

Resolution

No. _____

By: _____

WHEREAS, the Great Lakes Water Authority (“Authority”) has determined it is necessary to construct and relocate a new segment of a 96-inch Water Transmission Main in the City of Rochester Hills, Michigan (“96-inch Water Transmission Main Project”);

WHEREAS, the 96-inch Water Transmission Main Project will be for the use and benefit of the public, and therefore its performance is in the public interest and serves said public use;

WHEREAS, the 96-inch Water Transmission Main Project is a public improvement, is a public purpose within the scope of the Authority’s powers, is within the purposes of the incorporation of the Authority, and is being performed for the use and benefit of the public;

WHEREAS, in order to perform the 96-inch Water Transmission Main Project, it is necessary that permanent and temporary easements be obtained over private property located in the City of Rochester Hills (“Easements”);

WHEREAS, the property over which the Easements will be acquired and the parties with an interest in each said property are identified in **Exhibit A**;

WHEREAS, the Easements shall be acquired in accordance with applicable federal and state laws, including, but not limited to MCL 213.23 *et seq.*;

WHEREAS, the Easements shall be appraised by an independent appraiser, and the Authority shall make Good Faith Offers for the acquisition of the Easements in amounts not less than its appraisal of the just compensation for the Easements; and

WHEREAS, it is therefore necessary to take private property for the public use identified in this Resolution.

Now therefore be it RESOLVED that:

(1) The Authority hereby determines and declares that the Relocation Project is a public improvement; is a public purpose within the scope of the Authority’s powers; is within the purposes of the incorporation of the Authority; and is being constructed for the use and benefit of the public;

(2) The Authority hereby determines and declares that the condemnation of private property is necessary for said public use and benefit; and

(3) The Authority hereby directs and authorizes its counsel to institute condemnation proceedings for the Easements on the Authority’s behalf in the Wayne County Circuit Court.

EXHIBIT A

51172 Dequindre Road, Rochester Hills, Michigan 48307

Tax ID No. 15-13-477-002

1880 Avon Road, Rochester Hills, Michigan 48307

Tax ID No. 15-13-477-001

Land in the City of Rochester Hills, Michigan

Tax ID No. 15-13-427-003

Vacant land in the City of Rochester Hills, Michigan

Tax ID No. 15-13-276-003

Parties in interest:

1880 Avon, LLC

51172 Dequindre, LLC

The Leslie J. Posey Revocable Living Trust

1930 23 Mile Road, LLC

Michael Titus

Kathryn Titus

51001 Dequindre, LLC

1950 Avon, LLC

Yates Holdings, Inc. f/k/a Yates Cider Mill, Inc.

Yates Cider Mill, LLC

Yates Holding Company

DTE Electric Company f/k/a The Detroit Edison Company

City of Rochester Hills

Flagstar Bank, FSB

Lake Michigan Credit Union

Road Commission of Oakland County

International Transmission Company d/b/a ITCTransmission

County of Oakland

Macomb County Department of Roads

Michigan Department of Natural Resources

The Michigan Central Railroad Company

The New York Central Railroad Company, as Lessee of the Michigan Central Railroad

Penn Central Company

City of Rochester Department of Public Works

Sunoco Pipeline L.P., a Texas limited partnership

Patrick Petroleum Corporation of Michigan

Ladd Petroleum Corporation, a Delaware corporation
Patrick Energy Corporation, a Michigan corporation
Patrick Oil and Gas Corporation, an Ohio corporation
Patrick Petroleum Company, a Delaware company
Patrick 1980 Combination Limited Partnership No. 1
Patrick 1980 Combination Limited Partnership No. 2
Patrick 1980 Combination Limited Partnership No. 3
Patrick 1980 Drilling Limited Partnership No. 1
Patrick 1980 Drilling Limited Partnership No. 2
Patrick 1980 Drilling Limited Partnership No. 3
Patrick 1981 Combination Limited Partnership No. 1
Patrick 1981 Combination Limited Partnership No. 2
Patrick 1981 Combination Limited Partnership No. 3
Patrick 1981 Drilling Limited Partnership No. 1
Patrick 1981 Drilling Limited Partnership No. 2
Patrick Oil and Gas Corporation 1974 Combination Program Limited Partnership No. 2
Patrick Oil and Gas Corporation 1974 Drilling Program Limited Partnership No. 2
Patrick Oil and Gas Corporation 1974 Drilling Program Limited Partnership No. 3
Patrick Oil and Gas Corporation 1975 Combination Program Limited Partnership No. 1
Patrick Oil and Gas Corporation 1975 Combination Program Limited Partnership No. 2
Patrick Oil and Gas Corporation 1975 Drilling Program Limited Partnership No. 1
Patrick Oil and Gas Corporation 1975 Drilling Program Limited Partnership No. 3
Patrick Oil and Gas Corporation 1976 Combination Program Limited Partnership No. 1
Patrick Oil and Gas Corporation 1976 Combination Program Limited Partnership No. 2
Patrick Oil and Gas Corporation 1976 Combination Program Limited Partnership No. 3
Patrick Oil and Gas Corporation 1976 Drilling Program Limited Partnership No. 1
Patrick Oil and Gas Corporation 1976 Drilling Program Limited Partnership No. 2
Patrick Oil and Gas Corporation 1976 Drilling Program Limited Partnership No. 3
Patrick Petroleum Company 1977 Combination Program Limited Partnership No. 1
Patrick Petroleum Company 1977 Combination Program Limited Partnership No. 3
Patrick Petroleum Company 1977 Drilling Program Limited Partnership No. 1
Patrick Petroleum Company 1977 Drilling Program Limited Partnership No. 2
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Patrick Petroleum Company 1979 Combination Program Limited Partnership No. 1

Patrick Petroleum Company 1979 Combination Program Limited Partnership No. 2

Patrick Petroleum Company 1979 Combination Program Limited Partnership No. 3

Patrick Petroleum Company 1979 Drilling Program Limited Partnership No. 1

Patrick Petroleum Company 1979 Drilling Program Limited Partnership No. 2

Patrick Petroleum Company 1979 Drilling Program Limited Partnership No. 3

Patrick Petroleum Corporation Drilling Program No. 1

Robert Mosbacher or his unknown heirs, legatees, devisees and assigns

R.G. Mason, as Trustee of the Trust and Security Agreement Dated February 15, 1983

Lewis D. Drain, as Trustee under the Wolverine Liquidating Trust

The Bank of New York Mellon Trust Company, N.A., as successor to BNY Midwest Trust Company, as Trustee

Charter Township of Shelby

Board of Trustees, Michigan Natural Resources Trust Fund

Unknown Tenant(s)