

Resolution

WHEREAS, the Great Lakes Water Authority (“Authority”) has determined it is necessary to construct a new relief sewer tunnel that will extend from the Northwest Interceptor to the Oakwood CSO Control Sewer Facility (“NOCSOS Project”) in the City of Detroit, Michigan;

WHEREAS, the NOCSOS 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 NOCSOS 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 NOCSOS Project, it is necessary to obtain a permanent easements over, under and across private property located in the City of Detroit (“Easement”);

WHEREAS, the property on which the Easements will be acquired and the parties with an interest in the 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 have been appraised by an independent appraiser for a total of Thirteen Thousand Three Hundred Thirty Dollars (\$13,330.00), and the Authority has issued Good Faith Offers for the acquisition of the Easements in an amount 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 NOCSOS 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, if an agreement cannot be reached, to institute condemnation proceedings for the Easements on the Authority’s behalf in the Wayne County Circuit Court.

EXHIBIT A

12500 Stocker Street, Detroit, Michigan 48217
Tax ID No. 20014865

Parties in interest:

Great Lakes Petroleum Terminal LLC
Detroit Water and Sewerage Department
Detroit Salt Company, L.C.
Kissner Milling Company, Limited
Kissner Holdings, LP
DTE Electric Company
DTE Gas Company
Kissner USA Holdings, Inc.
B.S.C. Holding, Inc.
Wells Fargo Bank, National Association, its successors and assigns
Michigan Bell Telephone Company
Kinder Morgan Utopia, LLC
Kinder Morgan Cochin LLC f/k/a Dome Pipeline LLC
Plains Midstream Superior LLC f/k/a Dome Petroleum, LLC
Marathon Petroleum Company, LP
Michigan Department of Natural Resources
Aaron B. McMartin, his heirs, successors and assigns
Consolidated Rail Corporation
Norfolk Southern Railway Company
Norfolk Southern Corporation
UMB Bank, NA
Public Lighting Authority