WATER SYSTEM EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that International Transmission Company, a Michigan corporation whose address is 39500 Orchard Hill Place, Suite 200, Novi, Michigan 48375 (hereinafter "Grantor") for and in consideration of One (\$1.00) Dollar, receipt and sufficiency of which is hereby acknowledged, hereby grants and conveys to the City of Novi, a Michigan Municipal Corporation, whose address is 45175 West Ten Mile Road, Novi, Michigan 48375, (hereinafter "Grantee") being exempt pursuant to MCLA 207.505(a), and MCLA 207.526 (a) a non-exclusive, permanent easement over across and through property located in the City of Novi, Oakland County, State of Michigan, for the purpose of constructing and maintaining a water main, over, upon, across, in, through, and under the following described real property to-wit:

{See attached Exhibit A — Grantor's Property Description}

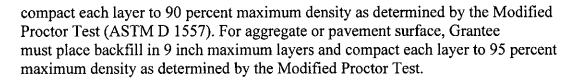
The permanent easement for the water system is more particularly described as follows:

{ See attached and incorporated Exhibit B — Water Main Easement}

Grantee may enter upon sufficient land adjacent to said water main easement for the purpose of exercising the rights and privileges granted herein.

Grantee may install, repair, replace, improve, modify and maintain water main lines, and all necessary appurtenances thereto, within the easement herein granted. Grantee will maintain Grantee's Facility on this easement at its sole expense. Grantor may inspect the City's Facilities during any maintenance work.

In the event of any future maintenance work within the Easement Area, Grantee must back-fill any excavations with excavated material having an in-place density of at least 100 pounds per cubic foot. If excavated material is unsuitable (e.g. peat, organic material or trash), Grantee must use Michigan Department of Transportation Class II granular fill. For grassy or unpaved areas, Grantee must place backfill in 12 to 15 inch layers and



After Grantee or its contractors completes any maintenance work, Grantee or its contractors must restore Grantor's property as nearly as possible to its original condition. This includes grading and reseeding all disturbed lawn areas and replacing any damaged landscaping.

Except for overhanging electric transmission facilities, Grantor agrees not to build or to convey to others permission to build any permanent structures on, over, across, in, through, or under the above-described easement, except that subject to Grantee's approval as part of an approved site plan, the Grantor may construct and/or install surface improvements to the property, including paved driveways, parking and/or walkways; landscaping; utilities and/or similar improvements, which improvements do not interfere with use, operation, maintenance, repair and replacement of the water main in the easement areas shown on the attached and incorporated Exhibit B.

Grantee must pay Grantor for all damages, losses or injuries to Grantor's Facilities caused by the City, its agents, employees, or independent contractors while operating or maintaining Grantee's Facility.

If a construction lien is placed on the Easement Area due to Grantee's activities in the Easement Area, then Grantee must discharge the lien by giving a bond or otherwise.

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

INTERNATIONAL TRANSMISSION COMPANY

By: Christine Mason Soneral

Its: Vice President and General Counsel—Utilities

STATE OF MICHIGAN)

)SS

COUNTY OF OAKLAND)

My Commission Expires Oct. 14, 2014

Notary Public

County, MI

My commission expires:

Drafted by:

Elizabeth M. Kudla, Esq. 30903 Northwestern Highway Farmington Hills, MI 48334

When recorded return to: City Clerk City of Novi 45175 W. Ten Mile Rd. Novi, MI 48375

EXHIBIT A

LEGAL DESCRIPTION OVERALL PARCEL:

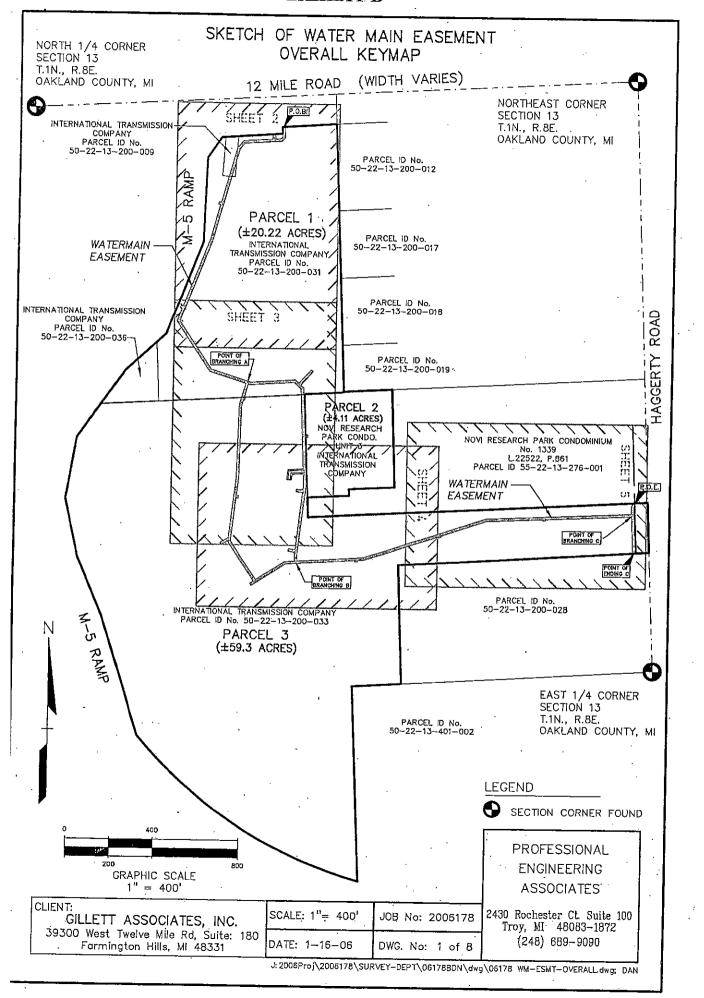
Part of the East 1/2 of Section 13, TIN—R8E, City of Novi, Oakland County, Michigan, more particularly described as follows:

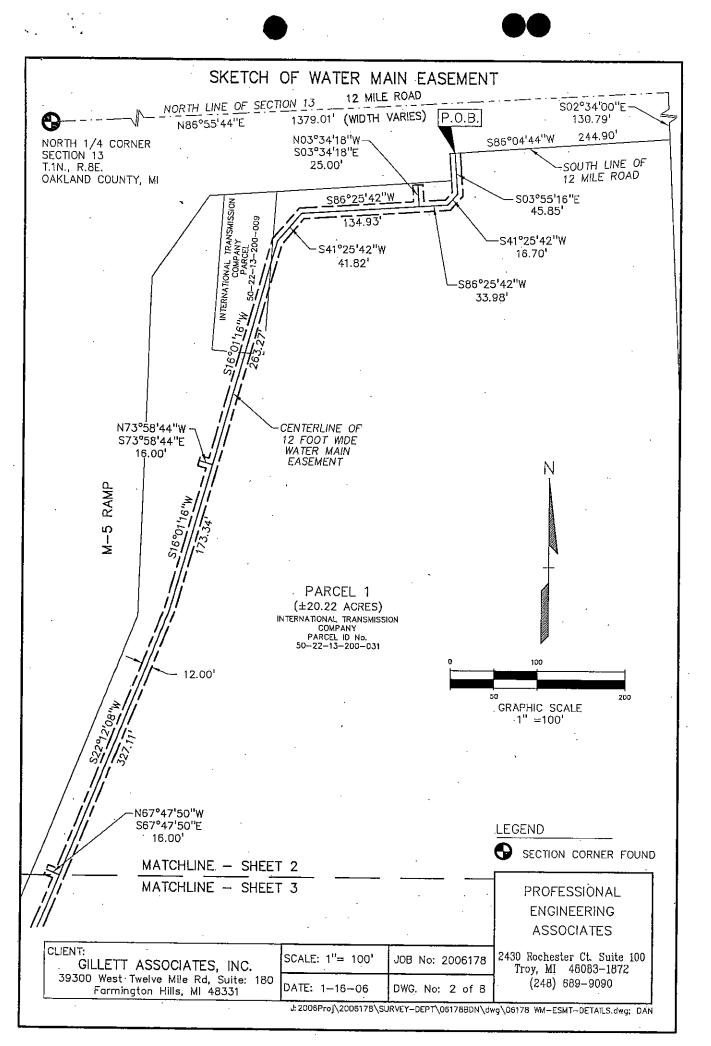
COMMENCING at the East 1/4 corner of said Section 13; thence along the East line of said Section 13 and the centerline of Haggerty Rood (variable width), N 02°25′05″ W, 546,00 feet to the POINT OF BEGINNING; thence S 86°25 W, 1150.00 feet; thence S 02°25′0S″ E, 546.00 feet to a point on the East—West 1/4 line of Section 13; thence along said East—West 1/4 line, S 86°25′14″ W, 222.13 feet; thence S 02°33′45″ E, 892.17 feet to a point on the Easterly Right—of—Way line of Limited Access State Highway M—5; thence along said Easterly Right—of—Way line the following eleven (11) courses:

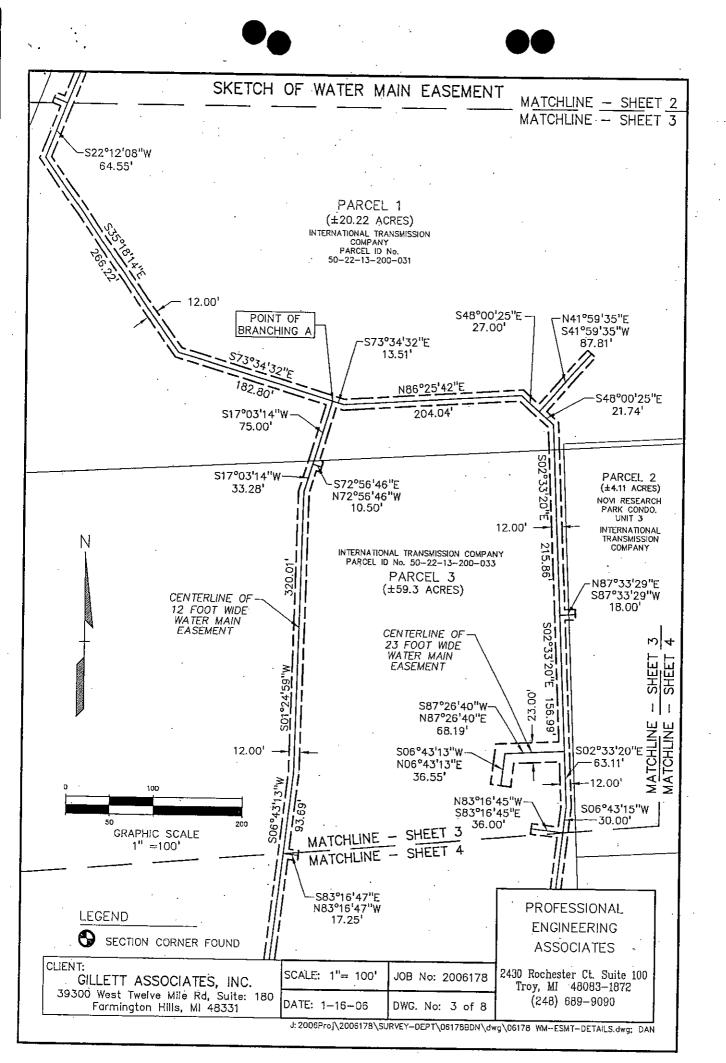
- 1) 1241.89 feet along a curve to the right, said curve having a radius of 2051.83 feet, a central angle of 34°40'44", and a chord which bears N 57°33'29" W, 1223.02 feet,
- 2) N 17°26'33" W, 573.39 feet,
- 3) N 22°40'49" W, 290..12 feet,
- 4) N 12°16'57" W. 272.82 feet.
- 5) N 09°40'26' E, 281.60 feet,
- 6) N 35°1039 E, 368.57 feet (recorded as 368.90 feet),
- 7) N 48°11'54" E, 252.26 feet,
- 8) N 21°57'22" E, 444.19 feet, 9) N 02°04'IB" E, 384.78 feet,
- 10) N 35°16'04" E, 113.26 feet, and
- 11) N 86°04 E, 251.78 feet (recorded as 251.83 feet) to a point on the West line of the Easterly 285 feet of the Northwest 1/4 of the Northeast 1/4 of Section 13, and the Point of Ending of said Limited Access Right—of—Way line; thence

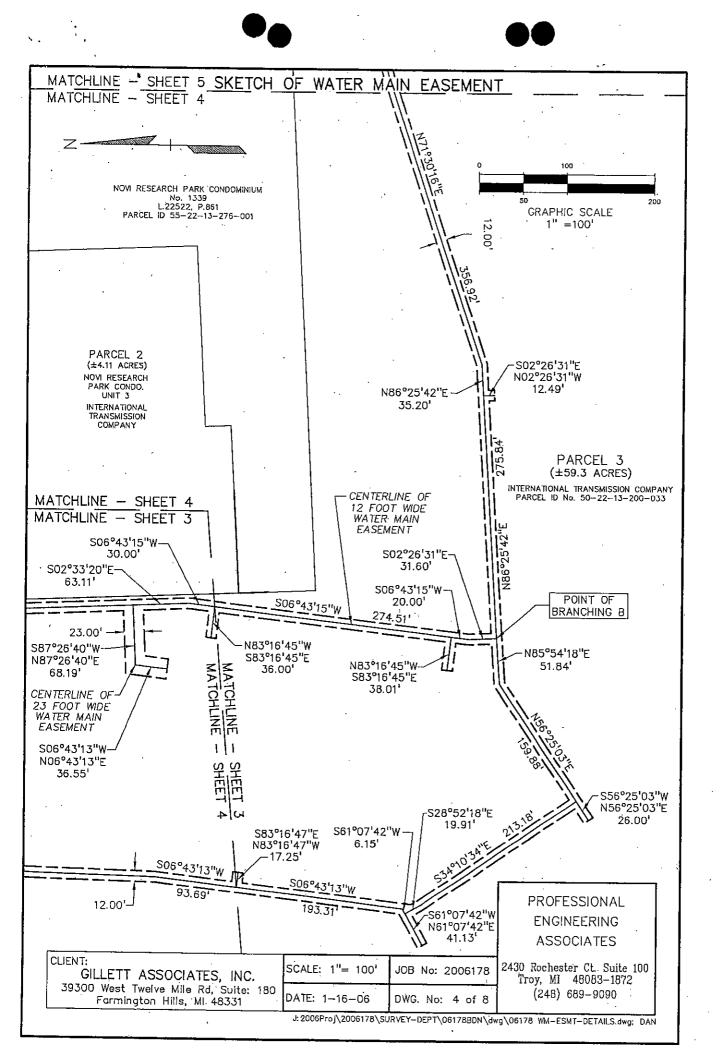
N 86°0418" E, 27.07 feet; thence N 03°55'42" W, 30.00 feet; thence N 86°04'18" E, 258.79 feet to a point on the East line of Northwest 1/4 of the Northeast 1/4 of Section 13 as occupied; thence along said East line of the Northwest 1/4 of the Northeast 1/4 S 02°27'41" E, 1204.52 feet to a point an the South line of the Northwest 1/4 of the Northeast 1/4 as occupied, paint also being an the North line of Novi Research Park Condominium (L.22522, P.820—834, O.C.R. amended L.22743, P.302—307, O.C.R.); thence along said line, S 86°54'14" W, 182.97 feet; thence along the West line of said Novi Research Park Condominium, S 02°25'OS" E, 561.00 feet; thence along the south line of said Novi Research Park Condominium, N 86°5414' E, 1553.00 feet to a point on the East line of said Section 13 and the centerline of said Haggerty Road; thence along said East line, S 02°25'OS" E, 227.94 feet to the POINT OF BEGINNING. Containing 79.25 acres of land and subject to any easements or restrictions of record.

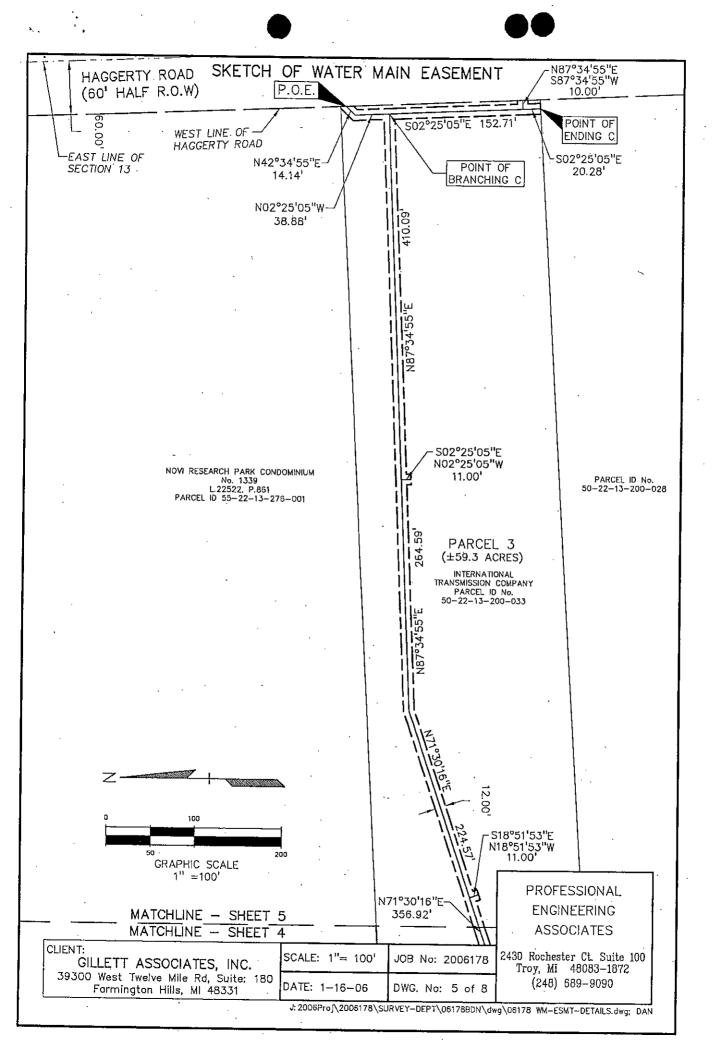












SKETCH OF WATER MAIN EASEMENT PARCEL DESCRIPTIONS

LEGAL DESCRIPTION - PARCEL 1

That part of the Northwest quarter of the Northeast quarter of Section 13, Town 1 North, Range 8 East, City of Novi, Oakland County, Michigan, lying Easterly and Southerly of a line described as: Commencing at the Southwest corner of the Northeast quarter of Section 13, Town 1 North, Range 8 East, City of Novi, Oakland County, Michigan, thence N86°24'55"E along the East—West 1/4 line of said Section 13 a distance 324.51 feet to the East Limited Access right of way line of Highway M—5; thence N17°26'33"W 395.56 feet along said Limited access right of way line of said highway M—5; thence N22°40'49"W, 290.12 feet; thence N12°16'57"W, 272.82 feet; thence N09°40'26"E, 281.60 feet; thence N35°10'39"E, 368.90 feet; thence N48°11'54"E, 252.26 feet; thence N21°57'22"E, 444.19 feet; thence N02°04'19"E, 384.78 feet; thence N35°16'04"E, 113.26 feet; thence N86°04'18"E, 251.54 feet more or less to the point of ending of limited access ROW (being the West line of the Easterly 285.00 feet of the Northwest quarter of the Northeast quarter of said Section 13); thence continuing N86°04'18"E, 27.07 feet, thence N03°55'42"W, 30.00 feet; thence N86°04'18"E, 400.00 feet to the point of ending.

Also based on a field survey described as follows; Commencing at the North 1/4 corner of Section 13, T.1N.,R.8E, City of Novi, Oakland County, Michigan; thence S87°03'19"E along said section line 1379.01 feet; thence S03°26'57"W, 130.79 feet to the Point of Beginning; thence S03°26'57"W, 1210.18 feet; thence N87°18'28"W, 1122.20 feet to the East line of the Limited Access right of way line of Highway M—5; thence the following six courses along said limited access right of way, N41°12'02"E, 184.54 feet and N54°13'17"E, 252.26 feet; and N27°58'45"E, 444.19 feet; and N08°05'42"E, 384.78 feet; and N41°17'27"E, 113.26 feet; and S87°54'19"E, 243.72 feet; thence S87°54'19"E, 34.89 feet thence N02°05'41"E, 30.00 feet; thence S87°54'19"E, 250.90 feet to the Point of Beginning. Containing 880,707 square feet or 20.22 acres.

There shall be no right of ingress or egress over and across the above described limited access right of way line of Highway M—5 and 12 Mile Road, to from or between the lands herein described.

LEGAL DESCRIPTION - PARCEL 2:

Land situated in the City of Novi, Oakland County, Michigan, described as:

Unit 3, Novi Research Park Condominium, according to the master deed recorded in Liber 22522, Pages 820 through 864, inclusive, Oakland County Records, as amended, and designated as Oakland County Condominium Subdivision Plan no. 1339, together with rights in common elements and limited common elements, as set forth in the above master deed (and amendments thereto) and as described in Act 59 of the Public Acts of 1978, as amended. except that part Beginning at the northwest corner of said Unit 3, thence N03°36'00"E 6.27 feet; thence S87°04'41"E 177.51 feet; thence S03°26'57"W 5.56 feet; thence N87°18'28"W 177.53 feet to the Point of Beginning.

Containing 178,892 square feet or 4.11 acres of land.

LEGAL DESCRIPTION - PARCEL 3:

Part of the East 1/2 of Section 13, Town 1 North, Range 8 East, City of Novi, Oakland County, Michigan, described as: Commencing at the East 1/4 corner of Section 13, Town 1 North, Range 8 East, City of Novi, Oakland County, Michigan, thence S86°25'42"W, 1150.00 feet; thence S86°25'42"W 222.13; thence S02°33'45"E, 891.88 feet; thence along a arc of a curve to the right 1241.89 feet, radius 2051.83 feet, chord bearing N57°33'29"W, 1223.02 feet; thence N17°26'33"W 573.39 feet; thence N22°40'49"W, 290.12 feet; thence N12°16'57"W, 272.82 feet; thence N09°40'26"E, 281.60 feet; thence N35°10'39"E, 196.94 feet; thence N86°54'57"E, 937.04 feet; thence S02°25'05"E, 561.00 feet; thence N86°54'57"E, 1553.00 feet; thence S02°25'05"E, 227.62 feet; thence S86°25'42"W, 1150.00 feet; thence S02°25'05"E, 546.00 feet to the to the Point of Beginning. Containing 59.30 acres more or less.

PROFESSIONAL ENGINEERING ASSOCIATES

CLIENT:
GILLETT ASSOCIATES, INC.
39300 West Twelve Mile Rd, Suite: 180
Farmington Hills, MI 48331

SCALE: NONE JOB No: 2006178

DATE: 1-16-06 DWG. No: 6 of 8

2430 Rochester Ct. Suite 100 Troy, MI 48083-1872 (248) 689-9090

WATER MAIN EASEMENT DESCRIPTION

LEGAL DESCRIPTION OF WATER MAIN EASEMENT:

A variable width water main easement in the Northeast 1/4 of Section 13, Township 1 North, Range 8 East, Oakland County, MI, whose centerline is more particularly described as Commencing at the North 1/4 corner of said Section 13, thence N86°55'44"E, 1379.01 feet along the North line of said Section 13; thence S02°34'00"E, 130.79 feet to the South line of 12 Mile Road (variable width); thence along said south line, S86°04'44"W, 244.90 feet to the Point of Beginning of the centerline of a 12' wide

```
thence continuing cong said 12 foot wide centerline S03°55'16"E, 45.85 feet;
 thence continuing aong said 12 foot wide centerline S41°25'42"W, 16.70 feet;
 thence continuing aong said 12 foot wide centerline S86°25'42"W, 33.98 feet;
 thence continuing acong said 12 foot wide centerline NO3°34'18"W, 25.00 feet;
 thence continuing aong said 12 foot wide centerline S03°34'18"E, 25.00 feet;
 thence continuing aong said 12 foot wide centerline S86°25'42"W, 134.93 feet;
 thence continuing aong said 12 foot wide centerline S41°25'42"W, 41.82 feet;
 thence continuing aong said 12 foot wide centerline $16°01'16"W, 263.27 feet;
 thence continuing aong said 12 foot wide centerline N73°58'44"W, 16.00 feet;
 thence continuing acong said 12 foot wide centerline S73°58'44"E, 16.00 feet;
 thence continuing aong said 12 foot wide centerline S16°01'16"W, 173.34 feet;
thence continuing aong said 12 foot wide centerline 522°12'08"W, 327.11 feet;
thence continuing aong said 12 foot wide centerline N67°47'50"W, 16.00 feet;
thence continuing aong said 12 foot wide centerline S67°47'50"E, 16.00 feet;
thence continuing aong said 12 foot wide centerline S22°12'08"W, 64.55 feet;
thence continuing aong said 12 foot wide centerline S35°18'14"E, 266.22 feet;
thence continuing agng said 12 foot wide centerline S73°34'32"E, 182.80 feet to "Point of Branching A":
thence continuing aong said 12 foot wide centerline S73°34'32"E, 13.51 feet;
thence continuing and said 12 foot wide centerline N86°25'42"E, 204.04 feet; thence continuing and said 12 foot wide centerline S48°00'25"E, 27.00 feet; thence continuing and said 12 foot wide centerline N41°59'35"E, 87.81 feet;
thence continuing aong said 12 foot wide centerline S41°59'35"W, 87.81 feet;
thence continuing aong said 12 foot wide centerline S48°00'25"E, 21.74 feet;
thence continuing aong said 12 foot wide centerline S02°33'20"E, 215.86 feet;
thence continuing aong said 12 foot wide centerline N87°33'29"E, 18.00 feet;
thence continuing acong said 12 foot wide centerline S87°33'29"W, 18.00 feet;
thence S02°33'20"E. 156.99 feet to a point on the centerline of a 23 foot wide water main easement;
thence continuing along said 23 foot wide centerline S87°26'40"W, 68.19 feet;
thence continuing along said 23 foot wide centerline S06°43'13"W, 36.55 feet;
thence continuing along said 23 foot wide centerline N06°43'13"E, 36.55 feet;
thence continuing along said 23 foot wide centerline N87°26'40"E, 68.19 feet to a point on the
centerline of a 12.00 foot wide water main easement;
thence continuing aong said 12 foot wide centerline S02°33'20"E, 63.11 feet;
thence continuing acong said 12 foot wide centerline S06°43'15"W, 30.00 feet;
thence continuing aong said 12 foot wide centerline N83°16'45"W, 36.00 feet;
thence continuing aong said 12 foot wide centerline S83°16'45"E, 36.00 feet;
thence continuing aong said 12 foot wide centerline S06°43'15"W, 274.51 feet;
thence continuing aong said 12 foot wide centerline N83°16'45"W, 38.01 feet;
thence continuing aong said 12 foot wide centerline S83°16'45"E, 38.01 feet;
thence continuing aong said 12 foot wide centerline S06°43'15"W, 20.00 feet;
thence continuing aong said 12 foot wide centerline S02°26'31"E, 31.60 feet to "Point of Branching B";
```

PROFESSIONAL ENGINEERING ASSOCIATES

CLIENT:
GILLETT ASSOCIATES, INC.
39300 West Twelve Mile Rd, Suite: 180
Farmington Hills, MI 48331

SCALE: NONE JOB No: 2006178

DATE: 1-16-06 DWG. No: 7 of 8

2430 Rochester Ct. Suite 100 Troy, MI 48083-1872 (248) 689-9090

WATER MAIN EASEMENT DESCRIPTION

LEGAL DESCRIPTION OF WATER MAIN EASEMENT: (CONTINUED)

```
thence continuing aong said 12 foot wide centerline from said "Point of Branching A", S17°03'14"W, 75.00
 thence continuing aong said 12 foot wide centerline S72°56'46"E, 10.50 feet;
 thence continuing aong said 12 foot wide centerline N72°56'46"W, 10.50 feet;
 thence continuing aong said 12 foot wide centerline S17°03'14"W, 33.28 feet;
 thence continuing acng said 12 foot wide centerline S01°24'59"W, 320.01 feet;
 thence continuing aong said 12 foot wide centerline S06°43'13"W, 93.69 feet;
 thence continuing aong said 12 foot wide centerline S83°16'47"E, 17.25 feet;
 thence continuing aong said 12 foot wide centerline N83°16'47"W, 17.25 feet;
 thence continuing aong said 12 foot wide centerline S06°43'13"W, 193.31 feet;
 thence continuing aong said 12 foot wide centerline S61°07'42"W, 6.15 feet;
 thence continuing aong said 12 foot wide centerline S51°07'42"W, 41.13 feet;
 thence continuing aong said 12 foot wide centerline N61°07'42"E, 41.13 feet;
 thence continuing aong said 12 foot wide centerline S28°52'18"E, 19:91 feet;
 thence continuing agng said 12 foot wide centerline S34°10'34"E, 213.18 feet;
 thence continuing aong said 12 foot wide centerline S56°25'03"W, 26.00 feet;
 thence continuing aong said 12 foot wide centerline N56°25'03"E, 26.00 feet;
 thence continuing aong said 12 foot wide centerline N56°25'03"E, 159.88 feet;
thence continuing aong said 12 foot wide centerline N85°54'18"E, 51.84 feet to the aforementioned "Point
of Branching B";
thence continuing agng said 12 foot wide centerline N86°25'42"E, 275.84 feet;
thence continuing aong said 12 foot wide centerline SO2°26'31"E, 12.49 feet;
thence continuing agng said 12 foot wide centerline NO2°26'31"W, 12.49 feet;
thence continuing aong said 12 foot wide centerline N86°25'42"E, 35.20 feet; thence continuing aong said 12 foot wide centerline N71°30'16"E, 356.92 feet;
thence continuing aong said 12 foot wide centerline S18°51'53"E, 11.00 feet;
thence continuing aong said 12 foot wide centerline N18°51'53"W, 11.00 feet;
thence continuing aong said 12 foot wide centerline N71°30'16"E, 224.57 feet;
thence continuing aong said 12 foot wide centerline N87°34'55"E, 264.59 feet;
thence continuing aong said 12 foot wide centerline SO2°25'05"E, 11.00 feet;
thence continuing aong said 12 foot wide centerline NO2°25'05"W, 11.00 feet;
thence continuing aong said 12 foot wide centerline N87°34'55"E, 410.09 feet to "Point of Branching C"; thence continuing aong said 12 foot wide centerline S02°25'05"E, 152.71 feet;
thence continuing aong said 12 foot wide centerline N87°34'55"E, 10.00 feet to the west line of Haggerty
Road (60 feet 1/2 width);
thence continuing aong said 12 foot wide centerline S87°34'55"W, 10.00 feet;
thence continuing aong said 12 foot wide centerline S02°25'05"E, 20.28 feet to "Point of Ending C";
thence continuing acong said 12 foot wide centerline from said "Point of Branching C", NO2°25'05"W,
thence continuing agng said 12 foot wide centerline N42°34'55"E, 14.14 feet to the aforementioned west
line of Haggerty Road and the Point of Ending.
```

PROFESSIONAL ENGINEERING ASSOCIATES

CLIENT:
GILLETT ASSOCIATES, INC.
39300 West Twelve Mile Rd, Suite: 180
Farmington Hills, MI 48331

SCALE: NONE JOB No: 2006178

DATE: 1-16-06 DWG. No: 8 of 8

2430 Rochester Ct. Suite 100 Troy, MI 48083-1872 (248) 689-9090