

DRAINAGE EASEMENT

KNOW ALL PERSONS that SS MITX, L.L.C. ("Grantor(s)", a Delaware Limited Liability Company , whose address is 2570 Crooks Rd., Rochester Hills Michigan 48309, party of the first part, for and in consideration of the sum of \$ 490.00 paid to the Grantor(s) by the City of Rochester Hills, a Michigan Municipal Corporation), party of the second part, whose address is 1000 Rochester Hills Drive, Rochester Hills, Michigan 48309-3033, do hereby grant(s) to the party of the second part the right to construct, operate, maintain, repair, and/or replace Drainage within a permanent easement across and through the following described land ("Property") situated in the City of Rochester Hills, County of Oakland, State of Michigan:

Commonly known as: 2570 Crooks Rd. (Part of) Tax Parcel No.: 15-29-427-017

**SEE PARCEL DRAWING, ATTACHED AS EXHIBIT "A" AND
LEGAL DESCRIPTION, ATTACHED AS EXHIBIT "B"
BOTH OF WHICH ARE INCORPORATED BY REFERENCE HEREIN**

The Property so disturbed by reason of the exercise of any of the foregoing powers shall be restored to substantially the condition that existed prior to construction by the party of the second part.

This instrument shall be binding upon and inure to the benefit of the parties hereto; their heirs, representatives, successors, and assigns and the covenants contained herein shall run with the land.

IN WITNESS WHEREOF, the undersigned hereunto affixed their signatures this 13th day of April, 2009.



By: _____

by: _____

SS MITX, LLC by Kurt O'Brien

Please print or type name in Black Ink

Please print or type name in Black Ink

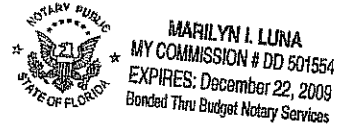
Its: Mduagh

Its: _____

COUNTY OF ORANGE)
STATE OF FLORIDA) SS

On this 15th day of APRIL, 2009, KURT O'BRIEN executed the foregoing document before me and, being duly sworn, stated that he/she is the MANAGER of SS MITX, L.L.C., a DELAWARE LIMITED LIABILITY COMPANY, and that he/she executed the foregoing document on behalf of SS MITX, L.L.C. with its full authority and as its free act and deed.

Notary Public: [Signature]



My commission expires: 12/22/09
Orange County, State of Florida
Acting in the County of _____

COUNTY OF)
STATE OF) SS

On this ____ day of _____, 200____, _____ executed the foregoing document before me and, being duly sworn, stated that he/she is the _____ of SS MITX, L.L.C., a DELAWARE LIMITED LIABILITY COMPANY, and that he/she executed the foregoing document on behalf of SS MITX, L.L.C. with its full authority and as its free act and deed.

Notary Public:
* _____

My commission expires: _____
_____ County, State of _____
Acting in the County of _____

(Corporation)

Parcel No. 1&2

Drafted by:
Walter H. Aix, P.E., P.S.
Hubbell, Roth & Clark, Inc.
555 Hulet Drive
P.O. Box 824
Bloomfield Hills, Michigan 48303-0824

When recorded return to:
City Clerk
City of Rochester Hills
1000 Rochester Hills Drive
Rochester Hills, Michigan 48309-3033

Recording Fee _____ Revenue Stamps _____

11-18-08
20080251
15-29-427-017
15-29-402-002

Drainage

DESCRIPTION OF PROPERTY (TAKEN FROM RECORD 15-29-427-017)

A part of the Southeast ¼ of Section 29 and part of Lot 4 of "Supervisor's Plat No. 9" a subdivision of part of the West ½ of the Southeast ¼ of Section 29, T3N, R11E, Avon Township (now City of Rochester Hills), Oakland County, Michigan, as recorded in Liber 59 of Plats, Page 13, Oakland County Records, more particularly described as: Commencing at the East ¼ corner of Section 29; thence Due South 915.65 feet along the East line of said Section 29 and following Crooks Road and S87°56'57"W 750.48 feet to the Point Of Beginning; thence continuing S87°56'57"W 732.14 feet to the point on the East line of said "Supervisor's Plat No. 9"; thence along the East line of said "Supervisor's Plat No. 9"; N02°31'06"E 734.37 feet; thence S87°55'06"W 806.78 feet; thence N01°56'43"E 182.69 feet to a point on the East-West ¼ line of said Section 29, said point also being the Southerly line of M-59; thence the following four courses being along said Southerly line of M-59 and the Eastbound M-59 Exit Ramp to Crooks Road; (1) N87°55'06"E 808.61 feet and (2) S80°57'53"E 360.07 feet, and (3) S63°24'41"E 300.00 feet, and (4) S49°36'20"E 88.62 feet; thence Due South 641.86 feet to the Point Of Beginning.

Subject to reservations, restrictions, and easements of record, if any.

Also known as Sidwell No. 15-29-427-017.

DESCRIPTION OF DRAINAGE EASEMENT

Part of Lot 4 of "Supervisor's Plat No. 9" a subdivision of part of the West ½ of the Southeast ¼ of Section 29, T3N, R11E, Avon Township (now City of Rochester Hills), Oakland County, Michigan, as recorded in Liber 59 of Plats, Page 13, Oakland County Records, described as follows: Commencing at the Northwest corner of said Lot 4; thence N87°55'06"E 35.10 feet to the Point Of Beginning; thence continuing N87°55'06"E 35.00 feet; thence S01°56'43"W 20.00 feet; thence S62°12'14"W 40.21 feet; thence N01°56'43"E 37.49 feet to the Point Of Beginning.

Said easement 1,004 square feet, or 0.023 acres, more or less.

