's. Northern Addition to the City of Flint" (as recorded in Liber 77 of Deeds, Page 0, G.C.R.), all of "Alex McFarlan's Addition to the City of Flint" (as recorded in Liber 2 of Plats, Page 5, G.C.R.), all of "Maines Replat of part of McFarland & Co's Northern Addition to the City of Flint" (as recorded in Liber 2 of Plats, Page 11, G.C.R.), Blocks 1, 2, 23 and 24 and Block or Lot A of "Oak Park Subdivision" (as recorded in Liber 2 of Plats, Page 12 and 13, G.C.R.), all of "Wrights Replat of Block No. 4 of McFarland & Co's Railroad Addition to the City of Flint" (as recorded in Liber 2 of Plats, Page 14, G.C.R.), that part of "McLaughlin's Addition to the City of Flint" lying west of Industrial Avenue (as recorded in Liber 2 of Plats, Page 16, G.C.R.), all of "Willard Court" (as recorded in Liber 5 of Plats, Page 38, G.C.R.); AND INCLUDING the following streets as shown on said plats: North Street from the South line of said Harriet Street to the North line of said Cornelia Street, all of Clark Street, Wright Street and Willard Court, all of the Alley in said "Alex McFarlan's Addition to the City of Flint," and those parts of Page, Mary, Wood, and Elizabeth Streets from the East line of said Saginaw Street to the West line of said Industrial Avenue; AND INCLUDING any part of "McFarland & Co's Railroad Addition to the City of Flint" which lies within the area vacated; - no known copy of this plat exists but it is listed in the Register of Deeds' records of plats in Genesee County and it must have, at least partially, lain within the area vacated since all of "Wrights Replat of Block No. 4 of McFarland & Co's Railroad Addition to the City of Flint," as recorded in Liber 2 of Plats, Page 14, G.C.R., lies within the area vacated.

Drafted by: Jack N. Owens, Professional Surveyor
Rowe Incorporated, 6211 Taylor Dr., Flint, MI 48507

Exhibit 2; Page 1 of 1

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EXHIBIT

2 page log

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MASTER
LIGEN 4409 PAGE 111

Presented: FEB 28 2000

Approved: FEB 28 2000

**Resolution Extinguishing Public Utility Easements in Vacated Streets
in the University Park Estates area**

This Council adopted Resolution GM-3276 on April 14, 1980 and Resolution 981756.1 on January 11, 1999 (Copies attached) vacating certain streets in the University Park Estates area, but retaining easements for public utility purposes; and

As part of the development process, the City filed suit to vacate the existing platted subdivisions in this area to accommodate the replatting of the area for University Park Estates. All of the public utility easements necessary for the new University Park Estates Subdivision are shown on the approved plat as required by law. The public utility easements previously reserved to the City in the in the vacation resolutions must be extinguished because they conflict with the newly platted Subdivision ;

NOW, THEREFORE, BE IT RESOLVED, that the public utility easements previously reserved to the City of Flint in the area that encompasses the following streets that are located in what is commonly known as University Park Estates, the area of land includes Part of McFarlan & Co's Northern Add., Alex McFarlan's Add., Part of Oak Park Sub., Wrights Replat, and Part of MacLaughlin's sub; Clark Street from the N Line of Elizabeth Street to the S. line of Wood Street; Elizabeth St., at the east right-of-way Saginaw St. to the west right-of-way line of Industrial Ave.; Wood St. from the east right-of-way line of N. Saginaw St. to the west right-of-way line of Industrial Ave.; Mary St. from the east right-of-way line of N. Saginaw St. to the west right-of-way line of Industrial Ave.; Page St. from the east right-of-way line of N. Saginaw St. to the west right-of-way line of Industrial Ave.; Wright St. from the north right-of-way line of Wood St. to the south right-of-way line of Mary St.; Willard Ct. from the north right-of-way of Wood St. to the south right-of-way line of Mary St.; and North St., from the north right-of-way line of Cornelia St. to the south right-of-way line of Harriet St., WARD 5, are hereby vacated, extinguished and discontinued forever

BE IT FURTHER RESOLVED, that the City Clerk shall within thirty (30) days of this action, record a certified copy of this resolution with the Register of Deeds for Genesee County and forward a certified copy of said resolution to the State Treasurer.

Approved as to Form:

Karen McDonald Lopez
for Karen McDonald Lopez
Chief Legal Officer

APPROVED BY
CITY COUNCIL

15771

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FEB 28 2000

David L. Shock

(E)

GENESEE COUNTY
REGISTER OF DEEDS

MAR 2 12 39 PM '00

Handwritten signature

EXHIBIT

3 page 1/10

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MASTER
LIBER
319
LIST
4409 PAGE 112
2081 PAGE 895

Gm-3276-4/9/80
PRESENTED: 4/14/80

ADOPTED: 4/14/80

By the Mayor:

WHEREAS, due notice having been given to all persons interested as to the time and place of a hearing in respect to the proposed action of this body to vacate and discontinue the following street, alley or public ground:

Clark Street from the N line of Elizabeth St. to the S. line of Wood St.

and

WHEREAS, pursuant to the requirements of section 42-25 of the Flint City Code a public hearing has been held so that members of the Flint City Council could meet and hear objections to the proposed vacation and discontinuance of the above described street, alley or public ground;

NOW, THEREFORE, BE IT RESOLVED, that all that part of the same is hereby vacated and discontinued forever as a public street, and the same is hereby placed on the assessment rolls for the purpose of taxation, except, however, that there is hereby reserved to the City of Flint an easement for public utility purposes, for the operation, repair, maintenance and replacement of sewers, water mains and appurtenances presently installed in the portion of the above street, alley or public ground herein vacated, and except further that an easement for public utility purposes for the operation, repair and maintenance and replacement of gas mains and underground and overhead electric and telephone lines and appurtenances presently installed in the portion of the above street, alley or public ground herein vacated is hereby reserved to the owners of such facilities. No structures will be placed over or under any such existing utilities without the express written consent of the owner thereof.

Recommended by Special Affairs Comm. 4/14/80

EXHIBIT
3 page 2/p

MASTER
LIBER 4409 PAGE 113

981756.1

PRESENTED: JAN 11 1999

ADOPTED: JAN 11 1999

**Resolution Recommending Vacation of Various Streets Located
in University Park Estates**

BY THE MAYOR:

WHEREAS, due notice having been given to all persons interested as to the time and place of a hearing in respect to the proposed action of this body to vacate the street, alley or public ground known as that part that encompasses the following streets that are located in what is commonly known as University Park Estates: the area of land includes Part of McFarlan & Co's Northern Add., Alex McFarlan's Add., Part of Oak Park Sub., Wrights Replat, and Part of MacLaughlin's sub. The City requests to vacate Elizabeth St., at the east right-of-way line of N. Saginaw St. to the west right-of-way line of Industrial Ave., Wood St. from the east right-of-way line of N. Saginaw St. to the west right-of-way line of Industrial Ave., Mary St. from the east right-of-way line of N. Saginaw St. to the west right-of-way line of Industrial Ave., Page St. from the east right-of-way line of N. Saginaw St., to the west right-of-way line of Industrial Ave., Wright St. from the north right-of-way line of Wood St. to the south right-of-way line of Mary St., Willard Ct. From the north right-of-way line of Wood St. to the south right-of-way line of Mary St., and North St. from the north right-of-way line of Cornelia St. to the south right-of-way line of Harriet St., WARD 5, and

WHEREAS, pursuant to the requirements of Section 42-25 of the Flint City Code a public hearing has been held so that members of the Flint City Council could meet and hear objections to the proposed vacation and discontinuance of the above described street, alley or public ground;

NOW, THEREFORE, BE IT RESOLVED, that the part that encompasses the following streets that are located in what is commonly known as University Park Estates: the area of land includes Part of McFarlan & Co's Northern Add., Alex McFarlan's Add., Part of Oak Park Sub., Wrights Replat, and Part of MacLaughlin's sub. Elizabeth St., at the east right-of-way line of N. Saginaw St. to the west right-of-way line of Industrial Ave., Wood St. from the east right-of-way line of N. Saginaw St. to the west right-of-way line of Industrial Ave., Mary St. from the east right-of-way line of N. Saginaw St. to the west right-of-way line of Industrial Ave., Page St. from the east right-of-way line of N. Saginaw St., to the west right-of-way line of Industrial Ave., Wright St. from the north right-of-way line of Wood St. to the south right-of-way line of Mary St., Willard Ct. From the north right-of-way line of Wood St. to the south right-of-way line of Mary St., and North St. from the north right-of-way line of Cornelia St. to the south right-of-way line of Harriet St., WARD 5, is hereby vacated and discontinued forever as a public street, and the same is hereby placed on the assessments rolls for the purpose of taxation, that there is hereby reserved to the City of Flint an easement for public utility purposes, for the operation, repair, maintenance and replacement of sewers, water mains and appurtenances presently installed in the portion of the attached described street, alley or public ground herein vacated, and except further that an easement for public utility purposes for the operation, repair and maintenance and

EXHIBIT

3 page 3/10

7108

810-766-7351 COMMUNITY DEV

896 P03 JAN 06 '00 15:02

MASTER
LIBER 4409 PAGE 114

replacement of gas mains and underground and overhead electric and telephone lines and appurtenances presently installed in the portion of the attached described street, alley or public ground herein vacated is hereby reserved to the owners of such facilities. No structures shall be placed over or under any such existing utility without the express written consent of the owner thereof.

BE IT FURTHER RESOLVED, that the City Clerk shall within thirty (30) days of this action, record a certified copy of this resolution with the Register of Deeds for Genesee County and forward a certified copy of said resolution to the State Treasurer.

APPROVED AS TO FORM:

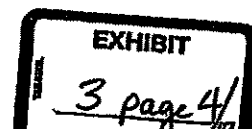

Karen McDonald Lopez
Chief Legal Officer

**APPROVED BY
CITY COUNCIL**

JAN 11 1999



md106.7



7108



City of Flint, Michigan

CERTIFIED COPY

Third Floor, City Hall,
1101 S. Saginaw Street
Flint, Michigan 48502

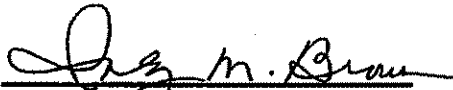
MASTER
LIGER 4409 PAGE 115

I, Inez M. Brown, DO HEREBY CERTIFY that I am the duly elected City Clerk of the City of Flint, Michigan and as such City Clerk I am the keeper of the minutes and records of the proceedings of the City Council of said City and have in my custody the ordinances and records of said City.

I DO FURTHER CERTIFY that attached is a true and correct copy of

Resolution No: 000209

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Flint aforesaid, this 1st day of March, 2000


Inez M. Brown, City Clerk

**CORPORATE
SEAL**

When recorded return to:
Michael T. Joliat, P.C.
5206 Gateway Centre, Suite 200
Flint, MI 48507

↑
170

Aug. 5-1901

7108

four ft. from the line of said Bryant house
is maintain'd next to the front of
wall of the Bryant house and within benches
thereof.

Your petitioners further show that it will be
impossible for them to construct said sidewalk
unless said post and anchor post is removed.
We therefore petition your honorable body to
take such action as will remove said
obstacle and your petitioners will ever pray.
Petition and Handers.

On motion referred to street committee with power
to act.

By Ald. Bardwell.

To the Common Council of the City of Flint.
Gentlemen:-

We the undersigned property owners residing
on Elizabeth St. 1st ward, most respectfully petition
your honorable body to construct sidewalks on
said street where sidewalks are not already
constructed from Bayview St. to St. Johns St. and
your petitioners will ever pray.
H. P. Taylor and 12 others.

On motion referred to street committee.

Reports of Standing Committees.

To the Common Council of the City of Flint.
Gentlemen:-

Your Committee on streets to whom was
referred the matter of securing prices and
alternates on street openings, beg leave to report
as follows:

Upon the opening of Industrial avenue and
the vacating of Clark St. Martha Kromer offers to
sell the right of way for said street for \$1500.
Fred Randall inquires to the vacating of Clark St.
all but 30 ft. of the N. side from Wood St. south to
the alley for the sum of \$1000 and to have the
alley opened through easterly to Industrial
avenue. Alex. M. Farkman offers to deed the land
for Industrial avenue across his lots and for
the extension of the alley to intersect with
Clark St.

EXHIBIT

3 page 6/10

Aug. 5 - 1901

7108

We recommend that all of the above propositions be accepted and that the City Attorney prepare the deeds.

that the proper officer make a deed to Alex. McFarlan for that portion of Clark St. to be vacated.

We also recommend that \$500.00 be taken from the Street Opening fund as a temporary loan and that the City Clerk make orders upon said fund to

Hos. Langless for	\$150.00
Martha Thomas for	150.00
Fred Randall for	100.00
Gles. McFarlan for	100.00
Total	\$500.00

on payment for said lands upon receipt of the deeds properly executed.

Upon the opening of 1st. Street in the 5th. ward from Detroit St. to Lyons St. we find the Hos. L. McQuigg and his sister own all the property and they offer to deed to the City a 50 ft. street as mapped and staked out by the City Engineer for the sum of \$4000.00.

We estimate the buildings will sell for \$1200.00.
Total expense \$2800.00.

We recommend that their offer be accepted and that the City Attorney prepare the deeds.

We also recommend that \$4000.00 be transferred from the Street fund to the 1st St. Opening fund as a temporary loan and that the City Clerk draw orders upon said fund to pay for the street when the deeds are properly executed.

Upon the opening of Beach St. we find that the property is owned by Henry C. Smilie of Orange, Mass. and A. A. Adams of this City acts as his agent; H. A. Adams and Maria Morby. Henry C. Smilie offers to deed his property for \$2200.00.

H. A. Adams offers to deed his property for \$1600.
Maria Morby offers to deed her property for \$1475.
Total \$5275.

We estimate the Smilie building will sell for \$900.
H. Adams 100.
Morby 400.
Total \$2000.

EXHIBIT

3 page 7/10

He recommended that their offer be accepted and that the city attorney procure the deeds.

He also recommended that \$5,215 be transferred from the Street Fund to the Harrison St. Opening Fund as a temporary loan and that the city clerk draw orders as above upon said fund to pay for the property when the deeds are properly executed.

Upon the opening of Harrison St. we find that the property is divided by Lynch and Chas. A. Baudell. Lynch offers to deed to the City the right of way across his property for \$200.00.

Chas. A. Baudell for \$200.00.
And the City to deed him a strip of land off the N. side of his place which was originally a street.
Total expense \$400.00.

He recommended that their offers be accepted and that the city attorney procure the deeds and that the proper officers make Baudell a deed of the strip as designated.

He also recommended that \$400.00 be transferred from the Street Fund to the Harrison St. Opening Fund as a temporary loan and that the city clerk draw orders as above upon said fund to pay for the property when the deeds are properly executed.

He recommended that the same commissioners be appointed to make the arrangements for the several streets openings and that they make one roll of the district as heretofore adopted by the council and carry out the amounts for the opening of each street in a separate street column on said roll.

In relation to the opening of North St. 8th. street, Avenue C. and Highland. We ask for further time in which to make a report.

All of which is respectfully submitted.

S. J. Wilson

J. D. Wright

Wm. T. Towner

John H. Newell

B. J. Ball

H. H. Miller

On motion adopted by the following vote: Yeas -
Ald. Ball, Loring, McKinley, Miller, Newell, Pierce,
Stephenson, Towner, Towner, Wilson, Wright
Nays - Ald. Bardwell.

7108

FORM CC 34

STATE OF MICHIGAN }
County of Genesee. }

I, Inez M. Brown, City Clerk of the City of Flint, having the
custody of the records and proceedings of the Flint City Council

of said City, do hereby certify that I have compared the attached copy of Council Minutes from August 5, 1901

with the original now on file and of record in this office, and that such is a true and correct transcript
therefrom and of the whole thereof.

IN TESTIMONY WHEREOF, I have hereunto set my
hand and affixed the seal of said City, this

13th day of April

A. D. 2000

Inez M. Brown
City Clerk

EXHIBIT

3 page 9/10

7108

Instr: 200901200002519 01/20/2009
P: 1 of 9 F: \$38.00 1:41PM
Rosalyn Bogardus T20090001095
Genesee County Register MLMICHAEL

STATE OF MICHIGAN
IN THE CIRCUIT COURT FOR THE COUNTY OF GENESEE

CITY OF FLINT, a Michigan Municipal Corporation,

CASE NO. 98-64471-CH

Plaintiff,

JUDGE: GEOFFREY L. NEITHERCUT

vs

MICHIGAN STATE TREASURER; ET AL

Defendants.

This order was served on
1-7-09
Pursuant to MCR 2.602(B)(3)
and to the Court
were filed within 10 days.
Date 1-15-09
Deputy Michael J. [Signature]

MICHAEL T. JOLIAT, PLC
BY: MICHAEL T. JOLIAT (P32086)
Attorney for Plaintiff, City of Flint
Capitol Theatre Building
140 E. Second Street, Ste. 215
Flint, MI 48502
(810) 244-5862 FAX: (810) 244-1650
38.00

DEBORAH ANN KILE (P36689) and
Attorney for Defendant Consumers
1 Energy Plaza Dr., Rm EP 11-309
Jackson, MI 49201
(517) 788-0717 FAX: (517) 788-8011

BARBARA A. SCHMIDT (P40530)
Assistant Attorney General
Attorney for Defendant MDCIS
525 W. Ottawa, Fl 6
P.O. Box 30765
Lansing, MI 48909
(517) 373-7540 FAX: (517) 373-1610

ROBERT L. SHEGOS (P20327)
Attorney for Defendant Genesee Rd Com.
1044 N. Irish Road, #A
Davison, MI 48423
(810) 653-9036 FAX: (810) 658-2444

FILED
2009 JAN 16 P 4:03
GENESEE COUNTY CLERK
BY DEPUTY CLERK

Order Amending Order Amending Consent Judgment

At a session of Court held in the City of Flint, County of Genesee,
State of Michigan, this 15th day of January, 2009.

PRESENT: HONORABLE GEOFFREY L. NEITHERCUT, Circuit Court Judge

This matter came before the Court on Plaintiff's Notice of Presentment of Order Pursuant to MCR 2.602(B)(3) to correct a deficiency in the April 6, 2006 Order Amending Consent Judgment which was to allow the filing and recording of certified surveys of two parcels of land that have not been re-platted as required in the Consent Judgment entered May 5, 2000 and the Court being advised that the deficiency was a missing page 2;

NOW, THEREFORE, IT IS ORDERED that the Order Amending Consent Judgment shall read as follows:

1. Exhibit A, attached hereto, is a copy of a survey for the boundary of the parcel resulting from the vacation of Lots 9 and 24, Block 23, Oak Park Subdivision and Lots 1-14, inclusive, McLaughlin's Addition to the City of Flint, being part of Section Numbers 1 and 2 of the "Indian Reservation of Eleven Sections at and near the Grand Traverse of the Flint River, Michigan Territory", T7N, R7E, City of Flint, Genesee County, Michigan. That survey was performed in accordance with 1970 PA 132, as amended, being MCL 54.211 et. seq. Title to the land described in Exhibit A shall remain vested in Defendant General Motors Corporation and shall be used as the legal description for all purposes, including those of assessment, taxation, sale and conveyance of the parcel.

2. The parcel described in Exhibit A is not a parent parcel as defined by MCL 560.102(i) and cannot be divided in accordance with the provisions of MCL 560.108 and 560.109.

3. Exhibit B, attached hereto, is a copy of a survey for the boundary of the parcel resulting from the vacation of Lot 7, Block 3 in the plat of Alex McFarlan's Addition to the City of Flint, being part of Section Number 2 of the "Indian Reservation of Eleven Sections at and near the Grand Traverse of the Flint River, Michigan Territory", T7N, R7E, City of Flint, Genesee County, Michigan. That survey was performed in accordance with 1970 PA 132, as amended, being MCL 54.211 et. seq. Title to the land described in Exhibit B shall remain vested in Defendant CSX Railroad Corporation and shall be used as the legal description for all purposes, including those of assessment, taxation, sale and conveyance of the parcel.


Instr: 200901200002619 01/20/2009
P: 2 of 9 F: \$38.00 1:41PM
Rosalyn Bogardus 120090001095
Genesee County Register MICHAEL

4. The parcel described in Exhibit B is not a parent parcel as defined by MCL 560.102(i) and cannot be divided in accordance with the provisions of MCL 560.106 and 560.109.
5. Only lawfully existing recorded easements located within the boundary of the parcels described in Exhibits A and B are hereby preserved, and said exhibits shall show only lawfully existing recorded easements.
6. A certified copy of this Amended Judgment shall be recorded by Plaintiff in the Office of the Genesee County Register of Deeds within thirty (30) days from the date of entry of this Amended Judgment, and a copy of the recorded Amended Judgment shall be provided to the Michigan Department of Labor and Economic Growth, Office of Land Survey and Remonumentation within 30 days of its recording.
7. This resolves the last pending claim in this matter and closes this case.


HON. GEOFFREY L. NEITHERCUT, Circuit Judge

Dated: January 15, 2009

Prepared by:
MICHAEL T. JOLIAT, PLC
BY: Michael T. Joliat P32086
140 E. Second Street, Ste 215
Flint, MI 48502
(810) 244-5862


Instr: 200901200002519 01/20/2009
P: 3 of 3 F: \$39.00 1:47PM
Roselyn Gosarbus 120000001005
Genesee County Register PLMICHAEL

Z:\MKE\PLINT\Replst case\order amending order amending consent judgment.doc

CERTIFICATE COPY OF RECORD

#98-164471-CH SC 1083-79

STATE OF MICHIGAN

County of Genesee

ss.

I, MICHAEL J. CARR, Clerk of said County of Genesee and Clerk of the Circuit Court for said County, do hereby certify that I have compared the foregoing copy of Order Amending Order Amending Consent Judgment with the original record thereof now remaining in my office, and that is a true and correct copy therefrom, and of the whole of such original record.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court and County, this 15th day of January, A.D. 2009.

MICHAEL J. CARR, Clerk

By 
Deputy County Clerk

7108 .



Instr: 200901209002519 01/20/2009
P: 4 of 9 F: \$38.00 1:41PM
Roselyn Bogardus T2009001095
Genesee County Register PLMICHAEL

EXHIBIT A

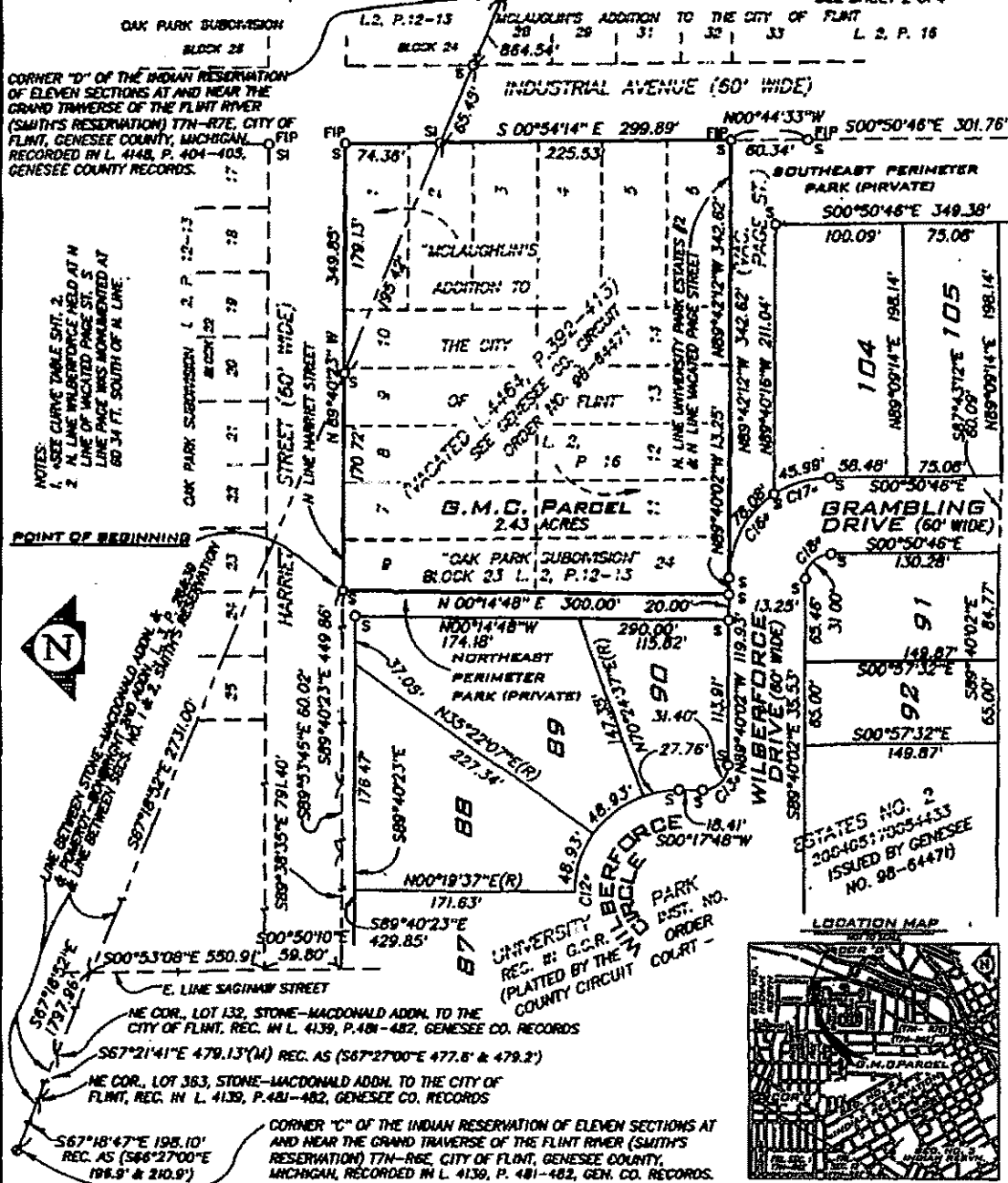
Instr. 200001200002510 61/20/2000
 P. 16 of 9 F. 300.00 1:41PM
 Rosalyn Bogardus 12000001095
 Genesee County Register AL101006L

CERTIFIED SURVEY

CERTIFICATE:

I HEREBY CERTIFY THAT THE ATTACHED SURVEY HAS BEEN COMPLETED IN ACCORDANCE WITH PUBLIC ACT 132 OF 1970, AS AMENDED, AND THAT THE RATIO OF CLOSURE OF LATITUDES AND DEPARTURES IS 1 in 15,000

DESCRIPTION OF LAND SURVEYED:
 SEE SHEET 2 OF 4



O₅ = MONUMENT SET

CITY OF FLINT

SEC. (T7N - R7E) SMITH'S RESERVATION (a.k.a. 11 Secs.
 Nos 1 & 2 GENESSEE COUNTY, MICHIGAN (City of Flint River)

ROWE INCORPORATED

LAPEER
 128 N. Saginaw St.
 LaPeer, MI 48446
 810-664-9411

CORPORATE OFFICE
 6211 Taylor Dr.
 Flint, MI 48507
 810-341-7500

M. PLEASANT
 127 S. Main St.
 M. Pleasant, MI 48858
 989-772-2138

DATE: JAN. 21, 2004

DRAWN: JMO

REVISED

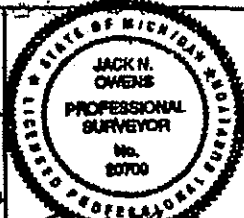
SCALE: 100

FIELD: MDJ

SHEET NO. 1 OF 4

0 50 100 FT.

CHECKED: JMO



JACK N. OWENS
PROFESSIONAL SURVEYOR
No. 80700

CAD NO. 0000171/Phone 3P1st
type-phone 3-CertSurvey

JOB NO. 03C0109

CERTIFIED SURVEY

Instr. 200001200020519 01/20/2009
P. 8 of 9 P. 100.00
Res. 100.00
Genesee County Register

CERTIFICATE:

I HEREBY CERTIFY THAT THE ATTACHED SURVEY HAS BEEN COMPLETED IN ACCORDANCE WITH PUBLIC ACT 132 OF 1970, AS AMENDED, AND THAT THE RATIO OF CLOSURE OF LATITUDES AND DEPARTURES IS 1 in 15,000 DESCRIPTION OF LAND SURVEYED: SEE SHEET 2 OF 4

GENERAL MOTORS DESCRIPTION: COURT ORDER NO. 98-64471-CH; SCU#99-18

A PARCEL OF LAND BEING PART OF SECTION NUMBERS 1 AND 2 OF THE "INDIAN RESERVATION OF ELEVEN SECTIONS AT AND NEAR THE GRAND TRAVERSE OF THE FLINT RIVER, MICHIGAN TERRITORY" (NOW GENESEE COUNTY, STATE OF MICHIGAN) (ALSO COMMONLY KNOWN AS "SMITH'S RESERVATION"), BEING LOCATED IN THE CITY OF FLINT (TOWNSHIP 7 NORTH, RANGE 7 EAST), GENESEE COUNTY, MICHIGAN, INCLUDING PART OF BLOCK 23 OF OAK PARK SUBDIVISION AND PART OF MCLAUGHLIN'S ADDITION TO THE CITY OF FLINT, BEING VACATED IN THE ORDER BY GENESEE COUNTY CIRCUIT COURT NO. 98-64471, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT A POINT ON THE SOUTH LINE OF HARRIET STREET WHICH IS LOCATED BY THE FOLLOWING EIGHT (8) COURSES FROM CORNER C, THE CORNER AT THE NORTHWEST END OF THE LINE COMMON TO SECTION NOS. 1 AND 2 ON SAID RESERVATION BOUNDARY LINE WHICH LIES ALONG THE SOUTHWESTERLY PART OF GOVERNMENT LOT 3 OF FRACTIONAL SECTION 1, TOWNSHIP 7 NORTH, RANGE 6 EAST:

(1) S87°18'47"E 198.10 FEET (RECORDED AS S66°27'E 196.9 FEET AND 210.9 FEET) ALONG THE LINE BETWEEN THE "STONE-MACDONALD ADDITION TO THE CITY OF FLINT" AND THE "POMEROY-BONBRIGHT 2ND ADDITION TO THE CITY OF FLINT" (AS RECORDED IN LIBER 3 OF PLATS, PAGES 28 AND 39, RESPECTIVELY, GENESEE COUNTY RECORDS), ALSO BEING SAID LINE BETWEEN SECTION NOS. 1 AND 2 OF SAID RESERVATION, (2) CONTINUING ALONG SAID LINE S67°21'41"E 479.13 FEET (RECORDED AS S66°27'E 477.6 FEET AND 479.6 FEET), (3) CONTINUING ALONG SAID LINE BETWEEN SAID SECTION NOS. 1 AND 2 OF SAID RESERVATION S67°18'52"E 1797.96 FEET TO A POINT ON THE EAST LINE OF SAGINAW STREET, (4) S00°53'08"E 550.91 FEET ALONG SAID EAST LINE OF SAID SAGINAW STREET, (5) CONTINUING ALONG SAID EAST LINE S00°50'10"E 59.80 FEET, (6) S89°38'35"E 791.40 FEET ALONG SAID SOUTH LINE OF HARRIET STREET, (7) CONTINUING ALONG SAID SOUTH LINE S89°53'45"E 60.02 FEET, AND (8) CONTINUING ALONG SAID SOUTH LINE S89°40'23"E 449.86 FEET TO THE POINT OF BEGINNING;

THENCE FROM SAID POINT OF BEGINNING CONTINUING ALONG SAID SOUTH LINE OF HARRIET STREET S89°40'23"E 349.85 FEET; THENCE S00°54'14"E 299.89 FEET ALONG THE WEST LINE OF INDUSTRIAL AVENUE, THENCE N89°42'12"W 342.62 FEET ALONG THE NORTH LINE OF VACATED PAGE STREET AND THE NORTH LINE OF THE PLAT OF UNIVERSITY PARK ESTATES NO. 2 (AS RECORDED IN INSTR.

#2004505170054433, G.C.R.); THENCE N89°40'02"W 13.25 FEET ALONG THE NORTH LINE OF WILBERFORCE DRIVE OF SAID PLAT OF UNIVERSITY PARK ESTATES NO. 2; THENCE N00°14'48"E 300.00 FEET ALONG THE EAST LINE OF UNIVERSITY PARK ESTATES NO. 2 TO THE POINT OF BEGINNING, CONTAINING 2.43 ACRES.

CORNER C, COMMON TO SEC. NOS. 1&2 AT NW LINE OF RESERVATION SET 1/2" REEOD/CAP20709

N16°E 39.29' SE COR BLK FNTN HSE#2232 FRANCIS
N21°W 42.95' SW COR BLK FNTN HSE#2232 FRANCIS
N85°W 46.66' SET 60d SPK S. FC 24" SILVER MAPLE
N84°W 43.11' SET 60d SPK N. FC 24" SILVER MAPLE

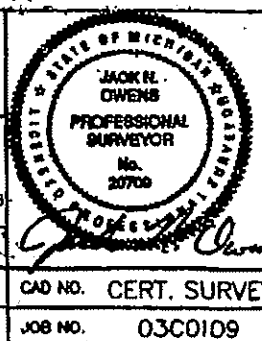
CORNER D, COMMON TO SEC. NOS. 1&2 AT RT. BANK OF FLINT RIVER SET 1/2" REEOD/CAP20709 IN ASPHALT WALK ALONG RIVER

N25°E 17.53' SET PK NAIL W. FC POWER POLE
N28°E 57.61' SW COR METAL I-BEAM POST/GUARD RAIL
S55°E 57.79' SET CHISELED + TOP CENTER HEADWALL STORM SEWER
S10°W 13.45' SET 60d SPK E. FC 24" MULBERRY

CURVE TABLE FOR UNIVERSITY PARK ESTATES NO. 2

CURVE	RADIUS	LENGTH	DELTA	TANGENT	BEARING	CHORD
C12	80.00'	251.33'	180°00'00"	INFINITE	N89°42'12"W	160.00'
C13	20.00'	31.40'	89°57'49"	19.99'	S44°41'07"E	28.28'
C16	80.00'	78.08'	55°55'17"	42.47'	N81°44'34"W	75.02'
C17	80.00'	45.99'	32°56'10"	23.65'	N17°18'51"W	45.36'
C18	20.00'	31.00'	88°49'16"	19.59'	N45°15'24"W	27.99'

BEARINGS ARE REFERENCED TO ASTRONOMIC OBSERVATION (SOLAR HR. ANGLE) 10-14/1996) 1163' E. OF E. LINE SAGINAW
LEGEND, O = IRON SET, ● = IRON FOUND, ■ = MONUMENT FOUND, -X-X- = FENCE, (R) = RECORDED, (M) = MEASURED

<p>CITY OF FLINT SEC. #1&2 T (7N-R7E) SMITH'S RESERVATION (a.k.a. II GENESEE COUNTY, MICHIGAN Secs. at Flint River)</p>		
<p>ROWE INCORPORATED</p>		
<p>LAPIER 128 N. Saginaw St. Lapeer, MI 48446 810-684-8411</p>	<p>CORPORATE OFFICE 6211 Taylor Dr. Flint, MI 48507 810-341-7500</p>	<p>ML PLEASANT 127 S. Main St. ML Pleasant, MI 48858 888-772-2138</p>
DATE: JAN. 21, 2004	DRAWN: JNO	
REVISED	SCALE: 100 0 50 100 FT.	FIELD: MDJ
SHEET NO. 2 OF 4	CHECKED: JNO	CAD NO. CERT. SURVEY
		JOB NO. 03C0109

7108

Instr: 200901200002519 01/20/2009
P: 7 of 9 F: \$38.00 1:41PM
Rosalyn Bogardus T20090001095
Genesee County Register MLMICHAEL

EXHIBIT B

7108

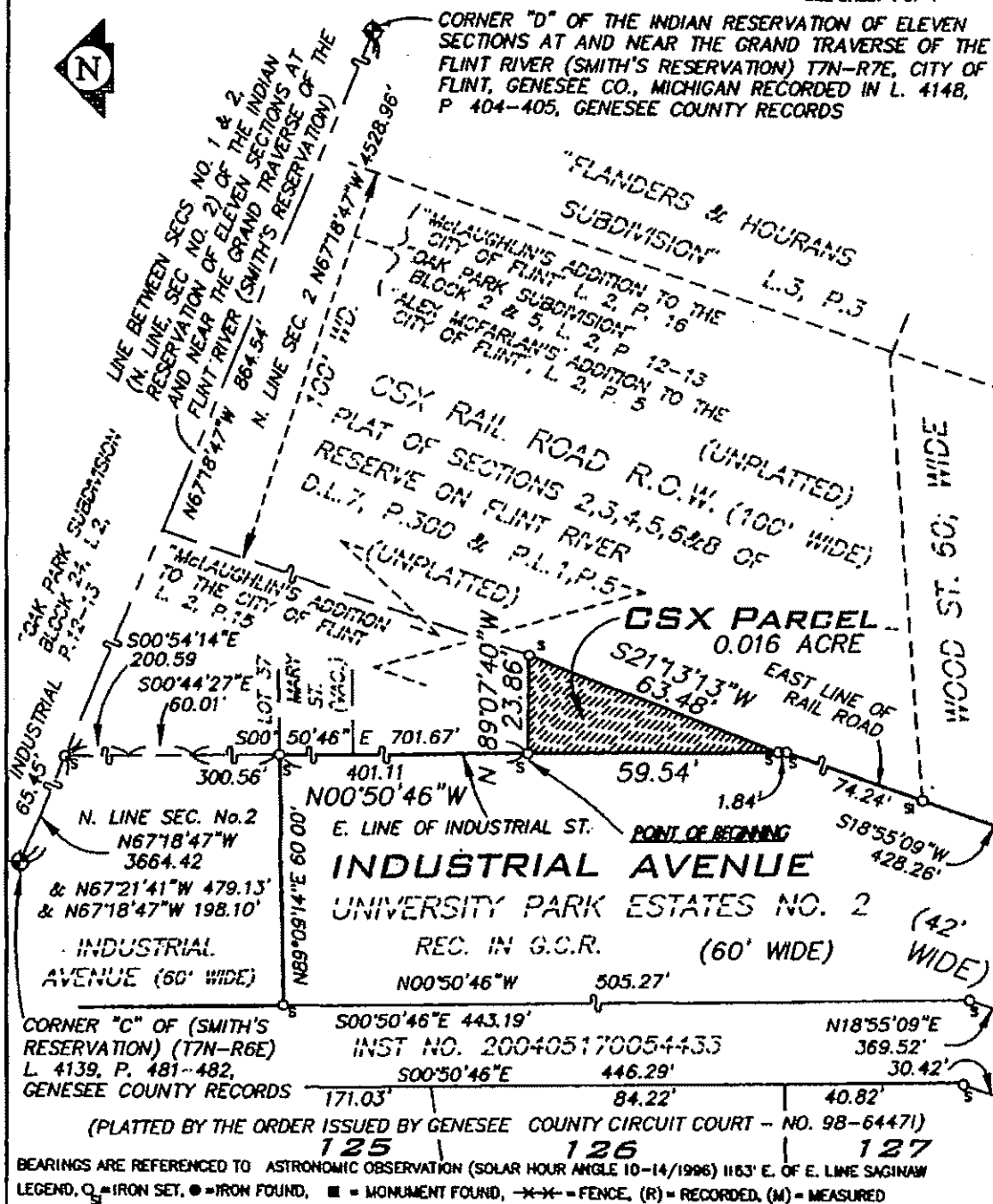
Instr: 200001200002518 01/20/2000
 618 of 8 P: 530.68 1:41PM
 Susanyn Rogers 720300031055
 Genesee County Register RL104061

CERTIFIED SURVEY

CERTIFICATE:

I HEREBY CERTIFY THAT THE ATTACHED SURVEY HAS BEEN COMPLETED IN ACCORDANCE WITH PUBLIC ACT 132 OF 1970, AS AMENDED, AND THAT THE RATIO OF CLOSURE OF LATITUDES AND DEPARTURES IS 1 in 15,000

DESCRIPTION OF LAND SURVEYED:
 SEE SHEET 4 OF 4



<p>○_s = MONUMENT SET</p>	<p>CITY OF FLINT</p> <p>SEC. 15 & 27 (7E-R 7E) SMITH'S RESERVATION (a.k.a. 11) GENESEE COUNTY, MICHIGAN</p>		
	<p>ROWE INCORPORATED</p>		
	<p>LAPEER 128 N. Saginaw St. LaPeer, MI 48448 810-664-9411</p>	<p>CORPORATE OFFICE 8211 Taylor Dr. Flint, MI 48907 810-341-7300</p>	
	<p>MI. PLEASANT 127 S. Main St. Mt. Pleasant, MI 48856 989-772-2136</p>		
<p>DATE: FEB. 02, 2004</p>	<p>DRAWN: JNO</p>	<p>CAD NO. 0000171csx CSX CertSurvey</p>	
<p>REVISÉ</p>	<p>SCALE: 100 0 50 100 FT.</p>	<p>FIELD: MDJ</p>	<p>JOB NO. 03C0109</p>
<p>SHEET NO. 3 OF 4</p>	<p>CHECKED: JNO</p>		

7108

CERTIFIED SURVEY

Instr. 200001200002018 01/20/2008
 P. 8 of 8 F. \$38.00 1:41PM
 Rosalyn Baderman T20000001000
 Genesee County Register PLRICHAE

CERTIFICATE:

I HEREBY CERTIFY THAT THE ATTACHED SURVEY HAS BEEN COMPLETED IN ACCORDANCE WITH PUBLIC ACT 132 OF 1870, AS AMENDED, AND THAT THE RATIO OF CLOSURE OF LATITUDES AND DEPARTURES IS 1 in 15,000 DESCRIPTION OF LAND SURVEYED: SEE SHEET 4 OF 4

CSX RAIL ROAD DESCRIPTION: COURT ORDER NO. 98-64471-CH; SCU #99-18

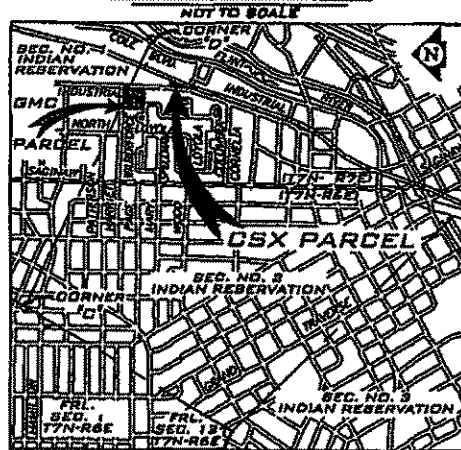
A PARCEL OF LAND BEING PART OF SECTION NUMBER 2 OF THE "INDIAN RESERVATION OF ELEVEN SECTIONS AT AND NEAR THE GRAND TRAVERSE OF THE FLINT RIVER, MICHIGAN TERRITORY" (NOW GENESEE COUNTY, STATE OF MICHIGAN) (ALSO COMMONLY KNOWN AS "SMITH'S RESERVATION"), BEING LOCATED IN THE CITY OF FLINT (TOWNSHIP 7 NORTH, RANGE 7 EAST), GENESEE COUNTY, MICHIGAN, AND BEING THAT PART OF VACATED LOT 7 OF VACATED BLOCK 3 OF VACATED ALEX MCFARLAN'S ADDITION TO THE CITY OF FLINT LYING EAST OF INDUSTRIAL AVENUE, AS VACATED IN THE ORDER BY GENESEE COUNTY CIRCUIT COURT, CASE NO. 98-64471-CH, L. 4464, P.392-413, GENESEE COUNTY RECORDS, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT A POINT ON THE EAST LINE OF INDUSTRIAL AVENUE WHICH IS LOCATED BY THE FOLLOWING FOUR (4) COURSES FROM CORNER D, THE CORNER AT THE SOUTHEAST END OF THE LINE COMMON TO SECTION NOS. 1 AND 2 ON SAID RESERVATION WHICH LIES 59 FEET NORTH-NORTHWESTERLY FROM THE RIGHT BANK OF THE FLINT RIVER:

(1) N67°18'47"W 864.54 FEET (RECORDED AS N66°21'00"W) ALONG THE LINE BETWEEN THE "OAK PARK SUBDIVISION" (AS RECORDED IN LIBER 2 OF PLATS, PAGES 12 AND 13, GENESEE COUNTY RECORDS) AND THE "MCLAUGHLIN'S ADDITION TO THE CITY OF FLINT" (AS RECORDED IN LIBER 2 OF PLATS, PAGE 16, GENESEE COUNTY RECORDS), ALSO BEING SAID LINE BETWEEN SECTIONS 1 AND 2 OF SAID RESERVATION, (2) S00°54'14"E 200.59 FEET (RECORDED AS SOUTH 199.9 FEET) ALONG THE EAST LINE OF INDUSTRIAL AVENUE, (3) CONTINUING ALONG SAID EAST LINE S00°44'27"E 60.01 FEET, AND (4) CONTINUING ALONG SAID EAST LINE S00°50'46"E 701.67 FEET;

THENCE FROM SAID POINT OF BEGINNING S89°07'40"E 23.86 FEET ALONG THE NORTH LINE OF SAID VACATED LOT 7; THENCE S21°13'13"E (RECORDED AS S22°00'00"W) 63.48 FEET ALONG THE EAST LINE OF SAID VACATED LOT 7, ALSO BEING THE WEST LINE OF THE CSX RAIL ROAD; THENCE N00°50'46"W 59.54 FEET ALONG SAID EAST LINE OF INDUSTRIAL AVENUE AND THE EAST LINE OF UNIVERISTY PARK ESTATES NO. 2 TO THE POINT OF BEGINNING, CONTAINING 0.016 OF AN ACRE.

LOCATION MAP



CORNER C: COMMON TO SEC.NOS. 1&2 AT
 NW LINE OF RESERVATION
 SET 1/2" REEOD/CAP20709

N16°E 39.29' SE COR BLK FNTN HSE#2232 FRANCIS
 N21°W 42.95' SW COR BLK FNDTN HSE#2232 FRANCIS
 N65°W 46.66' SET 60d SPK S. FC 24" SILVER MAPLE
 N84°W 43.11' SET 60d SPK N. FC 24" SILVER MAPLE

CORNER D: COMMON TO SEC.NOS. 1&2 AT
 RT. BANK OF FLINT RIVER
 SET 1/2" REEOD/CAP20709 IN ASPHALT
 WALK ALONG RIVER

N25°E 17.53' SET PK NAIL W. FC POWER POLE
 N28°E 57.61' SW COR METAL I-BEAM POST/
 GUARD RAIL
 S55°E 57.79' SET CHISELED + TOP CENTER
 HEADWALL STORM SEWER
 S10°W 13.45' SET 60d SPK E. FC 24" MULBERRY

BEARINGS ARE REFERENCED TO ASTRONOMIC OBSERVATION (SOLAR HOUR ANGLE 10-14/1996) 1163° E. OF E. LINE SAGINAW
 LEGEND, ○ = IRON SET, ● = IRON FOUND, ■ = MONUMENT FOUND, -X-X- = FENCE, (R) = RECORDED, (M) = MEASURED

<p>CITY OF FLINT SEC. #1&2 (7E-R 7E) SMITH'S RESERVATION (a.k.a. 11) GENESEE COUNTY, MICHIGAN</p>		
<p>ROWE INCORPORATED</p>		
<p>LAPEER 128 N. Saginaw St. Lapeer, MI 48446 810-664-9411</p>	<p>CORPORATE OFFICE 6211 Taylor Dr. Flint, MI 48507 810-341-7500</p>	<p>ML PLEASANT 127 S. Main St. ML Pleasant, MI 48858 989-772-2130</p>
<p>DATE: FEB. 02, 2004</p>	<p>DRAWN: JNO</p>	<p>CAD NO. 00C0171csx CSX_CertSurvey</p>
<p>REVISD</p>	<p>SCALE: 100 0 50 100 FT.</p>	
<p>SHEET NO. 4 OF 4</p>	<p>CHECKED: JNO</p>	<p>JOB NO. 03C0109</p>

7108

STATE OF MICHIGAN
IN THE CIRCUIT COURT FOR THE COUNTY OF GENESEE

CITY OF FLINT, a Michigan Municipal
Corporation,

Plaintiff,

vs

CASE NO. 98-64471-CH

JUDGE: GEOFFREY L. NEITHERCUT

MICHIGAN STATE TREASURER; ET AL

Defendants.

JOLIAT, TOSTO, MCCORMICK & BADE PLC
BY: MICHAEL T. JOLIAT (P32086)
Attorney for Plaintiff, City of Flint
Capitol Theatre Building
140 E. Second Street, Ste. 215
Flint, MI 48502
(810) 244-5862 FAX: (810) 244-1650

BARBARA A. SCHMIDT (P40530)
Assistant Attorney General
Attorney for Defendant MDCIS
525 W. Ottawa, Fl 6
P.O. Box 30755
Lansing, MI 48909
(517) 373-7540 FAX: (517) 373-1610

WENDY A. McINTYRE (P53792)
Attorney for Defendant Consumers
1 Energy Plaza Dr., Rm EP 11-309
Jackson, MI 49201
(517) 788-0717 FAX: (517) 788-8011

ROBERT L. SHEGOS (P20327)
Attorney for Defendant Genesee Rd Com.
1044 N. Irish Road, #A
Davison, MI 48423
(810) 653-9036 FAX: (810) 658-2444

A TRUE COPY
Michael J. Carr, Clerk

Order Amending Consent Judgment

At a session of Court held in the City of Flint, County of Genesee,
State of Michigan, this 6th day of April 2006.

PRESENT: HONORABLE GEOFFREY L. NEITHERCUT
Circuit Court Judge

This matter came before the Court on Plaintiff's Motion to Amend the Consent Judgment to allow the filing and recording of certified surveys of two parcels of land that have not been replatted as required in the Consent Judgment entered May 5, 2000 and the Court being fully advised in the premises;

NOW, THEREFORE, IT IS ORDERED AND ADJUDGED:

Inst. # 200604070036483
Date 4-7-06
Time 3:28pm

7108

5. Only lawfully existing recorded easements located within the boundary of the parcels described in Exhibits A and B are hereby preserved, and said exhibits shall show only lawfully existing recorded easements.

6. A certified copy of this Amended Judgment shall be recorded by Plaintiff in the Office of the Genesee County Register of Deeds within thirty (30) days from the date of entry of this Amended Judgment, and a copy of the recorded Amended Judgment shall be provided to the Michigan Department of Labor and Economic Growth, Office of Land Survey and Remonumentation within 30 days of its recording.

7. This resolves the last pending claim in this matter and closes this case.

GEOFFREY L. NEITHERCUT
P-25466

HON. GEOFFREY L. NEITHERCUT, Circuit Judge

Dated:

April 16, 2006

We hereby stipulate to entry of the forgoing order:

Michael T. Joliat
JOLIAT, TOSTO, MCCORMICK & BADE PLC
BY: MICHAEL T. JOLIAT (P32086)
Attorney for Plaintiff, City of Flint

Dated:

8/19/05

WENDY A. McINTYRE (P53792)
Attorney for Defendant Consumers

Dated:

Barbara A. Schmidt
BARBARA A. SCHMIDT (P40530)
Assistant Attorney General
Attorney for Defendant MDCIS
Dated: 8/19/05

ROBERT L. SHEGOS (P20327)
Attorney for Defendant Genesee Rd Com.

Dated:

7108

5. Only lawfully existing recorded easements located within the boundary of the parcels described in Exhibits A and B are hereby preserved, and said exhibits shall show only lawfully existing recorded easements.

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7. This resolves the last pending claim in this matter and closes this case.

HON. GEOFFREY L. NEITHERCUT, Circuit Judge

Dated: _____

We hereby stipulate to entry of the forgoing order:

JOLIAT, TOSTO, MCCORMICK & BADE PLC
BY: MICHAEL T. JOLIAT (P32086)
Attorney for Plaintiff, City of Flint

Dated: _____

BARBARA A. SCHMIDT (P40530)
Assistant Attorney General
Attorney for Defendant MDCIS
Dated: _____

WENDY A. McINTYRE (P53792)
Attorney for Defendant Consumers

Dated: _____

ROBERT L. SHEGOS (P20327)
Attorney for Defendant Genesee Rd Com.

Dated: 8/1/05

7108

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7. This resolves the last pending claim in this matter and closes this case.

HON. GEOFFREY L. NEITHERCUT, Circuit Judge

Dated: _____

We hereby stipulate to entry of the forgoing order:

JOLIAT, TOSTO, MCCORMICK & BADE PLC
BY: MICHAEL T. JOLIAT (P32086)
Attorney for Plaintiff, City of Flint

Dated: _____

Deborah Ann Kile
WENDY A. MCINTYRE (P53792) — Deborah Ann Kile
Attorney for Defendant Consumers (P36639)

Dated: _____

BARBARA A. SCHMIDT (P40530)
Assistant Attorney General
Attorney for Defendant MDCIS
Dated: _____

ROBERT L. SHEGOS (P20327)
Attorney for Defendant Genesee Rd Com.

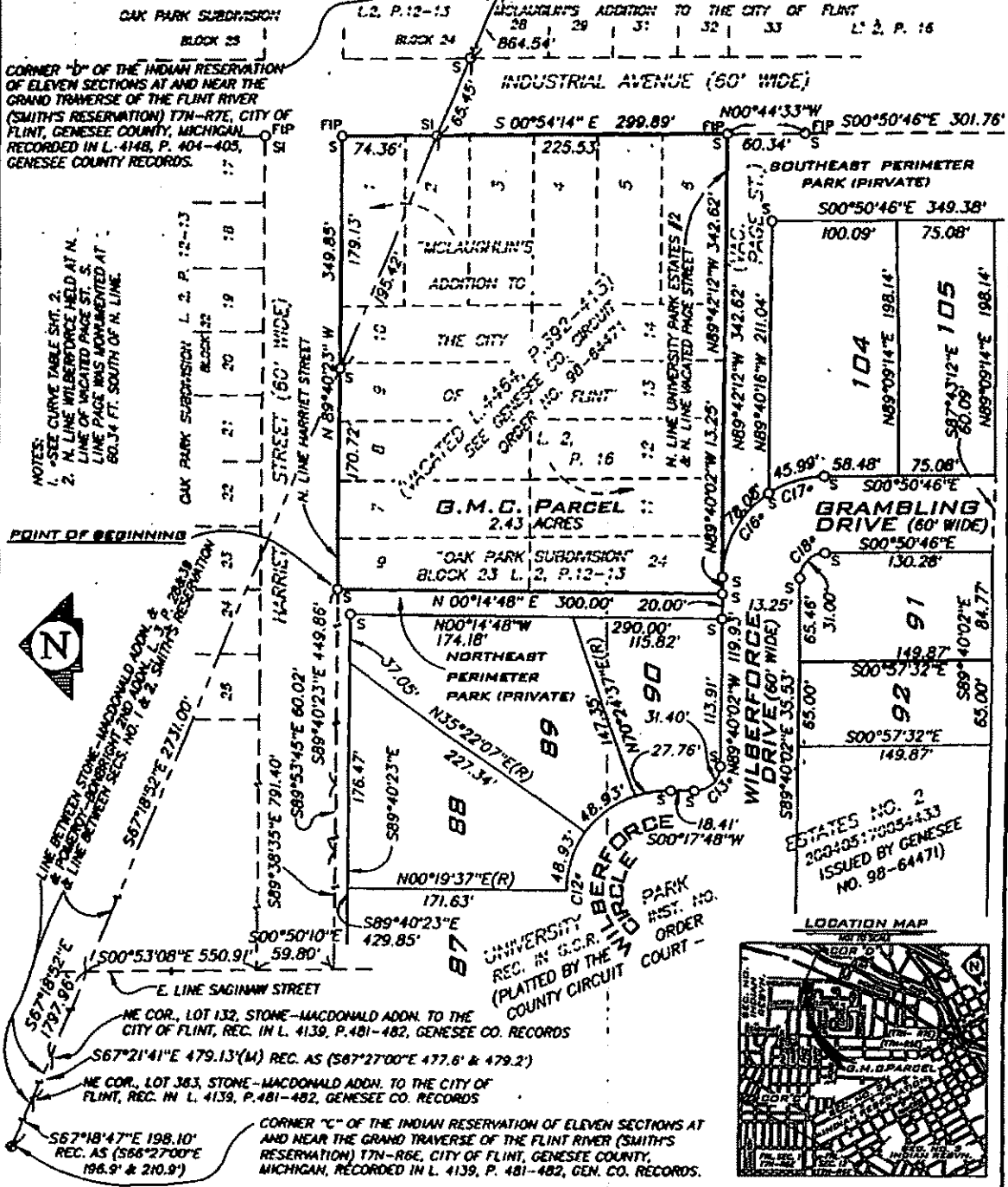
Dated: _____

7108

EXHIBIT A

CERTIFIED SURVEY

CERTIFICATE:
I HEREBY CERTIFY THAT THE ATTACHED SURVEY HAS BEEN COMPLETED IN ACCORDANCE WITH PUBLIC ACT 132 OF 1970, AS AMENDED, AND THAT THE RATIO OF CLOSURE OF LATITUDES AND DEPARTURES IS 1 in 15,000
DESCRIPTION OF LAND SURVEYED:
SEE SHEET 2 OF 4



BEARINGS ARE REFERENCED TO ASTRONOMIC OBSERVATION (SOLAR HR. ANGLE) 10-14/1996 1163° E. OF E. LINE SAGINAW
LEGEND, O = IRON SET, ● = IRON FOUND, ■ = MONUMENT FOUND, -X-X- = FENCE, (R) = RECORDED, (M) = MEASURED

O _s = MONUMENT SET	CITY OF FLINT		
	SEC. (T 7N - R 7E) SMITH'S RESERVATION (a.k.a. 11 Secs. of Flint River) GENESEE COUNTY, MICHIGAN		
	ROWE INCORPORATED		
	LAPEER 128 N. Saginaw St. Lapeer, MI 48446 810-664-9411 CORPORATE OFFICE 8211 Taylor Dr. Flint, MI 48907 810-341-7500 MI. PLEASANT 127 S. Main St. MI. Pleasant, MI 48858 989-772-2138		
REVISED	DATE: JAN. 21, 2004	DRAWN: JNO	JOB NO. 03C0109
SHEET NO. 1 OF 4	SCALE: 100 0 50 100 FT.	CHECKED: JNO	

CERTIFIED SURVEY

CERTIFICATE:

I HEREBY CERTIFY THAT THE ATTACHED SURVEY HAS BEEN COMPLETED IN ACCORDANCE WITH PUBLIC ACT 132 OF 1970, AS AMENDED, AND THAT THE RATIO OF CLOSURE OF LATITUDES AND DEPARTURES IS 1 in 15,000 DESCRIPTION OF LAND SURVEYED: SEE SHEET 2 OF 4

GENERAL MOTORS DESCRIPTION: COURT ORDER NO. 98-64471-CH; SCU#99-18

A PARCEL OF LAND BEING PART OF SECTION NUMBERS 1 AND 2 OF THE "INDIAN RESERVATION OF ELEVEN SECTIONS AT AND NEAR THE GRAND TRAVERSE OF THE FLINT RIVER, MICHIGAN TERRITORY" (NOW GENESEE COUNTY, STATE OF MICHIGAN) (ALSO COMMONLY KNOWN AS "SMITH'S RESERVATION"), BEING LOCATED IN THE CITY OF FLINT (TOWNSHIP 7 NORTH, RANGE 7 EAST), GENESEE COUNTY, MICHIGAN, INCLUDING PART OF BLOCK 23 OF OAK PARK SUBDIVISION AND PART OF MCLAUGHLIN'S ADDITION TO THE CITY OF FLINT, BEING VACATED IN THE ORDER BY GENESEE COUNTY CIRCUIT COURT NO. 98-64471, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT A POINT ON THE SOUTH LINE OF HARRIET STREET, WHICH IS LOCATED BY THE FOLLOWING EIGHT (8) COURSES FROM CORNER C, THE CORNER AT THE NORTHWEST END OF THE LINE COMMON TO SECTION NOS. 1 AND 2 ON SAID RESERVATION BOUNDARY LINE WHICH LIES ALONG THE SOUTHWESTERLY PART OF GOVERNMENT LOT 3 OF FRACTIONAL SECTION 1, TOWNSHIP 7 NORTH, RANGE 6 EAST:

(1) S67°18'47"E 198.10 FEET (RECORDED AS S66°27'E 196.9 FEET AND 210.9 FEET) ALONG THE LINE BETWEEN THE "STONE-MACDONALD ADDITION TO THE CITY OF FLINT" AND THE "POMEROY-BONBRIGHT 2ND ADDITION TO THE CITY OF FLINT" (AS RECORDED IN LIBER 3 OF PLATS, PAGES 28 AND 39, RESPECTIVELY, GENESEE COUNTY RECORDS), ALSO BEING SAID LINE BETWEEN SECTION NOS. 1 AND 2 OF SAID RESERVATION, (2) CONTINUING ALONG SAID LINE S67°21'41"E 479.13 FEET (RECORDED AS S66°27'E 477.6 FEET AND 479.6 FEET), (3) CONTINUING ALONG SAID LINE BETWEEN SAID SECTION NOS. 1 AND 2 OF SAID RESERVATION S67°18'52"E 1797.96 FEET TO A POINT ON THE EAST LINE OF SAGINAW STREET, (4) S00°53'08"E 550.91 FEET ALONG SAID EAST LINE OF SAID SAGINAW STREET, (5) CONTINUING ALONG SAID EAST LINE S00°50'10"E 59.80 FEET, (6) S89°38'35"E 791.40 FEET ALONG SAID SOUTH LINE OF HARRIET STREET, (7) CONTINUING ALONG SAID SOUTH LINE S89°53'45"E 60.02 FEET, AND (8) CONTINUING ALONG SAID SOUTH LINE S89°40'23"E 449.86 FEET TO THE POINT OF BEGINNING;

THENCE FROM SAID POINT OF BEGINNING CONTINUING ALONG SAID SOUTH LINE OF HARRIET STREET S89°40'23"E 349.85 FEET; THENCE S00°54'14"E 299.89 FEET ALONG THE WEST LINE OF INDUSTRIAL AVENUE; THENCE N89°42'12"W 342.62 FEET ALONG THE NORTH LINE OF VACATED PAGE STREET AND THE NORTH LINE OF THE PLAT OF UNIVERSITY PARK ESTATES NO. 2 (AS RECORDED IN INSTR.

#2004505170054433, G.C.R.); THENCE N89°40'02"W 13.25 FEET ALONG THE NORTH LINE OF WILBERFORCE DRIVE OF SAID PLAT OF UNIVERSITY PARK ESTATES NO. 2; THENCE N00°14'48"E 300.00 FEET ALONG THE EAST LINE OF UNIVERSITY PARK ESTATES NO. 2 TO THE POINT OF BEGINNING, CONTAINING 2.43 ACRES.

CORNER C: COMMON TO SEC. NOS. 1&2 AT NW LINE OF RESERVATION SET 1/2" REEOD/CAP20709

N16°E 39.29' SE COR BLK FNTN HSE#2232 FRANCIS
N21°W 42.95' SW COR BLK FNDTN HSE#2232 FRANCIS
N65°W 46.66' SET 60d SPK S. FC 24" SILVER MAPLE
N84°W 43.11' SET 60d SPK N. FC 24" SILVER MAPLE

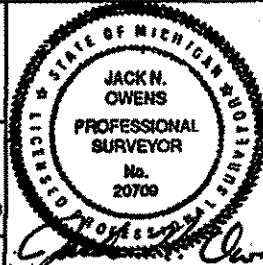
CORNER D: COMMON TO SEC. NOS. 1&2 AT RT. BANK OF FLINT RIVER SET 1/2" REEOD/CAP20709 IN ASPHALT WALK ALONG RIVER

N25°E 17.53' SET PK NAIL W. FC POWER POLE
N28°E 57.61' SW COR METAL I-BEAM POST/GUARD RAIL
S55°E 57.79' SET CHISELED + TOP CENTER HEADWALL STORM SEWER
S10°W 13.45' SET 60d SPK E. FC 24" MULBERRY

CURVE TABLE FOR UNIVERSITY PARK ESTATES NO. 2

CURVE	RADIUS	LENGTH	DELTA	TANGENT	BEARING	CHORD
C12	80.00'	251.33'	180°00'00"	INFINITE	N89°42'12"W	160.00'
C13	20.00'	31.40'	89°57'49"	19.99'	S44°41'07"E	28.28'
C16	80.00'	78.08'	55°55'17"	42.47'	N61°44'34"W	75.02'
C17	80.00'	45.99'	32°56'10"	23.65'	N17°18'51"W	45.36'
C18	20.00'	31.00'	88°49'16"	19.59'	N45°15'24"W	27.99'

BEARINGS ARE REFERENCED TO ASTRONOMIC OBSERVATION (SOLAR HR. ANGLE) 10-14/1996) 1163' E. OF E. LINE SAGINAW
LEGEND, O = IRON SET, ● = IRON FOUND, ■ = MONUMENT FOUND, -X-X- = FENCE, (R) = RECORDED, (M) = MEASURED

CITY OF FLINT SEC. #1&2 T (7N- R7E) SMITH'S RESERVATION (a.k.a. II GENESEE COUNTY, MICHIGAN Secs. at Flint River)		
ROWE INCORPORATED LAPEER: 128 N. Saginaw St., Lapeer, MI 48446, 810-664-9411 CORPORATE OFFICE: 6211 Taylor Dr., Flint, MI 48507, 810-341-7500 M.L. PLEASANT: 127 S. Main St., M.L. Pleasant, MI 48858, 989-772-2136		
DATE: JAN. 21, 2004 SCALE: 100 0 1 IN. 0 50 100 FT.		
DRAWN: JNO FIELD: MDJ CHECKED: JNO		
REVISED SHEET NO. 2 OF 4	CAD NO. CERT. SURVEY JOB NO. 03C0109	

7108

EXHIBIT B

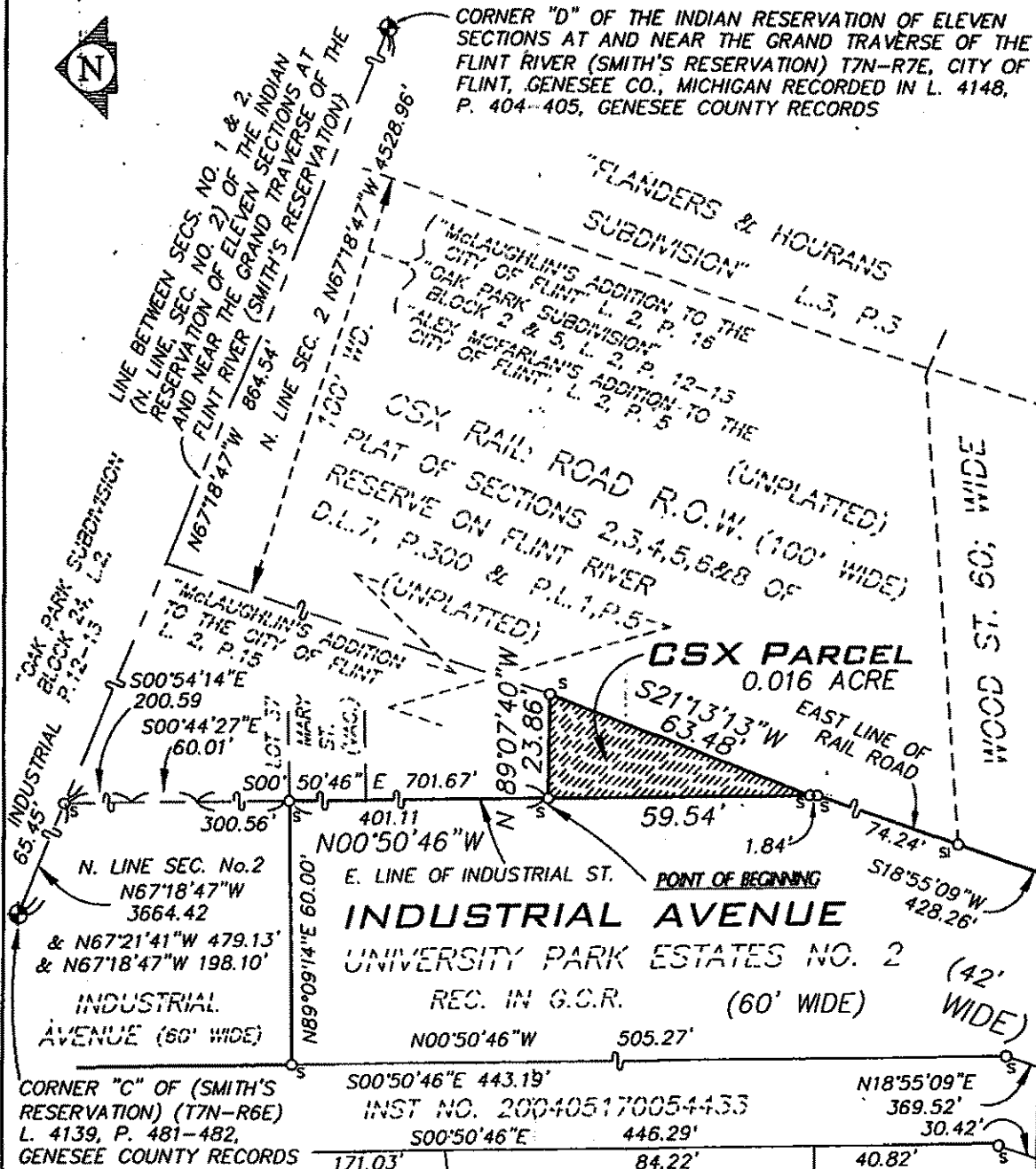
7108

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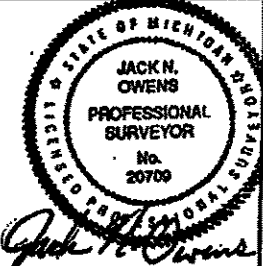
DESCRIPTION OF LAND SURVEYED:
SEE SHEET 4 OF 4



(PLATTED BY THE ORDER ISSUED BY GENESEE COUNTY CIRCUIT COURT - NO. 98-64471)

BEARINGS ARE REFERENCED TO ASTRONOMIC OBSERVATION (SOLAR HOUR ANGLE 10-14/1996) 1163° E. OF E. LINE SAGINAW

LEGEND: \odot = IRON SET, \bullet = IRON FOUND, \blacksquare = MONUMENT FOUND, \times = FENCE, (R) = RECORDED, (M) = MEASURED

\odot = MONUMENT SET	CITY OF FLINT SEC. #1&2 (7E-R 7E) SMITH'S RESERVATION (a.k.a. II) GENESEE COUNTY, MICHIGAN		
	ROWE INCORPORATED LAPEER: 128 N. Saginaw St., Lapeer, MI 48446, 810-664-9411 CORPORATE OFFICE: 6211 Taylor Dr., Flint, MI 48507, 810-341-7500 MT. PLEASANT: 127 S. Main St., Mt. Pleasant, MI 48858, 989-772-2138		
REVISED	DATE: FEB. 02, 2004	DRAWN: JNO	JOB NO. 03C0109
SHEET NO. 3 OF 4	SCALE: 100 0 50 100 FT.	CHECKED: JNO	

7108

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CSX RAIL ROAD DESCRIPTION: COURT ORDER NO. 98-64471-CH; SCU #99-18

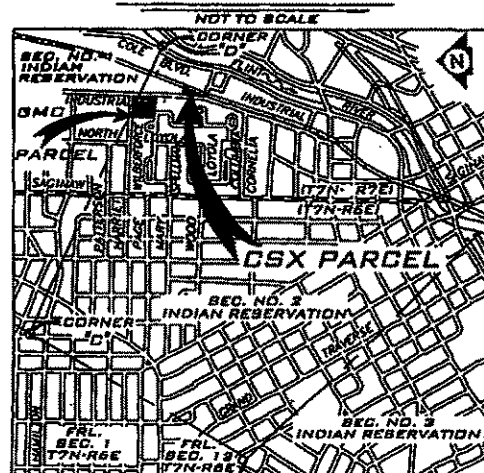
A PARCEL OF LAND BEING PART OF SECTION NUMBER 2 OF THE "INDIAN RESERVATION OF ELEVEN SECTIONS AT AND NEAR THE GRAND TRAVERSE OF THE FLINT RIVER, MICHIGAN TERRITORY" (NOW GENESEE COUNTY, STATE OF MICHIGAN) (ALSO COMMONLY KNOWN AS "SMITH'S RESERVATION"), BEING LOCATED IN THE CITY OF FLINT (TOWNSHIP 7 NORTH, RANGE 7 EAST), GENESEE COUNTY, MICHIGAN; AND BEING THAT PART OF VACATED LOT 7 OF VACATED BLOCK 3 OF VACATED ALEX MCFARLAN'S ADDITION TO THE CITY OF FLINT LYING EAST OF INDUSTRIAL AVENUE, AS VACATED IN THE ORDER BY GENESEE COUNTY CIRCUIT COURT, CASE NO. 98-64471-CH, L. 4464, P.392-413, GENESEE COUNTY RECORDS, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT A POINT ON THE EAST LINE OF INDUSTRIAL AVENUE WHICH IS LOCATED BY THE FOLLOWING FOUR (4) COURSES FROM CORNER D, THE CORNER AT THE SOUTHEAST END OF THE LINE COMMON TO SECTION NOS. 1 AND 2 ON SAID RESERVATION WHICH LIES 59 FEET NORTH-NORTHWESTERLY FROM THE RIGHT BANK OF THE FLINT RIVER:

(1) N67°18'47"W 864.54 FEET (RECORDED AS N66°21'00"W) ALONG THE LINE BETWEEN THE "OAK PARK SUBDIVISION" (AS RECORDED IN LIBER 2 OF PLATS, PAGES 12 AND 13, GENESEE COUNTY RECORDS) AND THE "MCLAUGHLIN'S ADDITION TO THE CITY OF FLINT" (AS RECORDED IN LIBER 2 OF PLATS, PAGE 16, GENESEE COUNTY RECORDS), ALSO BEING SAID LINE BETWEEN SECTIONS 1 AND 2 OF SAID RESERVATION, (2) S00°54'14"E 200.59 FEET (RECORDED AS SOUTH 199.9 FEET) ALONG THE EAST LINE OF INDUSTRIAL AVENUE, (3) CONTINUING ALONG SAID EAST LINE S00°44'27"E 60.01 FEET, AND (4) CONTINUING ALONG SAID EAST LINE S00°50'46"E 701.67 FEET;

THENCE FROM SAID POINT OF BEGINNING S89°07'40"E 23.86 FEET ALONG THE NORTH LINE OF SAID VACATED LOT 7; THENCE S21°13'13"E (RECORDED AS S22°00'00"W) 63.48 FEET ALONG THE EAST LINE OF SAID VACATED LOT 7, ALSO BEING THE WEST LINE OF THE CSX RAIL ROAD; THENCE N00°50'46"W 59.54 FEET ALONG SAID EAST LINE OF INDUSTRIAL AVENUE AND THE EAST LINE OF UNIVERISTY PARK ESTATES NO. 2 TO THE POINT OF BEGINNING, CONTAINING 0.016 OF AN ACRE.

LOCATION MAP



CORNER C: COMMON TO SEC. NOS. 1&2 AT NW LINE OF RESERVATION
SET 1/2" REEOD/CAP20709

N16°E 39.29' SE COR BLK FNTN HSE#2232 FRANCIS
N21°W 42.95' SW COR BLK FNTN HSE#2232 FRANCIS
N65°W 46.66' SET 60d SPK S. FC 24" SILVER MAPLE
N84°W 43.11' SET 60d SPK N. FC 24" SILVER MAPLE

CORNER D: COMMON TO SEC. NOS. 1&2 AT RT. BANK OF FLINT RIVER
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N25°E 17.53' SET PK NAIL W. FC POWER POLE
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HEADWALL STORM SEWER
S10°W 13.45' SET 60d SPK E. FC 24" MULBERRY.

BEARINGS ARE REFERENCED TO ASTRONOMIC OBSERVATION (SOLAR HOUR ANGLE 10-14/1996) 1163' E. OF E. LINE SAGINAW
LEGEND, O = IRON SET, ● = IRON FOUND, ■ = MONUMENT FOUND, -X-X- = FENCE, (R) = RECORDED, (M) = MEASURED

<p>CITY OF FLINT SEC. #1&2 (7E- R 7E) SMITH'S RESERVATION (a.k.a. 11) GENESEE COUNTY, MICHIGAN</p>			
<p>ROWE INCORPORATED</p>			
<p>LAPEER 128 N. Saginaw St. Lapeer, MI 48445 810-864-9411</p>	<p>CORPORATE OFFICE 6211 Taylor Dr. Flint, MI 48507 810-341-7500</p>	<p>MT. PLEASANT 127 S. Main St. Mt. Pleasant, MI 48858 989-772-2138</p>	
<p>DATE: FEB. 02, 2004</p>	<p>DRAWN: JNO</p>	<p>CAD NO. 00C0171csx CSX_CertSurvey</p>	
<p>REVISED</p>	<p>SCALE: 100 0 1 IN. 0 50 100 FT.</p>		<p>FIELD: MDJ</p>
<p>SHEET NO. 4 OF 4</p>	<p>CHECKED: JNO</p>		<p>JOB NO. 03C0109</p>

260005

RESOLUTION NO: _____

PRESENTED: 1-7-2024

ADOPTED: _____

RESOLUTION APPROVING POLLING PLACE LOCATION CHANGE
(Word of Life Christian Church – 460 W. Atherton Road, Flint)

BY THE CITY CLERK:

The City of Flint's current polling place (voting) location for Precinct 23 and Precinct 24 is Neithercut Elementary School, 2010 Crestbrook Lane, Flint; and

Neithercut Elementary School closed at the end of the 2024-2025 school year as the Flint School District transitioned students to another building; and

The Office of the City Clerk wants to move Precincts 23 and 24 back to their former location at the Word of Life Christian Church, 460 W. Atherton Road, Flint; and

Pursuant to MCL 168.662, the Flint City Council shall designate a suitable polling (voting) place for each precinct located in the municipality for use on election day.

IT IS RESOLVED, that the Flint City Council approves the change in location for election Precinct 23 and Precinct 24 from Neithercut Elementary School, 2010 Crestbrook Lane, to the Word of Life Christian Church, 460 W. Atherton Road, Flint, with the polling location taking immediate effect upon adoption of this resolution.

APPROVED AS TO FORM:

APPROVED BY CITY COUNCIL:

JoAnne Gurley, City Attorney