

WATERMAIN EASEMENT

CRITTENTON HOSPITAL, a Michigan, non-profit corporation, of 1101 W. University Drive, Rochester, Michigan grants to the CITY OF ROCHESTER HILLS, a Michigan municipal corporation, of 1000 Rochester Hills Drive, Rochester Hills, Michigan 48309, 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 Attached Exhibit "A" & "B"
Sidwell # 70-15-15-101-003

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 right-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)

IN WITNESS HEREOF, the undersigned have hereunto affixed their signatures on this 27TH day of August, 2009.

IN THE PRESENCE OF:

Signature *Audrienne Mocer*
Print or type name: AUDRIANNE MOCERI

Crittenton Hospital
[Signature]
Signature
Lynn C. Orfgen
(Print Name)
President & CEO
Title

Signature *Larry Dziadzi*
Print or type name: LARRY DZIADZIE

STATE OF MICHIGAN
COUNTY OF OAKLAND

The foregoing instrument was acknowledged before me this 27TH day of August, 2009, by Lynn C. Orfgen who is the President & CEO of CRITTENTON HOSPITAL, a Michigan, Non-Profit corporation, on behalf of the corporation.

Drafted by: SPICER GROUP
230 S. WASHINGTON AVE.
SAGINAW, MI. 48607

Janice K. Gay
Janice K. Gay, Notary Public
County, Michigan
My Commission Expires: 9-29-13

When recorded, return to:

City of Rochester Hills
1000 Rochester Hills Drive
Rochester Hills, MI 48309-3033

APPROVED AS TO FORM
J. Staron 9/14/09
ROCHESTER HILLS COUNSEL


 JANICE K. GAY
Notary Public, State of Michigan
County of Macomb
My Commission Expires Sep. 29, 2013
Acting in the County of Oakland

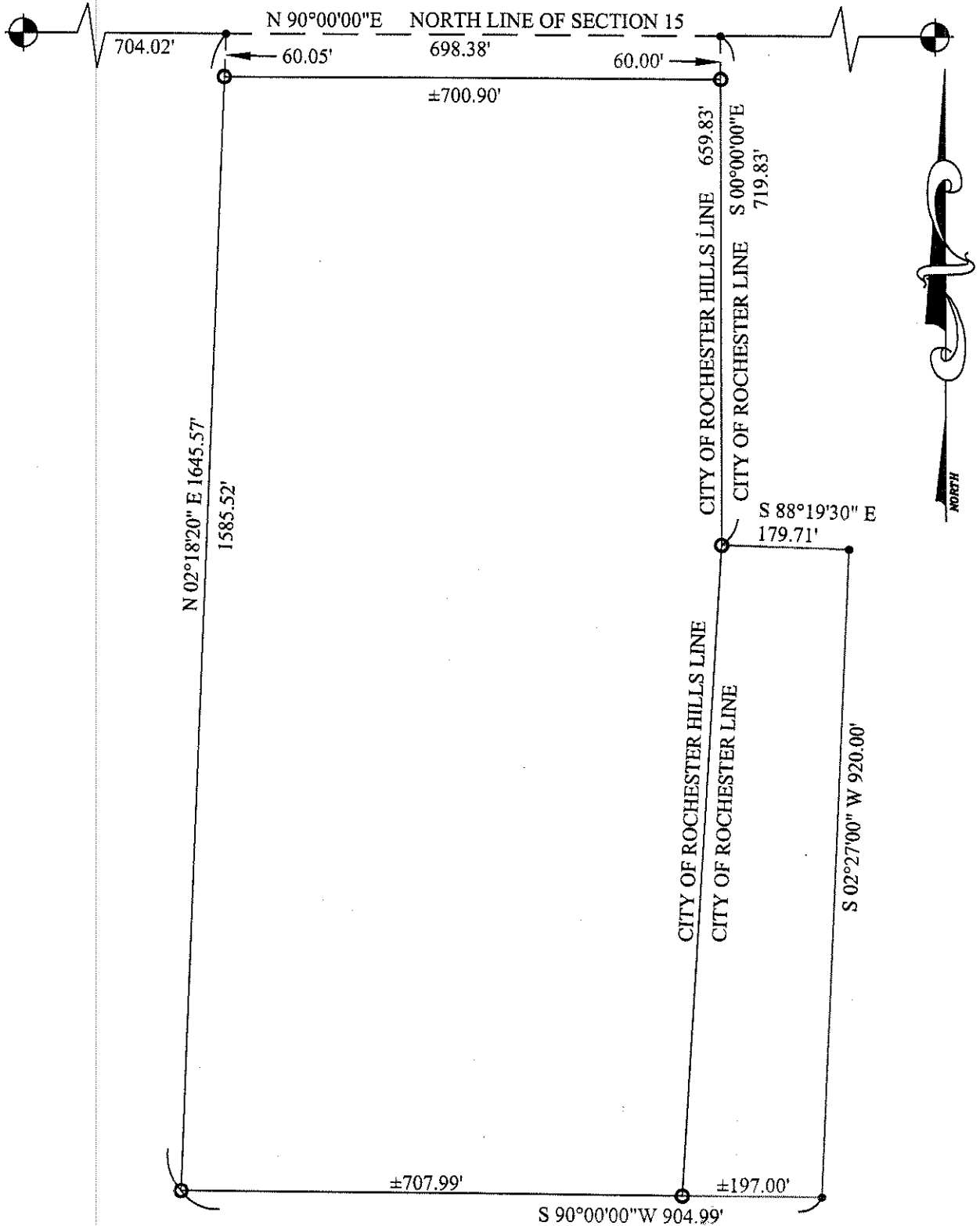
EXHIBIT B

A PART OF THE NORTHWEST 1/4 OF SECTION 15, T.3N., R.11E.,
CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN

NORTHWEST CORNER
SECTION 15, T.3N., R.11E.,
CITY OF ROCHESTER HILLS

WALTON BLVD.
(VARIES IN WIDTH)

NORTH 1/4 CORNER
SECTION 15, T.3N., R.11E.,
CITY OF ROCHESTER HILLS



GRAPHIC SCALE



(IN FEET)
1 inch = 200 ft.

LEGEND

- PROPERTY CORNER
- DESCRIPTION CORNER
- ⊕ SECTION CORNER

PREPARED BY
ENGINEERING SERVICES
DEPARTMENT OF
PUBLIC SERVICE

City of Rochester Hills
1000 Rochester Hills Drive
Rochester Hills, Michigan 48309

CRITTENTON HOSPITAL
WATER MAIN
EASEMENT

DRAWN: J.R.B.
CHECK: M.T.
DATE: 11/11/08
SHEET 1 OF 4

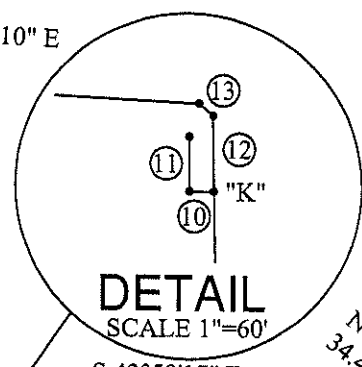
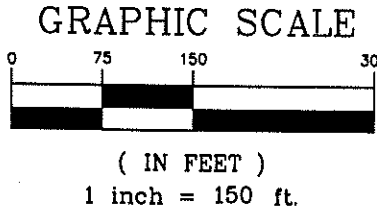
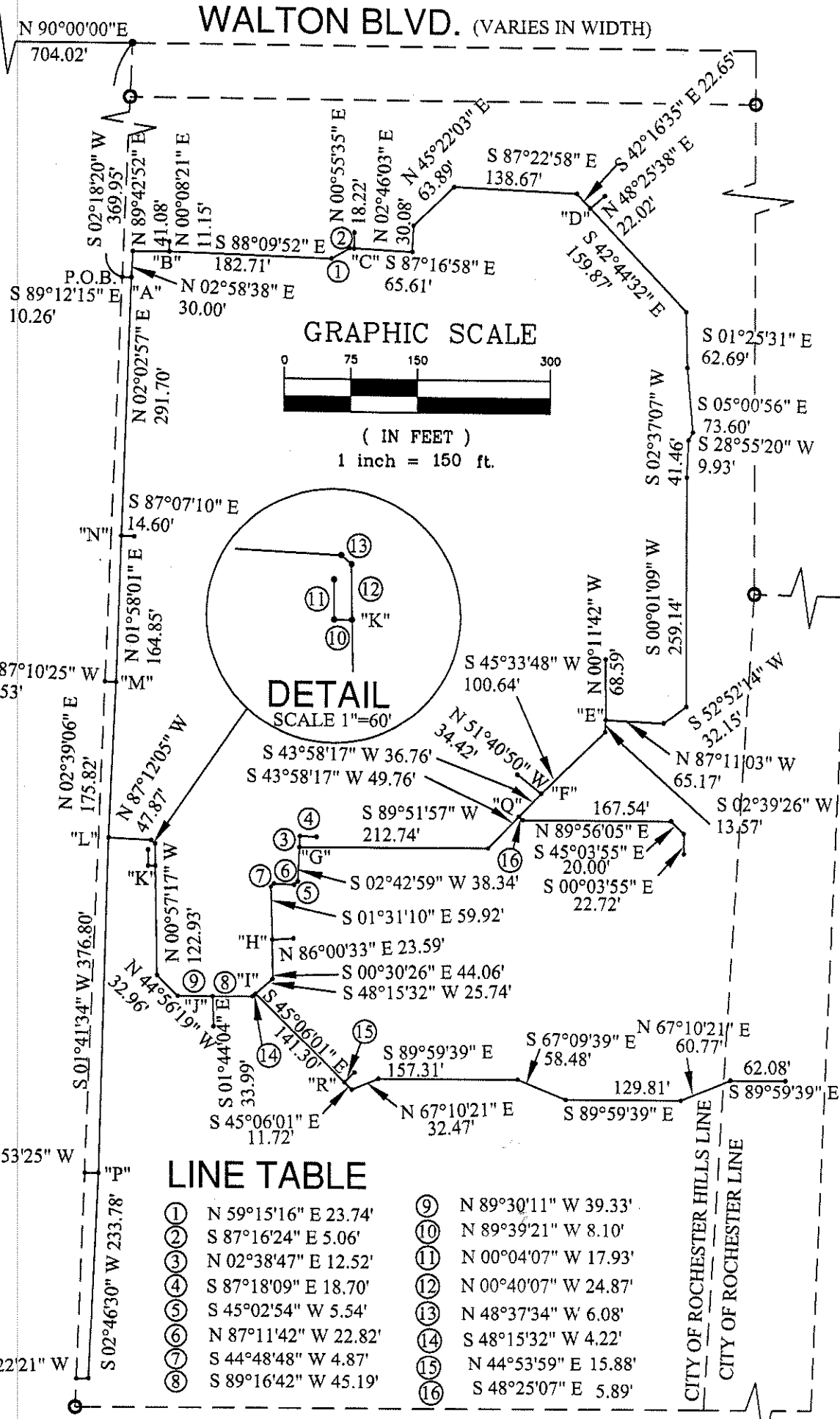
Water Main or for 11-11-08

EXHIBIT B

A PART OF THE NORTHWEST 1/4 OF SECTION 15, T.3N., R.11E.,
CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN

WALTON BLVD. (VARIES IN WIDTH)

NORTHWEST CORNER
SECTION 15, T.3N., R.11E.,
CITY OF ROCHESTER HILLS



LINE TABLE

| | | | |
|---|----------------------|---|----------------------|
| ① | N 59°15'16" E 23.74' | ⑨ | N 89°30'11" W 39.33' |
| ② | S 87°16'24" E 5.06' | ⑩ | N 89°39'21" W 8.10' |
| ③ | N 02°38'47" E 12.52' | ⑪ | N 00°04'07" W 17.93' |
| ④ | S 87°18'09" E 18.70' | ⑫ | N 00°40'07" W 24.87' |
| ⑤ | S 45°02'54" W 5.54' | ⑬ | N 48°37'34" W 6.08' |
| ⑥ | N 87°11'42" W 22.82' | ⑭ | S 48°15'32" W 4.22' |
| ⑦ | S 44°48'48" W 4.87' | ⑮ | N 44°53'59" E 15.88' |
| ⑧ | S 89°16'42" W 45.19' | ⑯ | S 48°25'07" E 5.89' |

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City of Rochester Hills
1000 Rochester Hills Drive
Rochester Hills, Michigan 48309

CRITTENTON HOSPITAL
WATER MAIN
EASEMENT

DRAWN: J.R.B.
CHECK: M.T.
DATE: 11/11/08
SHEET 2 OF 4

EXHIBIT A

LEGAL DESCRIPTION:

(PARCEL NO. 15-15-101-003)

A PARCEL OF LAND LOCATED IN THE NORTHWEST 1/4 OF SECTION 15, TOWN 3 NORTH, RANGE 11 EAST, CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 15; THENCE DUE EAST, 704.02 FT. ALONG THE NORTH LINE OF SAID SECTION 15 TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID NORTH LINE DUE EAST, 698.38 FT.; THENCE DUE SOUTH, 719.83 FT.; THENCE S.88°19'30"E., 179.71 FT. TO A POINT ON THE WESTERLY LINE OF "FAIRVIEW" A SUBDIVISION RECORDED IN LIBER 23 OF PLATS, PAGE 27, OAKLAND COUNTY RECORDS; THENCE ALONG SAID WESTERLY LINE OF "FAIRVIEW" S.02°27'00"W., 920.00 FEET; THENCE DUE WEST, 904.99 FT.; THENCE N.02°18'20"E., 1645.57 FT. TO THE POINT OF BEGINNING EXCLUDING THAT PART IN THE CITY OF ROCHESTER LIMITS, ALSO EXCLUDING THE NORTH 60 FEET CONVEYED TO OAKLAND COUNTY ROAD COMMISSION FOR HIGHWAY PURPOSES. CONTAINING 26.16 ACRES OF LAND, MORE OR LESS, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

WATER MAIN EASEMENT:

DESCRIPTION OF A 20 FOOT WIDE WATER MAIN EASEMENT LOCATED IN THE NORTHWEST CORNER OF SECTION 15, T.3N., R.11E., CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 15; THENCE DUE EAST, 704.02 FT. ALONG THE NORTH LINE OF SAID SECTION 15; THENCE S.02°18'20"W., 369.95 FT. TO THE POINT OF BEGINNING; THENCE S.89°12'15"E., 10.26 FT. TO A REFERENCE POINT CALLED "A"; THENCE N.02°58'38"E., 30.00 FT.; THENCE N.89°42'52"E., 41.08 FT. TO A REFERENCE POINT CALLED "B"; THENCE S.88°09'52"E., 182.71 FT.; THENCE N.59°15'16"E., 23.74 FT.; THENCE S.87°16'24"E., 5.06 FT. TO A REFERENCE POINT CALLED "C"; THENCE S.87°16'58"E., 65.61 FT.; THENCE N.02°46'03"E., 30.08 FT.; THENCE N.45°22'03"E., 63.89 FT.; THENCE S.87°22'58"E., 138.67 FT.; THENCE S.42°16'35"E., 22.65 FT. TO A REFERENCE POINT CALLED "D"; THENCE S.42°44'32"E., 159.87 FT.; THENCE S.01°25'31"E., 62.69 FT.; THENCE S.05°00'56"E., 73.60 FT.; THENCE S.28°55'20"W., 9.93 FT.; THENCE S.02°37'07"W., 41.46 FT.; THENCE S.00°01'09"W., 259.14 FT.; THENCE S.52°52'14"W., 32.15 FT.; THENCE N.87°11'03"W., 65.17 FT. TO A REFERENCE POINT CALLED "E"; THENCE S.02°39'26"W., 13.57 FT.; THENCE S.45°33'48"W., 100.64 FT. TO A REFERENCE POINT CALLED "F"; THENCE S.43°58'17"W., 36.76 FT. TO A REFERENCE POINT CALLED "G"; THENCE S.02°42'59"W., 38.34 FT.; THENCE S.45°02'54"W., 5.54 FT.; THENCE N.87°11'42"W., 22.82 FT.; THENCE S.44°48'48"W., 4.87 FT.; THENCE S.01°31'10"E., 59.92 FT. TO A REFERENCE POINT CALLED "H"; THENCE S.00°30'26"E., 44.06 FT.; THENCE S.48°15'32"W., 25.74 FT. TO A REFERENCE POINT CALLED "I"; THENCE S.48°15'32"W., 4.22 FT.; THENCE S.89°16'42"W., 45.19 FT. TO A REFERENCE POINT CALLED "J"; THENCE N.89°30'11"W., 39.33 FT.; THENCE N.44°56'19"W., 32.96 FT.; THENCE N.00°57'17"W., 122.93 FT. TO A REFERENCE POINT CALLED "K"; THENCE N.00°40'07"W., 24.87 FT.; THENCE N.48°37'34"W., 6.08 FT.; THENCE N.87°12'05"W., 47.87 FT. TO A REFERENCE POINT CALLED "L"; THENCE N.02°39'06"E., 175.82 FT. TO A REFERENCE POINT CALLED "M"; THENCE N.01°58'01"E., 164.85 FT. TO A REFERENCE POINT CALLED "N"; THENCE N.02°02'57"E., 291.70 FT. RETURNING TO REFERENCE POINT "A" THE POINT OF ENDING.

ALSO BEGINNING AT THE ABOVE MENTION REFERENCE POINT "B"; THENCE N.00°08'21"E., 11.15 FT. TO THE POINT OF ENDING.

ALSO BEGINNING AT THE ABOVE MENTION REFERENCE POINT "C"; THENCE N.00°55'35"E., 18.22 FT. TO THE POINT OF ENDING.

ALSO BEGINNING AT THE ABOVE MENTION REFERENCE POINT "D"; THENCE N.48°25'38"E., 22.02 FT. TO THE POINT OF ENDING.

ALSO BEGINNING AT THE ABOVE MENTION REFERENCE POINT "E"; THENCE N.00°11'42"W., 68.59 FT. TO THE POINT OF ENDING.

ALSO BEGINNING AT THE ABOVE MENTION REFERENCE POINT "F"; THENCE N.51°40'50"W., 34.42 FT. TO THE POINT OF ENDING.

ALSO BEGINNING AT THE ABOVE MENTION REFERENCE POINT "G"; THENCE N.02°38'47"E., 12.52 FT.; THENCE S.87°18'09"E., 18.70 FT. TO THE POINT OF ENDING.

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| PREPARED BY ENGINEERING SERVICES DEPARTMENT OF PUBLIC SERVICE | <i>City of Rochester Hills</i> 1000 Rochester Hills Drive Rochester Hills, Michigan 48309 | CRITTENTON HOSPITAL WATER MAIN EASEMENT | DRAWN: J.R.B. CHECK: M.T. DATE: 11/11/08 SHEET 3 OF 4 |
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EXHIBIT A

ALSO BEGINNING AT THE ABOVE MENTION REFERENCE POINT "H"; THENCE N.86°00'33"E., 23.59 FT. TO THE POINT OF ENDING.

ALSO BEGINNING AT THE ABOVE MENTION REFERENCE POINT "I"; THENCE S.45°06'01"E., 141.30 FT. TO A REFERENCE POINT CALLED "R"; THENCE S.45°06'01"E., 11.72 FT.; THENCE N.67°10'21"E., 32.47 FT.; THENCE S.89°59'39"E., 157.31 FT.; THENCE S.67°09'39"E., 58.48 FT.; THENCE S.89°59'39"E., 129.81 FT.; THENCE N.67°10'21"E., 60.77 FT.; THENCE S.89°59'39"E., 62.08 FT. TO THE POINT OF ENDING.

ALSO BEGINNING AT THE ABOVE MENTION REFERENCE POINT "J"; THENCE S.01°44'04"E., 33.99 FT. TO THE POINT OF ENDING.

ALSO BEGINNING AT THE ABOVE MENTION REFERENCE POINT "K"; THENCE N.89°39'21"W., 8.10 FT.; THENCE N.00°04'07"W., 17.93 FT. TO THE POINT OF ENDING.

ALSO BEGINNING AT THE ABOVE MENTION REFERENCE POINT "L"; THENCE S.01°41'34"W., 376.80 FT. TO A REFERENCE POINT "P"; THENCE S.02°46'30"W., 233.78 FT.; THENCE S.88°22'21"W., 13.62 FT. TO THE POINT OF ENDING.

ALSO BEGINNING AT THE ABOVE MENTION REFERENCE POINT "M"; THENCE N.87°10'25"W., 12.53 FT. TO THE POINT OF ENDING.

ALSO BEGINNING AT THE ABOVE MENTION REFERENCE POINT "N"; THENCE N.87°07'10"E., 14.60 FT. TO THE POINT OF ENDING.

ALSO BEGINNING AT THE ABOVE MENTION REFERENCE POINT "P"; THENCE N.89°53'25"W., 15.51 FT. TO THE POINT OF ENDING.

ALSO BEGINNING AT THE ABOVE MENTION REFERENCE POINT "Q"; THENCE S.48°25'07"E., 5.89 FT.; THENCE N.89°56'05"E., 167.54 FT.; THENCE S.45°03'55"E., 20.00 FT.; THENCE S.00°03'55"E., 22.72 FT. TO THE POINT OF ENDING.

ALSO BEGINNING AT THE ABOVE MENTION REFERENCE POINT "R"; THENCE N.44°53'59"E., 15.88 FT. TO THE POINT OF ENDING.

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OK For 11/11/08