

AGREEMENT

This Agreement made and entered into this 14th day of November
1978 by and between RICHARD L. SODE, Ingham County Drain
Commissioner, acting for and on behalf of the Wood Valley Branch of
Jeffries Drain Drainage District for the County of Ingham, State of
Michigan, a public body corporate, herein referred to as the DRAINAGE
DISTRICT, party of the first part; and Duane Bone Builders, Inc.,
party of the second part herein referred to as the DEVELOPERS.

WITNESSETH:

WHEREAS, the Wood Valley Branch of Jeffries Drain, pursuant to
Act 40 of the Public Acts of 1956, Michigan, as amended, is an
established body corporate in the County of Ingham and State of
Michigan.

WHEREAS, RICHARD L. SODE, Ingham County Drain Commissioner,
acting on behalf of the Wood Valley Branch of Jeffries Drain Drainage
District, has under his jurisdiction the Jeffries Drain; and is in
charge of operation and maintenance of the Jeffries Drain to service
lands in the Jeffries Drain Drainage District.

WHEREAS, the DEVELOPERS, pursuant to Section 433 of Act 40 of
1956, as amended, wishes to provide additional service to lands within
the district or to add lands and branches to the Drainage District.

WHEREAS, certain drainage facilities hereafter to be known as
the Wood Valley Branch of the Jeffries Drain have been constructed by
the DEVELOPERS serving lands within the Jeffries Drain Drainage District.

WHEREAS, it is desirable and necessary to the public health,
convenience and welfare that the said drainage facilities be established
and made a part of the Jeffries Drain Drainage District.

NOW, THEREFORE, in consideration of the premises and covenants of each, the parties agree hereto as follows:

1) The DEVELOPERS hereby agree to construct and/or has constructed in accord with the approved as-built plans, and in accord with the specifications, the necessary and adequate drainage facilities to serve the proposed lands of the DEVELOPERS.

2) The DEVELOPERS also agree to pay and/or has paid the cost of said drainage facilities, including right-of-way, engineering, inspection, and administration. In addition, the DEVELOPERS agree to pay the expenses of establishing the drainage facilities as a county drain. Said administration expenses shall not exceed Two Hundred Dollars (\$200).

3) The DEVELOPERS have obtained at their expense, a certificate from a registered professional engineer, satisfactory to the Drain Commissioner, to the effect that the lands to be developed naturally drain into the area served by the existing drain, or that the existing drain is the only reasonably available outlet for the drainage from the lands to be developed and; that there is existing capacity in the existing drain to serve the lands to be developed without detriment or diminution of the drainage service provided or to be provided in the foreseeable future to the area in the existing district. Said certificate is attached to this agreement and marked Exhibit A.

4) The DEVELOPERS AGREE THAT ALL DRAINAGE facilities and all rights-of-way, easements or property in which the same are located, acquired or constructed pursuant to this agreement shall be dedicated to the public use or conveyed or transferred to the drainage district and the drainage facilities shall therefore be a part of the drain, the same as if originally located and established.

ENGINEER'S CERTIFICATE

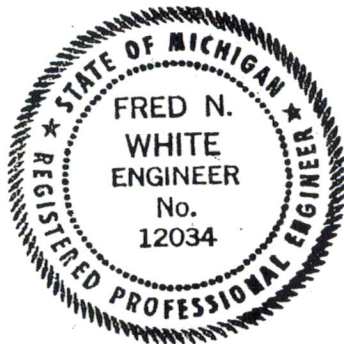
Exhibit "A"

I, FRED N. WHITE, a registered professional engineer, do certify that:

1. The existing drain is the only reasonably available outlet for the drainage from the lands, to be added or which will have additional drainage provided.
2. There is existing capacity in the existing drain to serve the lands, to be added or to whom additional service is provided, without detriment or diminution of the drainage service provided or to be provided; in the foreseeable future, to the area in the drainage district.

Signed

Fred N. White
Fred N. White
Registration No. 12034 P.E.



5) The DEVELOPERS hereby convey to the Wood Valley Branch of the Jeffries Drain Drainage District, the drainage Facilities within said lands of the DEVELOPERS and the connection to the existing or natural Jeffries Drain.

6) The Wood Valley Branch of the Jeffries Drain Drainage District, by RICHARD L. SODE, hereby accepts said drainage facilities and said drainage district shall be called the Wood Valley Branch of the Jeffries Drain Drainage District and said drain is hereby named the Wood Valley Branch of the Jeffries Drain. The lands specifically served by the Wood Valley Branch of the Jeffries Drain are described as follows:_____

See Attached Exhibit "B"

7) It is hereby stipulated and agreed that the above described lands will be liable for all future maintenance and repair assessments on the Wood Valley Branch of the Jeffries Drain as well as the future maintenance and repair assessments on any county drain that provides outlet benefits to the added drainage district.

8) The payments provided herein shall constitute full payment, satisfaction and discharge of all the claims and right of the DISTRICT against the DEVELOPER of every kind and character, and whatsoever accrued, that have arisen to date or in the future out of use of the Wood Valley Branch of the Jeffries Drain for the transmission of storm water drainage, except the assessment which may be levied against all properties in the district for maintenance and operation of the Drain pursuant to Act 40 of the Public Acts of Michigan, 1956, as amended.

WOOD VALLEY DRAINAGE DISTRICT

Exhibit "B"

Legal Description of Wood Valley Drainage District: Part of the North 1/2 of Section 12, T4N, R1W, Meridian Township, Ingham County, Michigan, described as: Beginning 540.8 feet, S89°57'58"E of the West 1/4 corner of Section 12, T4N, R1W; thence N32°35'30"E, 1731.95 feet along the centerline of Green Road; thence continuing along said centerline N32°50'38"E, 549.68 feet; thence N89°59'54"E, 464.50 feet; thence S38°43'46"W, 152.00 feet; thence S49°24'26"E, 124.00 feet; thence S52°10'36"W, 31.29 feet; thence S18°26'38"E, 191.12 feet; thence Southwesterly 96.00 feet along a curve to the left, said curve having a radius of 608.00 feet, a central angle of 009°02'48" and a long chord of 95.90 feet bearing S80°38'05"W; thence S00°36'52"W, 68.45 feet; thence S15°42'04"E, 146.17 feet; thence S71°57'42"W, 131.56 feet; thence S36°20'36"W, 199.28 feet; thence S32°35'30"W, 115.00 feet; thence S57°24'30"E, 211.86 feet; thence S10°30'38"E, 141.53 feet; thence S00°31'59"W, 165.70 feet; thence S65°17'19"W, 236.54 feet; thence S46°46'37"W, 130.98 feet; thence N81°34'35"W, 259.38 feet; thence S32°35'30"W, 160.44 feet; thence Northwesterly 152.32 feet along a curve to the right, said curve having a radius of 672.61 feet, a central angle of 012°58'32" and a long chord of 152.00 feet bearing N66°42'30"W; thence S32°35'30"W, 66.07 feet; thence Southeasterly 135.76 feet along a curve to the left, said curve having a radius of 738.61 feet, a central angle of 10°31'51" and a long chord of 135.56 feet, bearing S65°14'04"E; thence S19°30'00"W, 256.57 feet to the E-W 1/4 line of said Section 12; thence N89°57'38"W, 781.14 feet along said E-W 1/4 line to the point of beginning. Containing

Main Branch of Wood Valley Drain

That portion of the Drain in River Knoll Drive to the outlet into the Wood Valley Lake. Centerline of said drain described as: Beginning at the outlet at Woodvalley Lake, said point being 2545.83 feet, N61°49'15"E of the West 1/4 corner of Section 12, T4N, R1W, Meridian Township, Ingham County, Michigan; thence N17°16'45"W, 263.55 feet to a manhole in the intersection of Wood Valley Drive and River Knoll Drive; thence N32°40'59"W, 205.89 feet; thence N55°20'58"W, 363.02 feet; thence S39°54'28"W, 71.70 feet to the upper terminus, said point being a catchbasin in right of way of Green Road.

Branch No. 1 of Main Branch of Wood Valley Drive

That portion of the drain in Wood Valley Drive to centerline of said drain described as: Beginning at the outlet into Branch of the Wood Valley Drain, said point being N61°49'15"E, 2545.83 feet, and N17°16'45"W, 263.55 feet from the West 1/4 corner of Section 12, T4N, R1W, Meridian Township, Ingham County, Michigan; thence S77°51'00"W to the upper terminus, said point being a manhole in Wood Valley Drive.

WOOD VALLEY DRIVE BRANCH OF THE WOOD VALLEY DRAIN

That portion of the drain in Wood Valley Drive to the outlet into the Jefferies Drain, centerline of said drain described as: Beginning at the outlet into the Jefferies Drain, said point being 2364.39 feet, N59°42'16"E of the West 1/4 corner of Section 12, T4N, R1W, Meridian Township, Ingham County, Michigan; thence N36°40'47"W, 179.70 feet to a manhole located in Wood Valley Drive; thence S37°42'29"W, 378.60 feet to the upper terminus, said point being a manhole in Wood Valley Drive.

MOSS GLEN CIRCLE BRANCH OF THE WOOD VALLEY DRAIN

That portion of the drain in Moss Glen Circle to the outlet into the Jefferies Drain, centerline of said drain described as: Beginning at the outlet into the Jefferies Drain, said point being 2065.36 feet, N75°40'09"E of the West 1/4 corner of Section 12, T4N, R1W, Meridian Township, Ingham County, Michigan; thence N33°24'48"W, 122.60 feet to a manhole in Moss Glen Circle; thence N38°09'14"W, 124.69 feet to the upper terminus, said point being a catchbasin in Moss Glen Circle.

SPRING MILL DRIVE BRANCH OF THE WOOD VALLEY DRAIN

That portion of the drain in Spring Mill Drive to the outlet into the Jefferies Drain, centerline of said drain described as: Beginning at the outlet into the Jefferies Drain, said point being 1933.03 feet, N67°24'56"W of the center of Section 12, T4N, R1W, Meridian Township, Ingham County, Michigan; thence N79°00'00"W, 355.00 feet to a manhole in Spring Mill Drive; thence N64°23'03"W, 179.76 feet; thence N55°42'31"W; thence N28°06'10"E, 142.94 feet to the upper terminus, said point being a catchbasin in the right of way of Green Road.

SOUTH BRANCH OF THE WOOD VALLEY DRIVE DRAIN OF THE WOOD VALLEY DRAIN

That portion of the drain in Wood Valley Drive to the outlet into the Jefferies Drain, centerline of said drain described as: Beginning at the outlet into the Jefferies Drain, said point being 1127.74 feet, N89°34'55"W of the center of Section 12, T4N, R1W, Meridian Township, Ingham County, Michigan; thence N89°57'38"W, 290 feet; thence N84°10'36"W, 99.64 feet to the upper terminus, said point being a catchbasin in Wood Valley Drive. If this drain is extended toward Green Road, it will then be known as the Green Road Branch of the Wood Valley Drain.

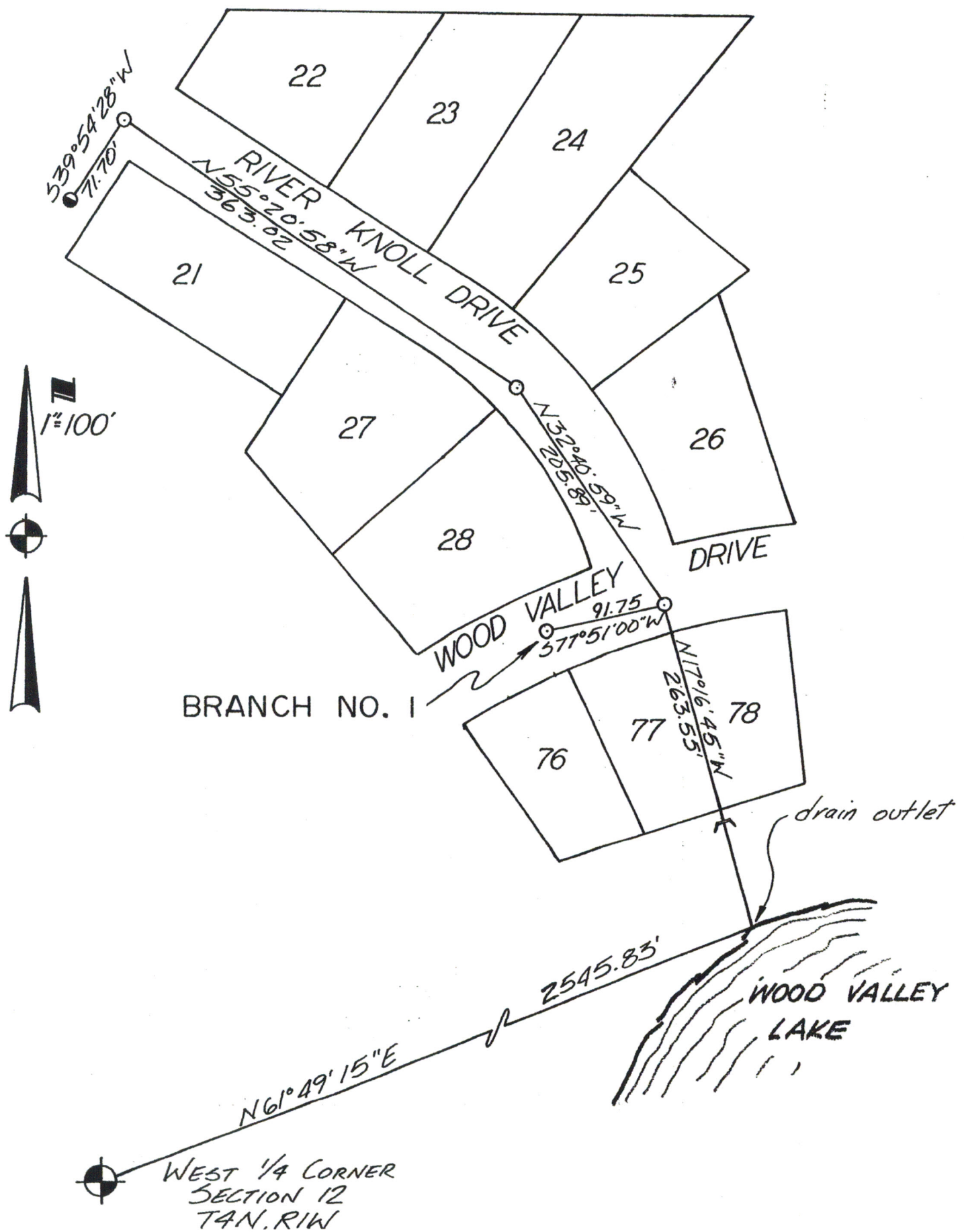
WOOD VALLEY LAKE LYING WITHIN THE JEFFRIES DRAIN

That part of the North 1/2 of Section 12, T4N, R1W, Meridian Township, Ingham County, Michigan, described as: Beginning 923.35 feet, N75°04'20"E of the center of said Section 12; thence N05°38'05"E, 155.21 feet; thence N46°46'37"E, 130.98 feet; thence N65°17'19"E, 236.54 feet; thence N00°31'59"E, 165.70 feet; thence N10°30'38"W, 141.53 feet; thence N57°24'30"W, 211.86 feet; thence N36°20'36"E, 199.28 feet; thence N71°57'42"E, 199.17 feet; thence East, 380.17 feet; thence S00°00'40"E, 536.42 feet; thence S49°20'00"W, 612.10 feet; thence N88°39'07"W, 308.01 feet; thence S56°28'57"W, 45.00 feet; thence S05°38'05"W, 130.00 feet; thence N88°39'07"W, 50.0 feet to point of beginning. Containing 6.687 acres, more or less.

WOOD VALLEY DRIVE BRANCH OF THE WOOD VALLEY DRAIN

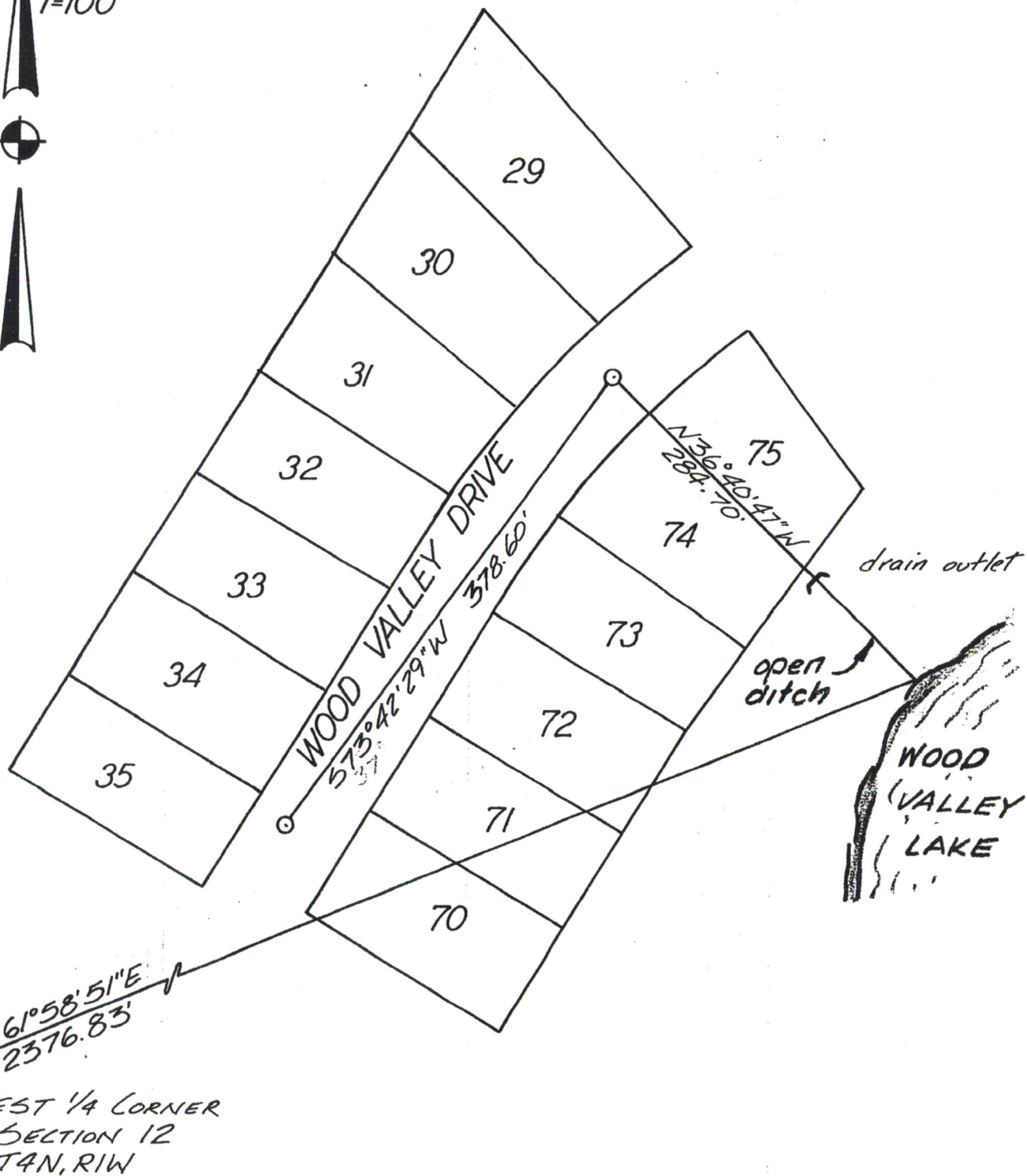
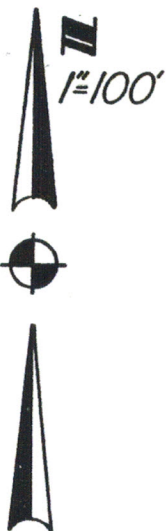
That portion of the drain in Wood Valley Drive to the outlet into Wood Valley Lake, centerline of said drain described as: Beginning at the outlet into Wood Valley Lake, said point being 2376.83 feet, N 61°05'15"E of the West 1/4 corner of Section 12, T4N, R1W, Meridian Township, Ingham County, Michigan; thence N36°40'47"W, 179.70 feet to a manhole located in Wood Valley Drive; thence S37°42'29"W, 378.60 feet to the upper terminus, said point being a manhole in Wood Valley Drive.

MAIN BRANCH WOOD VALLEY DRAIN

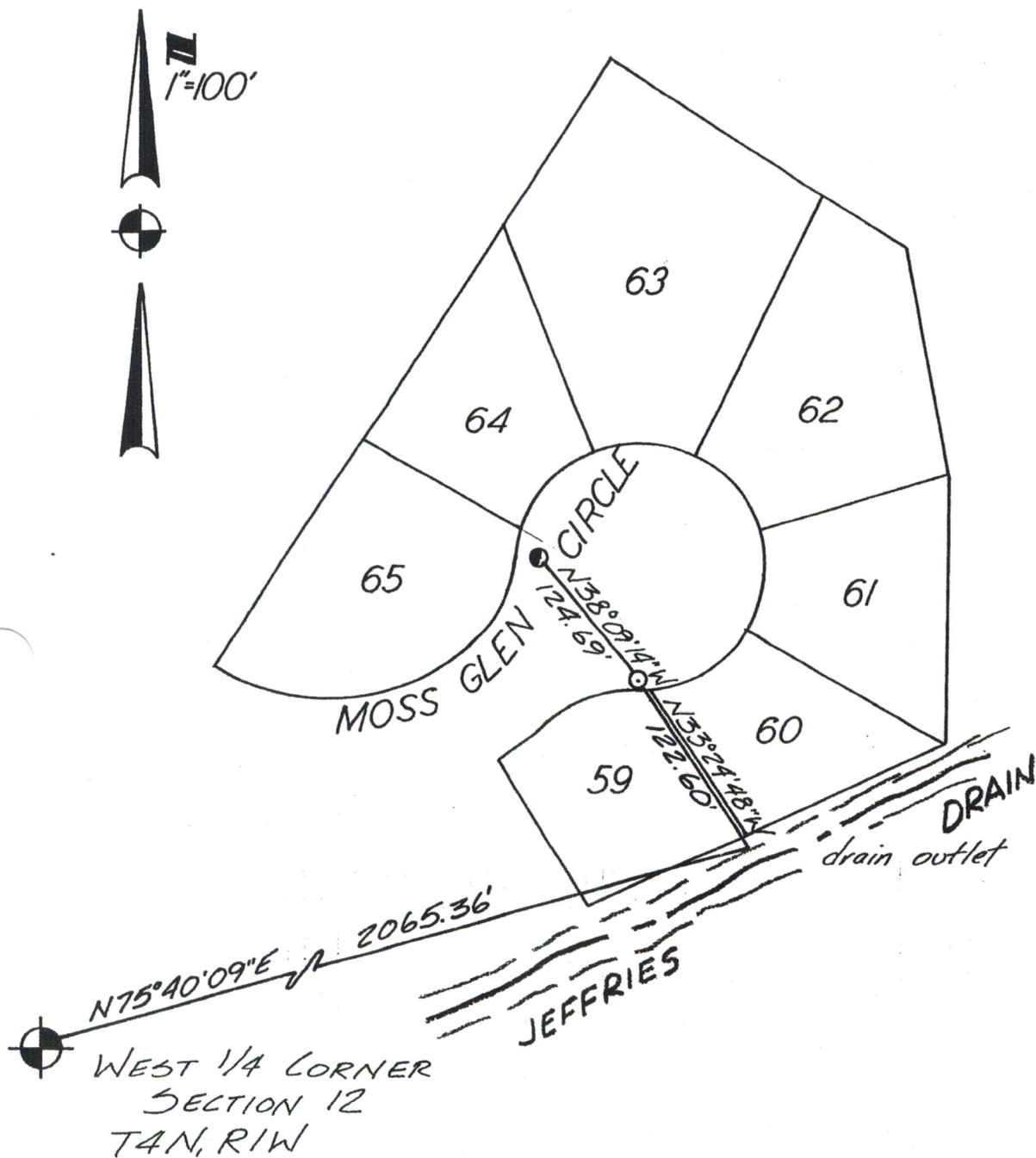


WOOD VALLEY DRIVE

WOOD VALLEY DRIVE BRANCH



MOSS GLEN CIRCLE BRANCH



WOOD VALLEY DRAIN
SPRING MILL DRIVE BRANCH

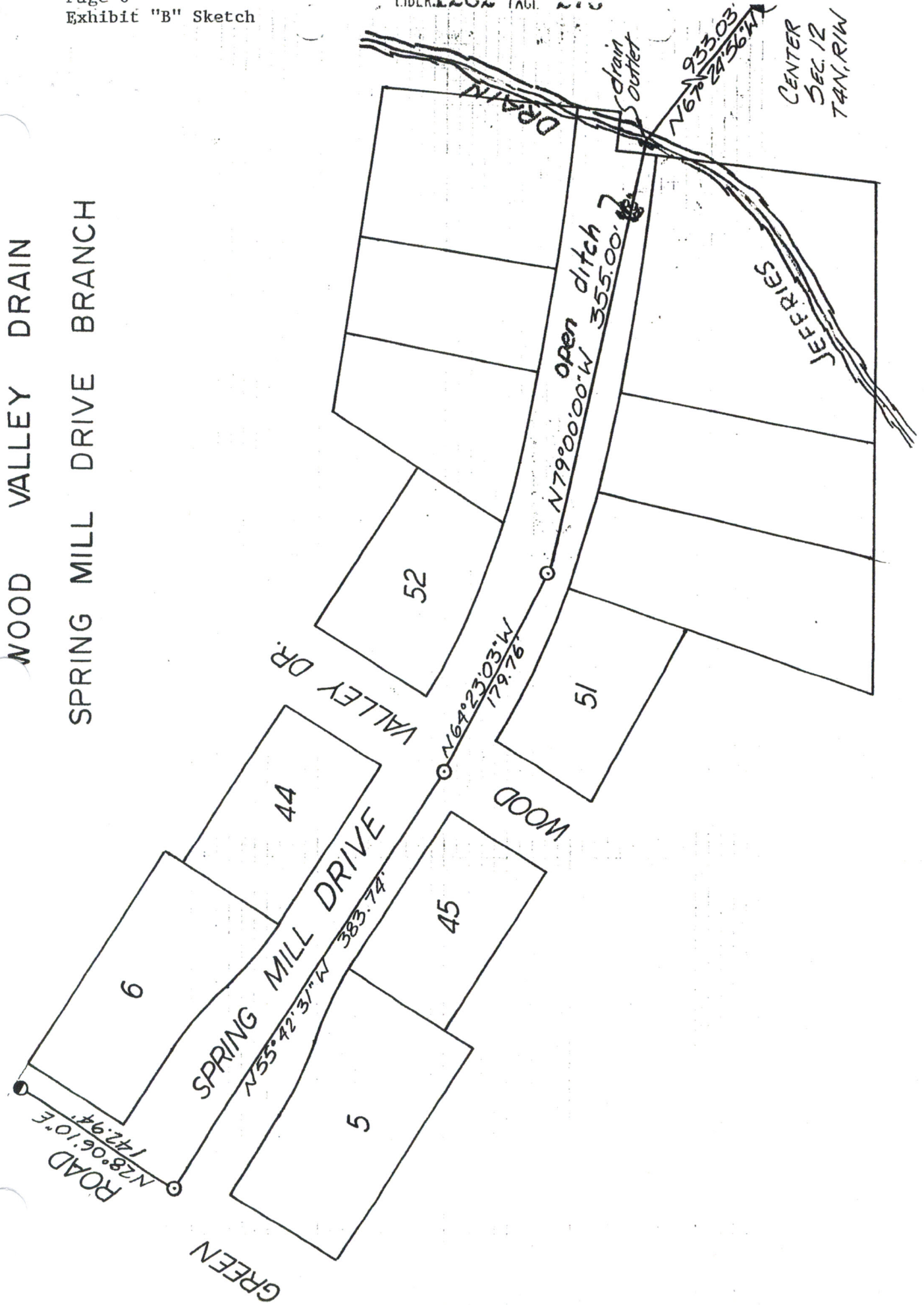
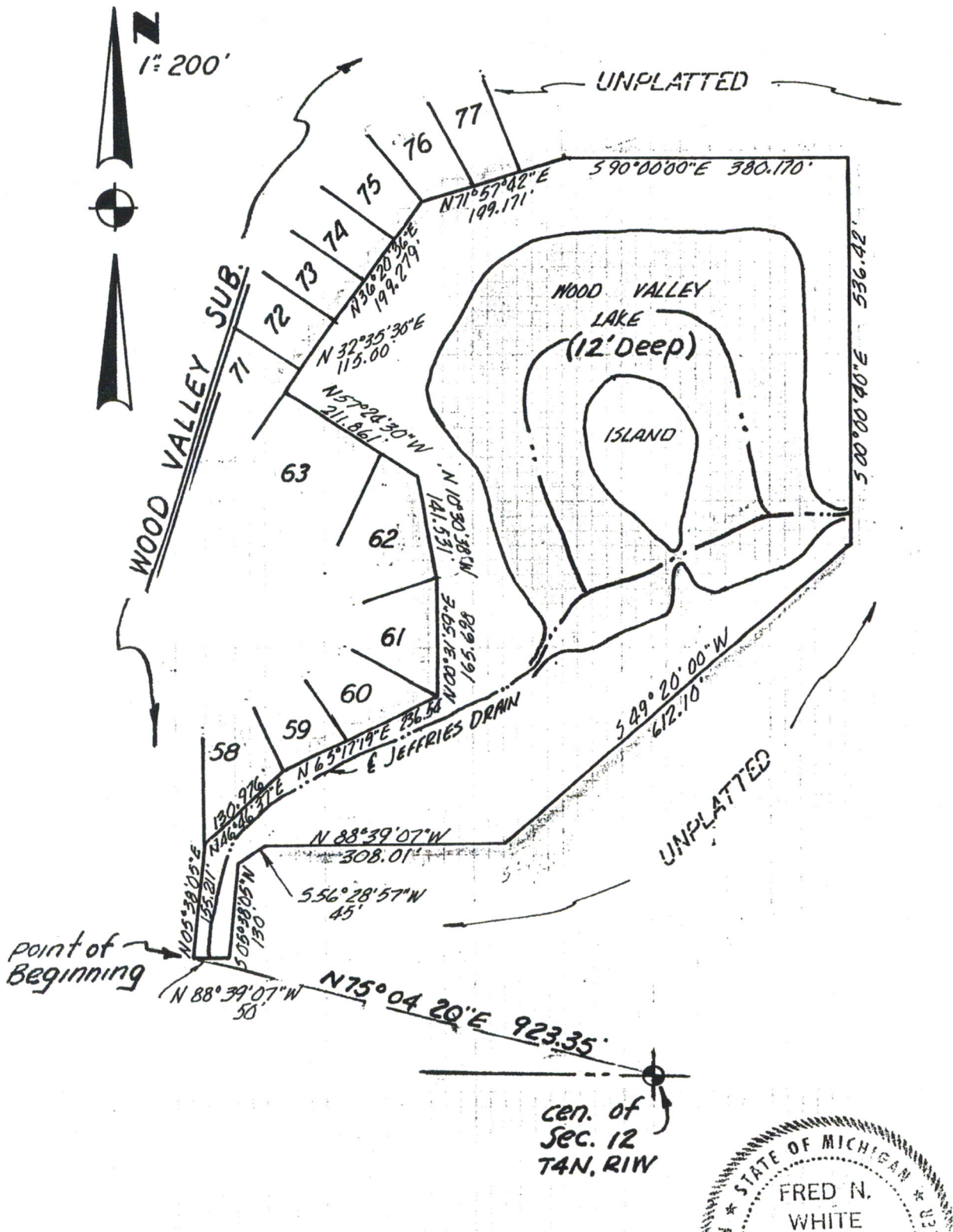
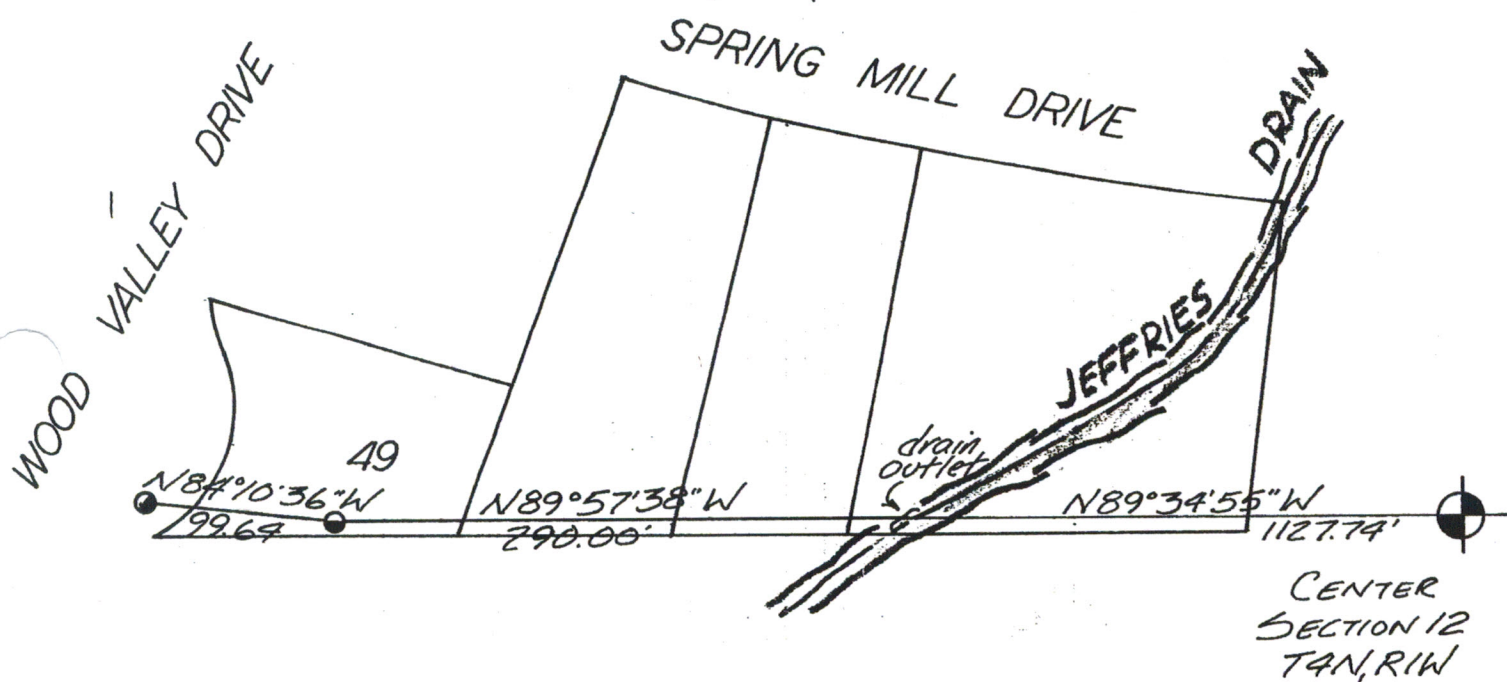


EXHIBIT "B" SKETCH



SOUTH BRANCH WOOD VALLEY DRIVE
DRAIN WOOD VALLEY DRAIN



IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed by their duly authorized officers as of the day and year first above written.

WITNESS:

L. Bruce Porter
L. Bruce Porter

Judith E. Starr
Judith E. Starr

WOOD VALLEY BRANCH OF THE JEFFRIES DRAIN DRAINAGE DISTRICT, County of Ingham, State of Michigan, acting through its governing body, the Ingham County Drain Commissioner

Richard L. Sode
Richard L. Sode
Ingham County Drain Commissioner

WITNESS:

Georgia A. DeChelbor
Georgia A. DeChelbor

Dorothy Syger
Dorothy Syger

DUANE BONE BUILDER, INC.

Duane P. Bone Developer
Developer
By: Duane P. Bone, Pres.

STATE OF MICHIGAN)
COUNTY OF INGHAM) ss

I, Jean Brubaker, a duly authorized Notary Public, acting in and for said County, hereby attest that Richard L. Sode, Ingham County Drain Commissioner, personally appeared before me and executed the agreement herein.

Drafted by;
Fred White Engineering Co.
2300 N. Grand River Avenue
Lansing, Michigan 48906

Jean Brubaker
Jean Brubaker
Notary Public, Ingham County, Michigan
My Commission expires: June 22, 1982

STATE OF MICHIGAN)
COUNTY OF INGHAM) ss

I, Dorothy Whitney, a duly authorized Notary Public acting in and for said

RECORDED

FEB 1 10 10 AM '79

REGISTER OF DEEDS

Paul Johnson

INGHAM COUNTY, MICH.