

WATERMAIN EASEMENT

SELECTIVE – DELAWARE, L.L.C., a Delaware limited liability company, the address of which is 100 Galleria Officentre, Suite 200, Southfield, Michigan 48034 (“Grantor”), grants to the **CITY OF ROCHESTER HILLS**, a Michigan municipal corporation, of 1000 Rochester Hills Drive, Rochester Hills, Michigan 48309 (“City”), an easement for the construction, operation, maintenance, repair and/or replacement of a watermain on, under, through and across land more particularly described as:

See **Exhibit A** attached hereto and made a part hereof.

Sidewell #

In connection with the grant of easement, Grantor waives and relinquishes any right, title or interest in the watermain, or the facilities incidental thereto, which may be located in the easement.

All property disturbed or altered, now or in the future, by reason of the construction, operation, maintenance, repair and/or replacement of the watermain shall be restored by the City to its immediately prior condition, except to the extent permanent improvements or alterations necessary to the use and exercise of easement rights granted hereunder are made.

The easement shall be irrevocable and non-exclusive, and Grantor and Grantor's successors and assigns may use and enjoy the easement area in common with the City.

Grantor expressly reserves to Grantor and Grantor's successors and assigns, so long as there is no interference with the construction, operation, maintenance, repair and/or replacement of the watermain: (a) the right of ingress and egress over, through and across the easement, and (b) the right to grant other non-exclusive easements and rights-of-way, across, over, under and through the easement parcel, with the condition that prior to such a grant written consent shall be obtained from the City.

Exempt from Transfer Tax under MCLA 207.526(a); MSA 7.456(26)(a).

APPROVED AS TO FORM

J. Staron 12/9/2003

ROCHESTER HILLS COUNSEL

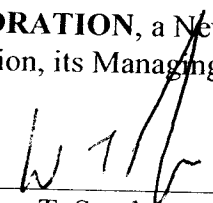
IN WITNESS WHEREOF, the undersigned have hereunto affixed their signatures on this _____ day of October, 2003.

“GRANTOR”

SELECTIVE – DELAWARE, L.L.C.,
a Delaware limited liability company

By: CENTEX HOMES, a Nevada general
partnership, its sole Member

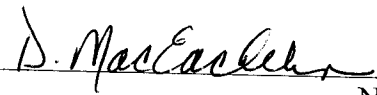
**By: CENTEX REAL ESTATE
CORPORATION**, a Nevada
corporation, its Managing Partner

By: 
William T. Stapleton,
Division President

STATE OF MICHIGAN)
)SS
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 22nd day of October, 2003, by William T. Stapleton, the Division President of Centex Real Estate Corporation, a Nevada corporation, the Managing Partner of Centex Homes, a Nevada general partnership, the sole Member of Selective – Delaware, L.L.C., a Delaware limited liability company, on behalf of the company.

D. MACEACHERN
Notary Public, Oakland County, MI
My Commission Expires Nov. 22, 2005


_____, Notary Public
OAKLANDS County, Michigan
My commission expires: 11-22-05

Drafted By:
Timothy M. Koltun, Esq.
Clark Hill PLC
500 Woodward Avenue, Ste. 3500
Detroit, Michigan 48226

When Recorded Return To:
City of Rochester Hills
1000 Rochester Hills Drive
Rochester Hills, Michigan 48309

EXHIBIT "A"

Legal Description

LEGAL DESCRIPTION OF A 25 FOOT WIDE PRIVATE EASEMENT FOR STORM SEWER, WATERMAIN AND PUBLIC UTILITIES LOCATED IN SECTION 35, T3N, R11E, CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN.

WATERMAIN EASEMENT NO. 1

Commencing at the NW corner of Lot 58 "Brooklands" Subdivision as recorded in Liber 25 of Plats, Page 10, Oakland County Records thence southerly 1905.97 feet along the west line of said Lot 58 in the arc of a circular curve to the right, radius 3066.82 feet, central angle 35°36'30", chord S 04°48'33" E 1875.45 feet; thence S 76°59'45" E 105.00 feet to the POINT OF BEGINNING,

thence continuing S 76°59'45" E 14.41 feet;

thence S 32°49'03" E 14.74 feet;

thence southerly 292.58 feet in the arc of a non-tangential curve to the right, radius 3196.82 feet, central angle 05°14'39", and chord S 15°48'05" W 292.49 feet;

thence N 71°34'35" W 25.00 feet;

thence northerly 300.51 feet in the arc of a non-tangential curve to the left, radius 3171.82 feet, central angle 05°25'42", and chord N 15°42'34" E 300.39 feet to the POINT OF BEGINNING. Being subject to easements and restrictions of record, if any.

DESC
M. T. O.
ROCHESTER HILLS
ENGINEERING DEPT.
10-24-03

EXHIBIT "A"

Legal Description

LEGAL DESCRIPTION OF A 12 FOOT WIDE PRIVATE EASEMENT FOR WATERMAIN AND PUBLIC UTILITIES LOCATED IN SECTION 35, T3N, R11E, CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN.

WATERMAIN EASEMENT NO. 2

Commencing at the NW corner of Lot 58 "Brooklands" Subdivision as recorded in Liber 25 of Plats, Page 10, Oakland County Records thence southerly 1894.26 feet along the west line of said Lot 58 in the arc of a circular curve to the right, radius 3066.82 feet, central angle 35°23'22", chord S 04°55'07" E 1864.29 feet; thence S 80°08'34" E 220.23 feet to the POINT OF BEGINNING,

thence continuing S 80°08'34" E 190.20 feet;
thence S 00°13'54" W 12.17 feet;
thence N 80°08'34" W 187.44 feet;
thence S 56°21'48" W 33.99 feet;
thence southerly 361.36 feet in the arc of a non-tangential curve to the right, radius 3268.82 feet, central angle 06°20'02", and chord S 16°23'01" W 361.17 feet;
thence N 70°26'57" W 12.00 feet;
thence northerly 364.78 feet in the arc of a non-tangential curve to the left, radius 3256.82 feet, central angle 06°25'03", and chord N 16°20'32" E 364.59 feet;
thence N 56°21'48" E 43.53 feet to the POINT OF BEGINNING. Being subject to easements and restrictions of record, if any.

DESC
M. Cain
ENGINEERING UNIT
10-24-03

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LEGAL DESCRIPTION OF A 25 FOOT WIDE PRIVATE EASEMENT FOR WATERMAIN, STORM SEWER AND PUBLIC UTILITIES LOCATED IN SECTION 35, T3N, R11E, CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN.

WATERMAIN EASEMENT NO. 3

Commencing at the NW corner of Lot 58 "Brooklands" Subdivision as recorded in Liber 25 of Plats, Page 10, Oakland County Records thence southerly 2256.88 feet along the west line of said Lot 58 in the arc of a circular curve to the right, radius 3066.82 feet, central angle 42°09'51", chord S 01°31'53" E 2206.30 feet; thence S 70°26'57" E 190.00 feet to the POINT OF BEGINNING,

thence continuing S 70°26'57" E 25.00 feet;

thence southerly 300.04 feet in the arc of a non-tangential curve to the right, radius 3281.82 feet, central angle 05°14'18", and chord S 22°10'12" W 299.94 feet;

thence N 64°51'42" W 25.00 feet;

thence northerly 297.61 feet in the arc of a non-tangential curve to the left, radius 3256.82 feet, central angle 05°14'08", and chord N 22°10'07" E 297.50 feet to the POINT OF BEGINNING. Being subject to easements and restrictions of record, if any.

DESC
M. Tamm
10-24-03

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WATERMAIN EASEMENT NO. 4

Commencing at the NW corner of Lot 58 "Brooklands" Subdivision as recorded in Liber 25 of Plats, Page 10, Oakland County Records thence southerly 2535.96 feet along the west line of said Lot 58 in the arc of a circular curve to the right, radius 3066.82 feet, central angle 47°22'41", chord S 01°04'33" W 2464.33 feet; thence S 64°51'42" E 190.00 feet to the POINT OF BEGINNING,

thence continuing S 64°51'42" E 12.00 feet;
thence southwesterly 132.31 feet in the arc of a non-tangential curve to the right, radius 3268.82 feet, central angle 02°19'09", and chord S 25°56'51" W 132.30 feet;
thence S 62°09'25" E 248.51 feet;
thence southeasterly 206.38 feet in the arc of a circular curve to the right, radius 292.00 feet, central angle 40°29'44", and chord S 41°54'33" E 202.11 feet;
thence southeasterly 30.19 feet in the arc of a circular curve to the left, radius 38.00 feet, central angle 45°31'06", and chord S 44°25'14" E 29.40 feet;
thence southwesterly 361.73 feet in the arc of a circular curve to the right, radius 85.00 feet, central angle 243°50'01", and chord S 54°44'14" W 144.30 feet;
thence N 70°24'59" E 12.59 feet;
thence northeasterly 314.19 feet in the arc of a non-tangential curve to the left, radius 73.00 feet, central angle 246°35'49", and chord N 56°07'07" E 122.03 feet;
thence northwesterly 39.72 feet in the arc of a circular curve to the right, radius 50.00 feet, central angle 45°31'06", and chord N 44°25'14" W 38.69 feet;
thence northwesterly 197.90 feet in the arc of a circular curve to the left, radius 280.00 feet, central angle 40°29'44", and chord N 41°54'33" W 193.80 feet;
thence N 62°09'25" W 260.37 feet;
thence northeasterly 143.74 feet in the arc of a non-tangential curve to the left, radius 3256.82 feet, central angle 02°31'44", and chord N 26°03'03" E 143.74 feet to the POINT OF BEGINNING. Being subject to easements and restrictions of record, if any.

APPROVED DESC
M. *Carroll*
10-24-03

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WATERMAIN EASEMENT NO. 5

Commencing at the NW corner of Lot 58 "Brooklands" Subdivision as recorded in Liber 25 of Plats, Page 10, Oakland County Records thence southerly 2858.81 feet along the west line of said Lot 58 in the arc of a circular curve to the right, radius 3066.82 feet, central angle 53°24'35", chord S 04°05'30" W 2756.43 feet; thence S 62°09'25" E 190.24 feet to the POINT OF BEGINNING,

thence continuing S 62°09'25" E 12.01 feet;

thence southwesterly 125.72 feet in the arc of a non-tangential curve to the right, radius 3268.82 feet, central angle 02°12'13", and chord S 31°42'56" W 125.71 feet;

thence S 32°49'02" W 52.16 feet;

thence southerly 144.10 feet in the arc of a circular curve to the left, radius 208.00 feet, central angle 39°41'33", and chord S 12°58'15" W 141.23 feet;

thence S 83°07'29" W 12.00 feet;

thence northerly 152.40 feet in the arc of a non-tangential curve to the right, radius 220.00 feet, central angle 39°41'33", and chord N 12°58'16" E 149.38 feet;

thence N 32°49'02" E 52.16 feet;

thence northeasterly 124.68 feet in the arc of a circular curve to the left, radius 3256.82 feet, central angle 02°11'36", and chord N 31°43'14" E 124.67 feet to the POINT OF BEGINNING. Being subject to easements and restrictions of record, if any.

M. Tanno
M. Tanno
10-24-03

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WATERMAIN EASEMENT NO. 6

Commencing at the NW corner of Lot 58 of "Brooklands" Subdivision as recorded in Liber 25 of Plats, Page 10, Oakland County Records, thence southerly 3018.43 feet along the west line of said Lot 58 in the arc of a curve to the right, radius 3066.82 feet, central angle of 56°23'31", chord S 05°34'57" W 2898.07 feet; thence southerly 289.43 feet along the west line of said Lot 58 in the arc of a circular curve to the left, radius 461.48 feet, central angle 35°56'03" and chord S 15°48'42" W 284.71 feet; thence N 83°07'29" E 205.17 feet to the POINT OF BEGINNING,

thence continuing N 83°07'29" E 25.00 feet;
thence southeasterly 217.95 feet in the arc of a non-tangential curve to the left, radius 195.00 feet, central angle 64°02'22", and chord S 38°53'42" E 206.78 feet;
thence S 70°54'53" E 153.72 feet;
thence easterly 76.75 feet in the arc of a circular curve to the left, radius 245.00 feet, central angle 17°56'58", and chord S 79°53'22" E 76.44 feet;
thence S 88°51'51" E 125.63 feet;
thence southerly 234.77 feet in the arc of a circular curve to the right, radius 98.00 feet, central angle 137°15'26", and chord S 20°14'08" E 182.52 feet;
thence N 41°36'25" W 25.00 feet;
thence northerly 174.88 feet in the arc of a non-tangential curve to the left, radius 73.00 feet, central angle 137°15'26", and chord N 20°14'08" W 135.96 feet;
thence N 88°51'51" W 125.63 feet;
thence westerly 84.58 feet in the arc of a circular curve to the right, radius 270.00 feet, central angle 17°56'58", and chord N 79°53'22" W 84.24 feet;
thence N 70°54'53" W 153.72 feet;
thence northwesterly 245.90 feet in the arc of a circular curve to the right, radius 220.00 feet, central angle 64°02'22", and chord N 38°53'42" W 233.29 feet to the POINT OF BEGINNING. Being subject to easements and restrictions of record, if any.

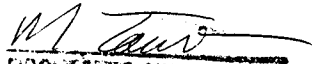
APPROVED Desc

ROCHESTER HILLS
ENGINEERING DEPT.
10-24-03

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WATERMAIN AND PUBLIC UTILITIES LOCATED IN SECTION 35, T3N, R11E, CITY
OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN

WATERMAIN EASEMENT NO. 7

Commencing at the NW corner of Lot 58 of "Brooklands" Subdivision as recorded in
Liber 25 of Plats, Page 10, Oakland County Records, thence southerly 3018.43 feet
along the west line of said Lot 58 in the arc of a curve to the right, radius 3066.82 feet,
central angle of 56°23'31", chord S 05°34'57" W 2898.07 feet; thence southerly 719.16
feet along the west line of said Lot 58 in the arc of a circular curve to the left, radius
461.48 feet, central angle 89°17'24" and chord S 10°51'59" E 648.57 feet; thence N
88°03'26" W 10.26 feet; thence S 03°41'53" W 112.42 feet to the POINT OF
BEGINNING,

thence northeasterly 317.01 feet in the arc of a circular curve to the left, radius
280.00 feet, central angle 64°52'05", and chord N 51°31'09" E 300.34 feet;
thence N 19°05'07" E 29.75 feet;
thence S 70°54'53" E 12.00 feet;
thence S 19°05'07" W 29.75 feet;
thence southwesterly 332.65 feet in the arc of a circular curve to the right, radius
292.00 feet, central angle 65°16'20", and chord S 51°43'17" W 314.95 feet;
thence N 03°41'53" E 12.17 feet to the POINT OF BEGINNING. Being subject to
easements and restrictions of record, if any.

APPROX DESC
[Signature]
ROCHESTER HILLS
ENGINEERING DEPT
10-24-03