



**MICHIGAN NATURAL RESOURCES TRUST FUND
DEVELOPMENT PROJECT AGREEMENT AMENDMENT**

Project Title: Gallup Park Livery and Site Renovation

Project Number: TF 11-013

Amendment Number: 1

This is an amendment to the Agreement entered into between the Michigan Department of Natural Resources ("DEPARTMENT") and the **CITY OF ANN ARBOR** IN THE COUNTY OF **WASHTENAW** ("GRANTEE") for the Michigan Natural Resources Trust Fund development grant number **TF 11-013**. The purpose of this amendment is to:
change **THE LEGAL DESCRIPTION IN APPENDIX A WITH THE ATTACHED REVISED DESCRIPTION**, as further explained in correspondence from the GRANTEE to the DEPARTMENT dated November 21, 2014.

A. The DEPARTMENT and the GRANTEE mutually agree to amend the Agreement as follows:

**THE LEGAL DESCRIPTION IN APPENDIX A OF THE PROJECT AGREEMENT
WILL BE REPLACED WITH THE ATTACHED REVISED DESCRIPTION.**

- B. All other provisions of the Agreement shall be continued in full force and effect.
- C. The amendment may be executed separately by the parties and is not effective until both the GRANTEE and the DEPARTMENT have signed it.
- D. This amendment modifies an Agreement which was approved by resolution of the GRANTEE'S governing body as evidenced by the resolution attached to the Agreement. It is the sole responsibility of the GRANTEE to determine if its laws, policies or procedures require approval by its governing body before execution of this amendment by the GRANTEE. By signature of this amendment the GRANTEE certifies that:
1. Approval of the amendment by its governing body is not required, or

All that part of the Northwest $\frac{1}{4}$, Northeast $\frac{1}{4}$ and Southeast $\frac{1}{4}$ of Section 27, all that part of the South $\frac{1}{2}$ of Section 26, all that part of the North $\frac{1}{2}$ of Section 35, and all that part of the North $\frac{1}{2}$ of Section 36, Town 2 South, Range 6 East, Township of Ann Arbor, Washtenaw County, Michigan, lying South of the Southerly bank of the Huron River and North of the Northerly Right-of-Way line of the Railroad.

Also, all that part of the Southeast $\frac{1}{4}$ of Section 27 and the South $\frac{1}{2}$ of Section 26, Town 2 South, Range 6 East, Township of Ann Arbor, Washtenaw County, Michigan, that lies between the North bank of the Huron River and the South bank of the Huron River, being equal to or greater than the 750 foot contour elevation determined by United States Geological Survey datum of surveys made in 1908 & 1909 under the direction of Gardner S. Williams, Consulting Engineer of Ann Arbor, Michigan.

Also, all that part of the South $\frac{1}{2}$ of Section 26, Town 2 South, Range 6 East, Township of Ann Arbor, Washtenaw County, Michigan, lying North of the 750 foot contour elevation determined by United States Geological Survey datum of surveys made in 1908 & 1909 under the direction of Gardner S. Williams, Consulting Engineer of Ann Arbor, Michigan, and lying South of the Southerly Right-of-Way line of Fuller Road, and lying South of the Southerly Right-of-Way line of Geddes Road, and lying West of the West bank of Millers Creek, to and together with all that part of the Southeast $\frac{1}{4}$ of Section 27, Town 2 South, Range 6 East, Township of Ann Arbor, Washtenaw County, Michigan, lying West of the East line of Section 27 and being bounded by the 750 foot contour elevation determined by United States Geological Survey datum of surveys made in 1908 & 1909 under the direction of Gardner S. Williams, Consulting Engineer of Ann Arbor, Michigan; excepting therefrom a parcel commonly known as 2997 Fuller Road (Tax ID No. I-09-26-350-001), more particularly described as: Commencing at the West $\frac{1}{4}$ post of Section 26; thence North $01^{\circ}05'$ West 52.45 feet in the West line of Section 26; thence South $33^{\circ}48'$ West 669.26 feet; thence South $56^{\circ}53'$ East 584.20 feet in center of road for place of beginning; thence South $56^{\circ}53'$ East 184.92 feet; thence South $23^{\circ}31'30''$ West 177.35 feet; thence North $54^{\circ}22'30''$ West 208.03 feet; thence North $30^{\circ}50'$ East 165.92 feet to point of beginning; Being part of the Southeast $\frac{1}{4}$ of Section 27, & Southwest $\frac{1}{4}$ of Section 26, Town 2 South, Range 6 East; contains 0.77 acres of land.

Subject to the rights of the public and of any governmental unit, in any part thereof, used, taken or deeded for street, road or highway purposes. Subject to all easements and restrictions of record.

2. The amendment has been approved by resolution (true copy attached) of the

_____, _____ meeting of the _____
(date) (special or regular) (name of approving body)

GRANTEE

SIGNED:

WITNESSED:

By: _____ By: _____
Christopher Taylor, Mayor

By: _____ By: _____
Jacqueline Beaudry, City Clerk

Approved as to substance

By: _____ By: _____
Steven D. Powers, City Administrator

Approved as to form:

By: _____ By: _____
Stephen K. Postema, City Attorney

MICHIGAN DEPARTMENT OF NATURAL RESOURCES

SIGNED:

WITNESSED:

By: _____ By: _____
Steven J. DeBrabander, Manager
Grants Management

EFFECTIVE DATE: _____ **By:** _____