

Resolution

No. _____

By: _____

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

WHEREAS, the Relocation 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 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 performed for the use and benefit of the public;

WHEREAS, in order to perform the Relocation Project, it is necessary to obtain a temporary easement over private property located in the City of Rochester Hills (“Easement”);

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

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

WHEREAS, the Easement has been appraised by an independent appraiser for eight hundred ninety dollars (\$890), and the Authority shall issue a Good Faith Offer for the acquisition of the Easement in an amount not less than its appraisal of the just compensation for the Easement; 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 issue a Good Faith Offer for the acquisition of the Easement and, if an agreement cannot be reached, to institute condemnation proceedings for the Easement on the Authority's behalf in the Wayne County Circuit Court.

EXHIBIT A

Vacant Land, Rochester Hills, Michigan 48307

Tax ID No. 70-15-13-477-002

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

Charles Posey or his unknown heirs, devisees, legatees and assigns

Ruth Posey or her unknown heirs, devisees, legatees and assigns

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

City of Rochester Hills

Flagstar Bank, FSB

Lake Michigan Credit Union

The Board of County Road Commissioners of the County of Oakland

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
Patrick Petroleum Company 1977 Drilling Program Limited Partnership No. 3
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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), 1880 East Avon Road, Rochester Hills, Michigan 48307

Unknown Tenant(s), 1930 23 Mile Road, Shelby Township, Michigan 48316

Letica Development, Inc.