

HIGH VOLTAGE TRANSMISSION PERMIT (120 KV)

Date MAY 23 1962

IN CONSIDERATION of the sum of One Dollar (\$1.00) and other valuable considerations, receipt of which is hereby acknowledged, we hereby grant to THE DETROIT EDISON COMPANY its successors and assigns, the right to construct, reconstruct, operate and maintain its overhead and underground lines for the transmission and distribution of electricity and Company communication facilities, including the necessary towers, poles, H-frames, conduits, cables, manholes, fixtures, wires and equipment, upon, over, along and under a strip of land 90 feet in width and being a part of lands situated in Novi Township County of Oakland, State of Michigan, and described as follows:

The Easterly 90 feet of

The Easterly 7 acres off the Westerly 20 acres of the Northerly 36 acres of the Northeast 1/4 of Section 1, Town 1 North, Range 8 East, said 20 acre parcel being more particularly described as beginning at the Northwest corner of the Northeast 1/4 of said Section 1; thence East on Section line 23 chains 47 1/2 links; thence South on line parallel with the 1/4 line 8 chains 52 links; thence West parallel with the Section line 23 chains 47 1/2 links to the 1/4 line; thence North on the 1/4 line 8 chains 52 links to the place of beginning.

~~These easements and other conditions of said easement shall be deemed to be covenants, conditions and restrictions on the land described herein and shall run with the land and bind the heirs, assigns and successors of the grantor and the grantee and shall be enforceable by the grantee or its successors and assigns against the grantor and its heirs, assigns and successors.~~

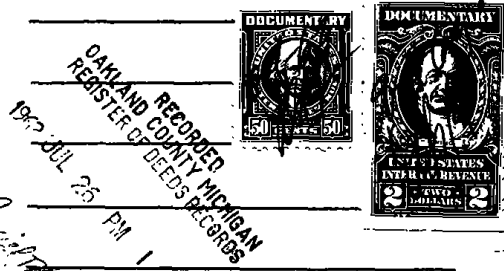
1. It is further understood and agreed that the Company, its successors and assigns, shall also have the right to clear and keep clear of trees the land within said easement, and no buildings or structures shall be erected on or placed within the easement without the written consent of the Company, its successors and assigns.
2. The Company, and its successors and assigns, shall have the right of ingress and egress to and from said easement over our lands adjoining said easement for the purpose of exercising the right hereby granted.
3. The Company shall have the further right to keep the land thirty feet on each side of the easement as finally determined clear of those trees which in its judgment are or may become hazardous to the operation of the line constructed in the easement.
4. The Company, or its successors and assigns, shall reimburse the undersigned, or our successors and assigns, for all damage to growing crops, buildings or fences caused by its men, trucks and other vehicles and equipment in entering said property for the purposes herein set forth.

Death Certificate of Wilfred Hancock O'Brien attached hereto.
Witness:

Fletcher L. Renton
Fletcher L. Renton
Gloria Halliday
Gloria Halliday

(Signed) Marjorie P. O'Brien
Marjorie P. O'Brien

RECORDED RIGHT OF WAY NO-22260



(Accepted) THE DETROIT EDISON COMPANY
By Richard H. Taylor
RICHARD H. TAYLOR, DIRECTOR
REAL ESTATE AND RIGHTS-OF-WAY DEPARTMENT

STATE OF MICHIGAN } SS
County of Oakland

On this 23rd day of May, A.D. 1962, before me, the undersigned, a notary public in and for said county, personally appeared Marjorie P. O'Brien known to me to be the person who executed the foregoing instrument, and acknowledged the same to be her free act and deed.

RETURN TO
RICHARD H. TAYLOR
The Detroit Edison Company
2000 SECOND AVENUE
DETROIT 26, MICHIGAN

Gloria Halliday
Notary Public, Oakland County, Michigan

My commission expires 10-23-65

Rev. 2.75

Sec. 1; NE 1/4, N 36 A, W 20 A, E 7 A of

272

CERTIFICATE OF DEATH

State File No.
52589

MICHIGAN DEPARTMENT OF HEALTH
Vital Records Section

LIBER 4827 PAGE 586

BIRTH

MARGIN RESERVED FOR BINDING

1. PLACE OF DEATH a. COUNTY Oakland			2. USUAL RESIDENCE (If not in hospital or institution, give street address or location.) b. STATE Michigan		
b. CITY OR VILLAGE Royal Oak		c. LENGTH OF STAY (in this place) 43 yrs.	c. TOWNSHIP, CITY OR VILLAGE Royal Oak		d. Is Residence within limits of a city or incorporated village? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
d. FULL NAME OF HOSPITAL OR INSTITUTION 215 W. Parent					
3. NAME OF DECEASED (Type or Print) WILFRED HANCOCK O'BRIEN		4. DATE OF DEATH (Month) (Day) (Year) April 22 1960			
b. SEX Male	c. COLOR OR RACE White	7. MARRIED, NEVER MARRIED, WIDOWED, DIVORCED Married	8. DATE OF BIRTH Sept. 11, 1899	9. AGE (In years, Months, Days) 60	24. Hgt., Sta. 5'11"
10a. USUAL OCCUPATION (Give kind of work done during most of working life, even if retired) Electrical Inspector		10b. KIND OF BUSINESS OR INDUSTRY Mash-Kelvinator	11. BIRTHPLACE (State or foreign country) Michigan	12. CITIZEN OF WHAT COUNTRY? U.S.A.	
13. FATHER'S NAME Hugh O'Brien		14. MOTHER'S MAIDEN NAME Janet Hancock		15. NAME OF HUSBAND OR WIFE OF DECEASED Marjorie	
16. WAS DECEASED EVER IN U.S. ARMED FORCES? (Yes no or unknown) (If yes, give war or dates of service) NO none		17. SOCIAL SECURITY NO. 373-03-1345	18. INFORMANT'S NAME ADDRESS Mrs. W. H. O'Brien, same as above		
19. CAUSE OF DEATH <small>Give only one cause per line for (a), (b) and (c)</small> <small>* This does not mean the mode of dying, such as heart failure, asthma, etc. It means the disease, injury or complication which caused death.</small>	MEDICAL CERTIFICATION I. DISEASE OR CONDITION DIRECTLY LEADING TO DEATH (a) Coronary occlusion ANTECEDENT CAUSES Morbid conditions, if any, giving DUE TO (b) rise to the above cause (a) stating the underlying cause last. DUE TO (c) H. OTHER SIGNIFICANT CONDITIONS Conditions contributing to the death but not related to the disease or condition causing death.				
19d. DATE OF OPERATION	19e. MAJOR FINDINGS OF OPERATION				
20. AUTOPSY? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>					
21a. ACCIDENT (Specify) SUICIDE	21b. PLACE OF INJURY (e.g., in or about home, farm, factory, street, office bldg., etc.)	21c. (CITY, VILLAGE, OR TOWNSHIP) (COUNTY) (STATE)			
21d. TIME (Month) (Day) (Year) (Hour) (Minute) 1960 4-22-60	21e. INJURY OCCURRED While at Work <input type="checkbox"/> Not While at Work <input type="checkbox"/>	21f. HOW DID INJURY OCCUR			
22. I hereby certify that I attended the deceased from _____, 19____ to _____, 19____, that I last saw the deceased dead on 4-22- 19 60 , and that death occurred at 5:00 P. m., from the causes and on the date stated above.					
23a. SIGNATURE (Type or Print) E. W. Spohn, M. D., Deputy Coroner		23b. ADDRESS 201 S. Center, R. O.		23c. DATE SIGNED 4-23-60	
24a. BURIAL, CREMATION, REMOVAL (Specify) Burial	24b. DATE 4-25-1960	24c. NAME OF CEMETERY OR CREMATORY White Chapel	24d. LOCATION (City, village, tow., or county) (State) Oakland County Mich.		
DATE REC'D BY LOCAL REG. 4-25-60	DECEASED'S SIGNATURE <i>W. Hancock O'Brien</i>	25. FUNERAL DIRECTOR'S SIGNATURE Wm. Sullivan & Son	ADDRESS Royal Oak, Mich.		

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

I, Daniel T. Murphy, Jr., County Clerk-Register of Deeds for the County of Oakland and Clerk of the Circuit Court, thereof, the same being a Court of Record and having the Seal, do hereby certify that the foregoing copy of the record is a true copy of the original record now remaining in my office.
In testimony whereof, I have hereunto set my hand and affixed the seal of said Court.

Daniel T. Murphy, Jr.
Oakland County Clerk-Register of Deeds.

Letta P. Weir
Deputy Clerk

RECORDED RIGHT OF WAY NO. 323660 p1

Walker, Margaret

From: Doshi, Neil
Sent: Wednesday, October 18, 2017 4:17 PM
To: Walker, Margaret; Keeler, Erin; Halt, Gordie; Andree, John
Cc: Cooper, Steven
Subject: RE: non interference request Berkshire EEOA0175093

Asset Management approved.

Neil D Doshi, PE
ITC Holdings Corp,
Cell: 248-705-6442

From: Walker, Margaret
Sent: Wednesday, October 18, 2017 3:05 PM
To: Keeler, Erin <ekeeler@itctransco.com>; Halt, Gordie <ghalt@itctransco.com>; Andree, John <jandree@itctransco.com>; Doshi, Neil <ndoshi@itctransco.com>
Cc: Cooper, Steven <scooper01@itctransco.com>
Subject: non interference request Berkshire EEOA0175093

Please see attached non-interference request.

Margaret Weasel Walker
Real Estate Department
ITC Holdings Corp.
248-946-3312



December 5, 2017

**To: Margaret Wessel Walker, Real Estate
ITC Holdings Corp**

**From: Gordie Halt, Asset Management
ITC Holdings Corp**

Subject: Non-interference Request NI-071

The Technical Solutions group has reviewed this request and calculates no concerns with induced voltages or space potential effects for the proposed design of the parking lot as long as vehicles are 55' long or less and 13.5' tall or less. Nuisance shock potential does exist in this area. Proper and safe practices must be followed and clearances maintained to keep personnel safe during the construction and operation of facilities adjacent to these ITC transmission lines.

Signed,

A handwritten signature in black ink, appearing to read 'Gordie Halt', is written over a light blue circular graphic element.

Gordon Halt

Walker, Margaret

From: Andree, John
Sent: Thursday, October 19, 2017 9:54 AM
To: Walker, Margaret; Keeler, Erin; Halt, Gordie; Doshi, Neil
Cc: Cooper, Steven
Subject: RE: non interference request Berkshire EEOA0175093

Follow Up Flag: Follow up
Flag Status: Flagged

Planning has no future projects planned for these circuits thus has no objections other than it should not be allowed to impede our ability to rebuild the circuits in the future should it be needed.

John Andree

From: Walker, Margaret
Sent: Wednesday, October 18, 2017 3:05 PM
To: Keeler, Erin <ekeeler@itctransco.com>; Halt, Gordie <ghalt@itctransco.com>; Andree, John <jandree@itctransco.com>; Doshi, Neil <ndoshi@itctransco.com>
Cc: Cooper, Steven <scooper01@itctransco.com>
Subject: non interference request Berkshire EEOA0175093

Please see attached non-interference request.

Margaret Weesel Walker
Real Estate Department
ITC Holdings Corp.
248-946-3312



January 5, 2018

Stephen White
Albert Kahn Associates, Inc.
7430 Second Ave.
Detroit, MI 48202

RE: Proposed building and parking lot within an Electric Transmission Easement in Section 1, T1N, R8E, Novi Township, Oakland County, Michigan

Dear Stephen:

I am writing in response to your recent inquiry for permission to construct a building and parking lot within International Transmission Company's ("ITC's") electric transmission easement in Section 1, Novi Township, Oakland County, Michigan. A landowner can be authorized to utilize the land that is allocated within the easement area.

It is our understanding that the building and parking lot that you are proposing to install (the "Project") will be within ITC's easement. Based on our review of your construction plan from your Exhibit A drawings, ITC would not consider the Project to unreasonably interfere with the exercise of its easement rights, provided that the Project is constructed in the location and manner as provided in the exhibit. In so doing, the Landowner hereby agrees to not now or hereafter 1) violate any provision of the National Electric Safety Code ("NESC"), including without limitation, the NESC clearance requirements; 2) block access to ITC's electric transmission structures by ITC's vehicles and equipment for purposes of exercising ITC's easement rights; and 3) preclude the construction of such additional electric transmission lines within the easement strip as ITC may, in its discretion, deem necessary or desirable, and further provided that the work necessary to complete the Project is completed in accordance with the requirements of the attached Exhibit A as submitted. Nuisance shock potential does exist in this area, and vehicles should be 55' long or less and 13.5' tall or less to reduce risk.

The landowner acknowledges and agrees to keep the easement area free of any vegetation that does not meet the ITC standards for limited vegetation. Acceptable forms of vegetation can be requested from ITC by the landowner. If vegetation should be deemed as a potential hazard, ITC reserves the right to remove said vegetation, without warning.

ITC's sole purpose in reviewing the Project has been to determine whether it unreasonably interferes with ITC's easement. ITC has not and will not make any review of the Project to identify actual or potential safety hazards to persons or property. During the planning, design and construction of the Project, it is the sole responsibility of you and/or your contractor to identify and manage ALL safety issues, and to observe ALL applicable workplace and other relevant safety regulations. ITC makes no representation as to safety, and expressly disclaims all liability in any way related to the location of the proposed Project in its easement strip.

This letter should not be interpreted to limit or modify ITC's easement in any way, nor should it be interpreted to limit or modify such rights or interests as ITC or that you may have by virtue of the easement. ITC expressly reserves the right to use its easement strip for all purposes indicated in its easement, including but not limited to the construction, operation, and maintenance of utility facilities and the trimming and removal of trees. Without limiting the foregoing, ITC's use of the easement strip shall not be unreasonably restricted, limited, conditioned, or interfered with as a result of the Project. Should you have additional questions regarding ITC's easement or the information in this letter, please contact me at 248-946-3767.

Sincerely,

A handwritten signature in black ink, appearing to read "Steven J. Cooper". The signature is fluid and cursive, with the first name "Steven" and last name "Cooper" clearly distinguishable.

Steven J. Cooper

Real Estate Manager – Michigan Operations
ITC Holdings Corp.

Email: scooper01@itctransco.com

Cc: Property file



October 10, 2017

Mr. Steven J. Cooper
Real Estate Manager – Michigan Operations
ITC Holding Corporation
21175 Energy Way
Novi, Michigan 48377
One page via email
Scooper01@itctransco.com

RE: proposed site development for Berkshire eSupply near Electric Voltage Transmission Permit as recorded in Liber 4305, page 318, Oakland County Records, as to parcel 22-01-200-027 and Electric Voltage Transmission Permit as recorded in Liber 4327, page 585, Oakland County Records parcel 22-01-200-018

Dear Mr. Cooper

As I believe I have communicated to you previously; SEHN Novi LLC (SEHN) are the owner of the above mentioned parcels and the easement agreements with ITC. We have entered into a purchase agreement with Berkshire eSupply and expect to close on the sale of these parcels to Berkshire eSupply in December 2017.

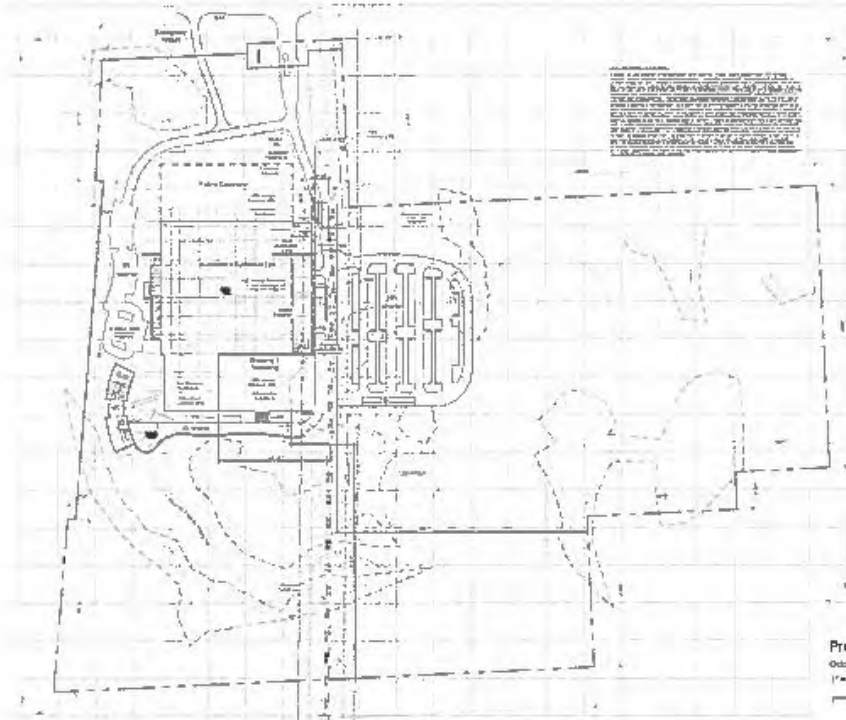
As the owner of the parcels we authorize ITC to enter into a non-interference agreement with Berkshire eSupply based on the signed Purchase Agreement so that Berkshire eSupply may gain approval for development of the site by the city of Novi and the two parties can transition from purchase agreement to closing on the sale of the parcels.

I understand that you have received information regarding this project from Berkshire eSupply contracted engineering firm Albert Kahn Associates. For the sake of good order attached is the final proposed layout for the site.

Respectfully

A handwritten signature in blue ink, appearing to read "Marlin Wroubel". The signature is fluid and cursive, with a large loop at the end.

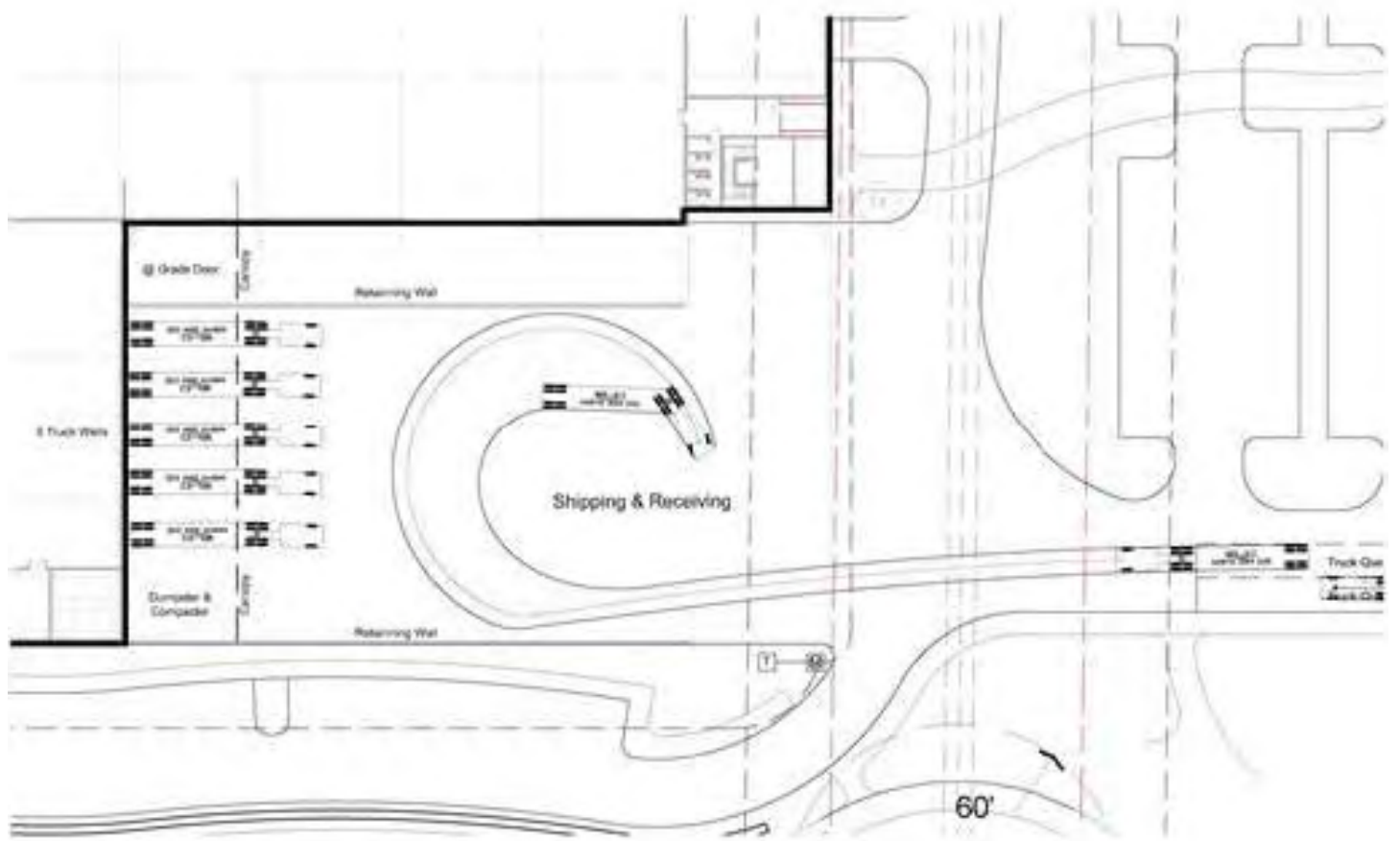
Marlin Wroubel
Agent/Member
SEHN Novi LLC



BERKSHIRE SUPPLY

Kahn

Preliminary Conceptual Site Plan G
October 2017
1"=80'







Date: 11/20/17

To: Margaret Wessel Walker
Real Estate and Rights of Way
ITC

From: Erin M. Keeler
Design Engineering
ITC

Subject: EEOA0175093 (NI-71)
Berkshire eCommerce – Distribution Building and Parking

Response: This request is approved.

Design does not have issues with the building within the vegetation easement or the parking within the transmission line easement provided no lighting is installed within it.

Approved By:

A handwritten signature in red ink that reads 'Erin M. Keeler'.

Erin M. Keeler
Principal Engineer - Design