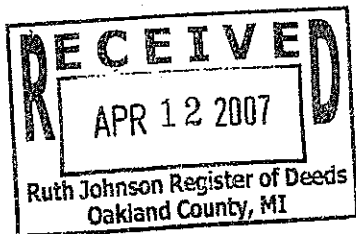


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 RUTH JOHNSON, CLERK/REGISTER OF DEEDS
 RECORDED - OAKLAND COUNTY

RC-WHMD-111-07-003

March 30, 2007

DECLARATION OF RESTRICTIVE COVENANT

This Declaration of Restrictive Covenant ("Restrictive Covenant") is made by General Motors Corporation ("GM"), with an address of 300 Renaissance Center, Detroit, Michigan 48265, and is recorded with the Oakland County Register of Deeds for the purpose of protecting public health, safety, and welfare, and the environment by prohibiting or restricting activities that could result in unacceptable exposure to environmental contamination present at the property located within the area of 2100 South Opdyke Road in Pontiac, Michigan. The legal descriptions and surveys of the portion of the property that is subject to the land use and resource use restrictions specified in this Restrictive Covenant (the "Property") are attached hereto as Exhibit 1. The general location of the portion of the property subject to the land use and resource use restrictions is attached hereto as Exhibit 2.

The Property is associated with the GM Pontiac Centerpoint Campus, legally described in Exhibit 3, and has United States Environmental Protection Agency ("USEPA") Identification Number MID005356902 and is the subject of corrective action pursuant to the Resource Conservation and Recovery Act ("RCRA"), 42 USC § 6901 *et seq.* This corrective action will be the subject of an Administrative Order on Consent to be entered into between GM and the USEPA. The Administrative Order on Consent will require GM to reserve the right to enforce the restriction and covenants set forth in this Restrictive Covenant in any document conveying an interest in the Property.

On April 28, 2006, GM submitted to the USEPA a Corrective Measures Proposal (CMP) that proposed final Corrective Measures at the Property. The CMP described and documented the investigations, corrective action activities and proposed controls for contamination remaining at the Property. USEPA reviewed GM's CMP, inspected the Property, and issued a Final Decision on August 3, 2006 approving the corrective action at the Property including implementation of an enforceable mechanism to ensure that the controls proposed by GM are implemented and remain in place. This Restrictive Covenant and the Administrative Order on Consent are collectively intended to be such a mechanism.

The CMP provides that this Restrictive Covenant will be recorded with the Oakland County Register of Deeds to: (1) prohibit use of shallow groundwater for potable use on areas of the Property shown on Exhibit 1; and (2) restrict the uses of the Property shown on Exhibit 1 for any purpose other than those characterized by the Michigan Department of Environmental

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Quality ("MDEQ") as Limited Commercial II, Limited Commercial III, Limited Commercial IV and Limited Industrial ("Commercial/Industrial"), unless otherwise agreed to by GM and USEPA and in consultation with MDEQ; and (3) restrict a portion of the burn pile to prevent exposure to workers not wearing required Personal Protective Equipment (PPE) and prevent the construction of a building as shown on Exhibit 1.

The land and resource use restrictions contained in this Restrictive Covenant are based upon information available at the time the CMP was approved by the USEPA. Failure of the corrective action activities to achieve and maintain the exposure controls and requirements specified in the CMP; future changes in the environmental condition of the Property; the discovery of environmental conditions at the Property that were not accounted for in the CMP; or use of the Property in a manner inconsistent with the restrictions described herein, may result in conditions at the Property not being protective of public health, safety, and welfare, and the environment.

GM intends to reserve in any future conveyance by GM of an interest in all or part of the Property the right to enforce the restrictions and covenants in this Restrictive Covenant for: (1) GM; (2) USEPA and its authorized representatives, as third party beneficiary; and (3) MDEQ and its authorized representatives.

Summary of Corrective Action Activities

Hazardous substances have been detected at the Property at concentrations above generic residential cleanup criteria promulgated under Part 201, Environmental Remediation, of the Michigan Natural Resources and Environmental Protection Act ("NREPA"), MCL § 324.20101 *et seq.*, as amended. Corrective action has been undertaken to reduce this contamination to below applicable Commercial/ Industrial criteria.

Areas of the Property described in Exhibit 1 may contain hazardous substances in excess of the concentrations developed as the unrestricted residential generic cleanup criteria under Section 20120a(1)(a) or (17) of the NREPA that have not been addressed by the activities undertaken to date. Prospective purchasers or users of the Property should undertake appropriate due diligence prior to acquiring or using this Property, and undertake appropriate actions to comply with the requirements of Section 20107a of the NREPA and the Final Decision issued by USEPA.

Definitions

"MDEQ" means the Michigan Department of Environmental Quality, its successor entities, and those persons or entities authorized to act on its behalf.

"Owner" means at any given time the then current title holder of the Property or any portion thereof, including the title holder's lessees and those persons or entities authorized to act on its behalf.

"USEPA" means the United States Environmental Protection Agency, its successor entities, and those persons or entities authorized to act on its behalf.

All other terms used in this document which are defined in RCRA and/or Part 3, Definitions, of the NREPA; Part 201 of the NREPA; or the Part 201 Administrative Rules ("Part 201 Rules"),

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1990 AACS R 299.5101 *et seq.*, shall have the same meaning in this document as in RCRA and Parts 3 and 201 of the NREPA and the Part 201 Rules, as of the date of filing of this Restrictive Covenant.

NOW THEREFORE,Declaration of Land Use and Resource Use Restrictions

GM, on behalf of itself, its successors, transferees and assigns, covenants and declares that the Property shall be subject to those restrictions on use described below and intends that said restrictions and covenants shall run with the land, and may be enforced in perpetuity against the Owner by the following entities: (1) GM, if it is no longer the Owner; (2) MDEQ and its assigns, pursuant to Part 201 of the NREPA; and (3) USEPA and its assigns, as third party beneficiary.

1. The Owner shall prohibit all uses of the Property described in Exhibit 1 that are not compatible with the Limited Commercial II, Limited Commercial III, Limited Commercial IV, or Limited Industrial land use categories established by MDEQ under Sections 20120a(1)(g) and (i) of the NREPA, and generally described in the *Description of Allowable Uses*, attached hereto as Exhibit 4, unless otherwise agreed to by GM and USEPA and in consultation with MDEQ.
2. The Owner shall manage all soils, media and/or debris that are excavated or disturbed on the Property in accordance with the applicable requirements of Section 20120c of the NREPA; Part 111, Hazardous Waste Management, of the NREPA; Subtitle C of RCRA; the administrative rules promulgated thereunder; and all other applicable state and federal laws.
3. The Owner shall prohibit any construction of wells or other devices to extract shallow groundwater for potable use from the Property described in Exhibit 1.
4. The Owner shall prohibit any excavation or other intrusive activity at the burn pile as presented in Exhibit 1 that could result in the exposure to workers not wearing required PPE and the owner shall prohibit the construction of a building.
5. The Owner shall not in any way interfere with the operation of the Building 33 LNAPL and groundwater collection and treatment system.
6. The owner shall not remove, disturb or damage any monitoring wells on the Property except as provided in the Long-Term Monitoring (LM) Plan without USEPA approval.
7. The Owner shall not remove, cover, obscure, or otherwise alter or interfere with the permanent marker placed at the burn pile noted in the Permanent Marker Plan, Exhibit 5. The Owner shall keep vegetation and other materials clear of the permanent markers to ensure that the markers are readily visible.
8. The Owner shall provide notice to the USEPA Region 5 and the MDEQ of the Owner's intent to transfer any interest in the Property at least twenty-one (21) days prior to consummating the conveyance. A conveyance of title, easement, or other interest in the Property shall not be consummated by the Owner without adequate and complete provision for

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compliance with the terms and conditions of this Restrictive Covenant MDEQ Reference Number RC-WHMD-111-07-003. The notice required to be made to the MDEQ under this Paragraph shall be made to: Director, MDEQ, P.O. Box 30473, Lansing, Michigan 48909-7973; and shall include a statement that the notice is being made pursuant to the requirements of this Restrictive Covenant. The notice required to be made to the USEPA under this Paragraph shall be made to: Director, RCRA Corrective Action, United States Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, D-8J, Chicago, Illinois, 60604-3507. A copy of this Restrictive Covenant shall be provided to all future owners, heirs, successors, lessees, easement holders, assigns, and transferees by the person transferring the interest.

9. This Restrictive Covenant may only be modified or rescinded with the written approval of the USEPA and GM in consultation with MDEQ and the Owner shall cooperate in making any required modification.

10. The Owner shall provide written notice to GM, USEPA, and MDEQ within seven days of the time the Owner becomes aware of any activities that are inconsistent with the restrictions and covenants in this Restrictive Covenant.

11. GM on behalf of itself and its successors in title consents to the USEPA and the MDEQ and their designated representatives having the right to enter the Property at reasonable times for the purpose of determining and monitoring compliance with the Consent Order, including the right to take samples, inspect the operation of the response activities and, inspect any records relating thereto, and to perform any actions necessary to maintain compliance with the Consent Order.

12. GM intends that any and all owners, operators, and tenants shall not "treat", "store", or "dispose" of any "hazardous substances", hazardous wastes", or "toxic substances" as those terms are defined under CERCLA, 42 U.S.C. 9601 et. seq., RCRA, 42 U.S.C. 6901 et. seq., or TSCA, 15 U.S.C. 9601 et. seq., or under similar applicable state law, on, at, or below the Property, and shall maintain generator-only status or no generator of hazardous waste status; provided, however, that it shall be permitted to (i) accumulate such substances or wastes, generated at the site, and as allowed under applicable laws and regulations for off-site treatment, off-site storage, or off-site disposal, and (ii) use and store commercial products on-site which may contain such substances in accordance with applicable laws and regulations.

13. GM is entitled to enforce the restrictions and covenants in this Restrictive Covenant by specific performance or other legal action in a court of competent jurisdiction against subsequent Owners of all or part of the Property. GM, on behalf of itself and its successors in title, intends and agrees that MDEQ, pursuant to Part 201 of NREPA, and the USEPA, as a third party beneficiary, are entitled to enforce the restrictions and covenants in this Restrictive Covenant by specific performance or other legal action in a court of competent jurisdiction against GM, as Owner, and thereafter against subsequent Owners of all or a part of the Property. All remedies available hereunder shall be in addition to any and all other remedies at law or equity.

14. If any provision of this Restrictive Covenant is held to be invalid by any court of competent jurisdiction, the invalidity of such provision shall not affect the validity of any other provisions hereof, and all such other provisions shall continue unimpaired and in full force and effect.

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15. GM hereby reserves unto itself, its representatives, contractors, and assigns, the right of access to, and an easement to and over, the Property to enter the Property with persons and such equipment as determined necessary in GM's sole discretion and judgment to implement any remediation and corrective actions required under the environmental laws. Notwithstanding the foregoing, prior to entering onto the Property pursuant to this provision, GM shall provide subsequent Owners of all or part of the Property reasonable notice. Subsequent Owners of all or part of the Property shall be entitled to escort GM, or its agent, employees or contractors onto the Property and observe all of GM's activities, and GM shall comply with all applicable laws and regulations in connection with GM's access to the Property.

16. List of Exhibits:

Exhibit 1 – Limits of Land Use and Resource Use Restrictions – Survey and Legal Description

Exhibit 2 – Limits of Land Use and Resource Use Restrictions – General Location

Exhibit 3 – Legal Description

Exhibit 4 – Description of Allowable Uses

Exhibit 5 – Permanent Marker Plan - Burn Pile

17. The undersigned person executing this Restrictive Covenant is the Owner, or has the express written permission of the Owner, and represents and certifies that he or she is duly authorized and has been empowered to execute and deliver this Restrictive Covenant.

[SIGNATURES BEGIN ON NEXT PAGE]

Richard Kowalski

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March 30, 2007

IN WITNESS WHEREOF,

General Motors Corporation has caused this Restrictive Covenant, RC-RRD-007 to be executed on this 11th day of April, 2007.

EXECUTION RECOMMENDED
WORLDWIDE REAL ESTATE
BY Holly A. Milewski

GENERAL MOTORS CORPORATION,
a Delaware corporation

By: Debra Hogue

Signature

Name:

DEBRA HOGUE

Its:

DIRECTOR
WORLDWIDE REAL ESTATE

STATE OF MICHIGAN)

COUNTY OF Wayne)

ss.

The foregoing instrument was acknowledged before me in Wayne County, Michigan, this 11th day of April, 2007, by Debra Hogue, the Director of General Motors Corporation, a Delaware corporation, on behalf of the Corporation.

CRYSTAL HOLMES
NOTARY PUBLIC, STATE OF MI
COUNTY OF WAYNE
MY COMMISSION EXPIRES May 20, 2012
ACTING IN COUNTY OF Wayne

Print name: Crystal Holmes

Notary Public, State of Michigan,

County of WayneMy commission expires 5/20/2012Acting in the County of Wayne

Prepared by:

Jeffery Braun

General Motors Corporation

300 Renaissance Center

M.C. 482-C24-D24

Detroit, Michigan 48243

313-665-4875

When recorded return to:

Worldwide Real Estate/General Motors Corporation

MC 482-B38-C96

200 Renaissance Center

Detroit, Michigan 48265

Attention: Holly A. Milewski

Richard Kowalski

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EXHIBIT 1

LIMITS OF LAND USE AND RESOURCE USE RESTRICTIONS SURVEY AND LEGAL DESCRIPTION

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GM PCC West Centerpoint Business Campus**LEGAL DESCRIPTION (AS SURVEYED)**

Sidwell No.: 19-03-101-001, 19-03-101-002, 19-04-226-010, 19-04-226-012, 19-04-226-016, and 19-04-226-019

Land In the City of Pontiac, Oakland County, Michigan, being all of lots 1, 2, 3 & 4, part of lots 5 & 11 and part of Belt Line Rail Road, as platted, a part of "Assessor's Plat No. 110", a part of Section 3, T.2N,R.10E., as recorded in Liber 52 of Plats, Page 26 of Oakland County Records, also part of lots 2 & 3, all of lot 4 and part of lot 5, as platted, a part of "Assessor's Plat No. 98", a part of Section 4, T.2N,R.10E., as recorded in Liber 1B of Plats, Page 98 of Oakland County Records, also part of said Section 3, lying within the following described parcel:

Commencing at the North property controlling 1/4 Corner of said Section 3; thence N. 87°23'00" W. along the North property controlling line of said Section 3, 1434.58 feet to a point, said point being distant S 87°23'00" E along said North property controlling line, 1049.50' feet from the Northwest property controlling corner of said Section 3; thence S. 02°36'20" W., 60.00 feet to a point on the Southerly right-of-way line of South Boulevard (width varies) and Westerly right-of-way line of Ring Road (50 feet wide), said point also being the Point of Beginning; thence continuing S 02°36'20" W along said Westerly right-of-way line of Ring Road, 2175.92 feet; thence 250.30 feet along said Westerly line of Ring Road and along a curve to the left (radius 319.50 feet, central angle 44°53'11", long chord bears S. 19°50'14" E., 243.95 feet); thence S. 42°16'49" E. along said Westerly line of Ring Road and along Southerly line of Unit 48 of CENTERPOINT BUSINESS CAMPUS CONDOMINIUM, a Condominium according to the Master Deed thereof recorded in Liber 16667, Page 11, Oakland County Records, and designated as Oakland County Condominium Plan No. 1004, and any amendments thereto, as last amended by Eight Amendment to Master Deed recorded in Liber 35596, page 855, Oakland County Records, 511.12 feet; thence the following nine (9) courses along the Southerly line of said Unit 48 and Unit 25 of said CENTERPOINT BUSINESS CAMPUS CONDOMINIUM: (1) 87.40 feet along a curve to the left (radius 358.00 feet, central angle 13°59'14", long chord bears S. 65°55'06" E., 87.18 feet), and (2) S. 72°54'43" E., 82.10 feet, and (3) 256.77 feet along a curve to the right (radius 393.00 feet, central angle 37°25'50", long chord bears S. 54°06'50" E., 252.20 feet), and (4) S. 35°22'57" E., 5.04 feet, and (5) due East, 356.59 feet, and (6) N. 45°00'00" E., 52.32 feet, and (7) S. 86°19'30" E., 130.98 feet, and (8) S. 45°00'00" E., 40.45 feet, and (9) due East, 413.69 feet to a point on the Westerly right-of-way line of Centerpoint Parkway (width varies); thence the following four (4) courses along the Westerly right-of-way line of said Centerpoint Parkway: (1) S. 04°42'41" W., 141.05 feet, and (2) 299.62 feet along a curve to the right (radius 700.00 feet, central angle 24°31'28", long chord bears S. 16°58'24" W., 297.34 feet), and (3) S. 29°14'08" W., 85.68 feet, and (4) 675.33 feet along a curve to the left (radius 520.00 feet, central angle 74°24'38", long chord bears S. 07°58'11" E., 628.86 feet) to the point "A", said point lying on the Northerly right-of-way line of G.T.W. Rail Road; thence the following ten (10) courses along said Northerly right-of-way line of G.T.W. Rail Road: (1) N. 45°10'30" W. 993.14 feet, and (2) N. 39°38'57" W., 237.47 feet, and (3) 237.03 feet along a curve to the right (radius 564.59 feet, central angle 24°03'14", long chord bears N. 27°37'20" W., 235.29 feet) to a point on the Southerly line of lot 5 of said "Assessor's Plat No. 110", and (4) thence

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S. 69°19'44" W., 211.25 feet, and (5) N. 45°17'26" W., 1000.00 feet, and (6) N. 47°03'06" W., 813.17 feet to the most Westerly corner of said lot 5, and (7) N. 44°39'23" E., 85.60 feet (recorded as 84.99 feet) to the most Southerly corner of lot 1 of said "Assessor's Plat No. 110", (8) N. 49°54'16" W., 515.91 feet to a point on the common line between lots 3 & 5 of said Assessor's Plat No. 98, and (9) N. 74°44'09" E. along said common line between said lots 3 & 5 of Assessor's Plat No. 98, 4.03 feet to a point, said point being distant 102.11 feet (as recorded) from the most Southerly corner of said lot 3, and the most Westerly corner of said lot 5 of Assessor's Plat No. 98, measured along said common line between said lots 3 & 5, and (10) N. 50°16'31" W, 742.68 feet to a point on the Southeast right-of-way of Martin Luther King Jr. Blvd. (width varies); thence following seven (7) courses along said Southeast line of Martin Luther King Jr. Blvd.: (1) 50.09 feet along a curve to the left (radius 1136.74 feet, central angle 02°31'29", long chord bears N. 41°21'19" E., 50.08 feet), and (2) N. 40°05'34" E., 263.58 feet, and (3) N. 00°12'42" W., 23.19, and (4) N. 40°05'34" E., 85.75 feet, and (5) 215.28 feet along a curve to the left (radius 441.83 feet, central angle 27°55'02", long chord bears N. 26°14'14" E., 213.16 feet), and (6) N. 12°16'26" E., 283.65 feet, and (7) N. 01°12'32" E., 248.15 feet to a point on said Southerly right-of-way line of South Boulevard; thence following three (3) courses along said Southerly line of South Boulevard: (1) S 87°13'59" E., 299.36 feet to a point on the common line between said Sections 3 & 4, and (2) S. 01°32'09" W. along said common line between Sections 3 & 4, 10.00 feet, and (3) S. 87°23'00" E., 1048.38 feet to the Point of Beginning.

Contains 3,471,699 Square Feet or 79.699 acres, more or less, and being subject to all right-of-ways, easements and restrictions of record.

LEGAL DESCRIPTION OF "AREA FOR ADDITIONAL RESTRICTION" (AS SURVEYED)

Part of Sidwell No. ^{PT} 19-03-101(001)002

Land In the City of Pontiac, Oakland County, Michigan, being a part of Belt Line Rail Road, as platted, a part of "Assessor's Plat No. 110", a part of Section 3, T.2N,R.10E., as recorded in Liber 52 of Plats, Page 26 of Oakland County Records, also part of said Section 3, lying within the following described parcel:

Commencing at the Southeast corner of Unit 25 of CENTERPOINT BUSINESS CAMPUS CONDOMINIUM, a Condominium according to the Master Deed thereof recorded in Liber 16667, Page 11, Oakland County Records, and designated as Oakland County Condominium Plan No. 1004, and any amendments thereto, as last amended by Eight Amendment to Master Deed recorded in Liber 35596, page 855, Oakland County Records, said point also lying on the Easterly right-of-way line of Centerpoint Parkway (width varies); thence the following four (4) courses along the Westerly right-of-way line of said Centerpoint Parkway: (1) S. 04°42'41" W., 141.05 feet, and (2) 299.62 feet along a curve to the right (radius 700.00 feet, central angle 24°31'28", long chord bears S. 16°58'24" W., 297.34 feet), and (3) S. 29°14'08" W., 85.68 feet, and (4) 675.33 feet along a curve to the left (radius 520.00 feet, central angle 74°24'38", long chord bears S. 07°58'11" E., 628.86 feet) to the point "A", said point lying on the Northerly right-of-way line of G.T.W. Rail Road; thence N. 45°10'30" W. along said Northerly right-of-way line of G.T.W. Rail Road, 413.82 feet; thence N. 51°53'13" E. 17.19 feet to the Point of Beginning of the "Area For Additional Restriction"; thence continueing N. 51°53'13" E., 82.18 feet; thence

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S. 55°21'59" E., 75.24 feet; thence S. 05°57'58" E., 53.89 feet; thence N. 78°13'03" W., 97.09 feet; thence N. 55°11'16" W., 45.22 feet to the Point of Beginning.
Contains 7,226 Square Feet or 0.166 acres, more or less.

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GM Pontiac East Assembly Plant**LEGAL DESCRIPTION "PER RECORD" (BASED ON PROPERTY CONTROLLING CORNERS)**

Sidwell No.: 19-03-200-019

T2N, R10E, Section 3, Assessor's Plat No. 110, part of lots 5, 6 & 7, all of lot 8 & part of lot 9 & all of lot 10, also part of E 1/2 of said Section 3, all described as beginning at point distant S 00°36'21" W 1215.50 feet from NE corner of said Section 3; thence S 00°36'21" W, 2059.81 feet (to E 1/4 corner of said Section 3); thence S 00°24'47" E, 880.96 feet; thence S 89°35'13" W, 95.00 feet; thence along curve to left, radius 215.00 feet, chord bears S 61°29'01" W, 202.56 feet, distance of 210.91 feet; thence along curve to right, radius 225 feet, chord bears S 62°11'13" W, 216.83 feet, distance of 226.24 feet; thence N 89°00'24" W, 1422.62 feet; thence N 45°10'30" W, 432.91 feet; thence along curve to right, radius 400 feet, chord bears N 07°58'11" W 483.74 feet, distance of 519.48 feet; thence N 29°14'08" E, 299.59 feet; thence along curve to left, radius 750 feet, chord bears N 15°19'08" E, 360.76 feet, distance of 364.33 feet; thence N 01°24'09" E, 632.31 feet, thence along curve to left, radius 750 feet, chord bears N 14°17'32" W, 405.77 feet, distance of 410.89 feet; thence N 29°59'13" W, 24.18 feet; thence N 01°32'01" E, 299.48 feet; thence N 87°51'44" W, 61.57 feet; thence N 02°32'55" E, 124.59 feet; thence S 87°25'59" E, 287.26 feet; thence N 00°11'13" E, 616.94 feet; thence along curve to left, radius 450 feet, chord bears N 47°58'00" E, 65.95 feet, distance of 66.00 feet; thence N 44°34'41" E, 56.60 feet; thence along curve to right, radius 357 feet, chord bears N 67°36'06" E, 279.25 feet, distance of 286.91 feet; thence S 89°22'30" E, 723.10 feet; thence S 85°22'15" E, 200.49 feet; thence along curve to right, radius 190 feet, chord bears S 51°09'50" E, 235.05 feet, distance of 253.43 feet; thence S 12°57'10" E, 184.05 feet; thence along curve to left, radius 250 feet, chord bears S 51°10'24" E, 309.35 feet, distance of 333.54 feet; thence S 89°23'39" E, 155.72 feet to the point of beginning. EXCEPT that part in Opdyke Road 11-7-96 FR 008, 009 & 426-004.

LEGAL DESCRIPTION "AS SURVEYED" (BASED ON PROPERTY CONTROLLING CORNERS)

Land in the City of Pontiac, Oakland County, Michigan, being all that part of lots 5-9, all of lot 10, part of lot 11 and part of Belt Line Rail Road, as platted, a part of "Assessor's Plat No. 110", a part of Section 3, T.2N,R.10E., as recorded in Liber 52 of Plats, Page 26 of Oakland County Records, lying within the following described parcel: Commencing at the Northeast property controlling corner of Section 3 (as previously surveyed), T.2N.,R.10E., City of Pontiac, Oakland County, Michigan; thence S. 00°36'21" W. along the East line of said Section 3, 1215.50 feet; thence N. 89°23'39" W., 60.00 feet to a point, said point being the intersection of the South line of Campus Drive (width varies) with the West line of Opdyke Road (120 feet wide) and being the Point of Beginning; thence S. 00°36'21" W. along the West line of Opdyke Road, 2060.01 feet to a point of deflection; thence S. 00°24'47" E. along the West line of Opdyke Road, 901.82 feet to the NorthEast corner of Unit 5 of CENTERPOINT BUSINESS CAMPUS CONDOMINIUM, a Condominium according to the Master Deed thereof recorded in Liber 16667, Page 11, Oakland County Records, and designated as Oakland County

Condominium Plan No. 1004, and any amendments thereto, as last amended by Eight Amendment to Master Deed recorded in Liber 35596, page 855, Oakland County Records; thence the following five (5) courses along the North line of said Unit 5 and Units 21, 22, 40, and 24 of said CENTERPOINT BUSINESS CAMPUS CONDOMINIUM: (1) S. 89°35'13" W., 35.00 feet, and (2) N. 00°24'47" W., 20.00 feet, and (3) 210.91 feet along a curve to the left (radius 215.00 feet, central angle 56°12'23", long chord bears S. 61°29'01" W., 202.56 feet) to a point of reverse curvature, and (4) 226.24 feet along a curve to the right (radius 225.00 feet, central angle 57°36'46", long chord bears S. 62°11'13" W., 216.83 feet), and (5) N. 89°00'24" W., 1422.62 feet to a point on the Easterly line of Centerpoint Parkway (width varies); thence the following seven (7) courses along said Easterly line of Centerpoint Parkway: (1) N. 45°10'30" W., 432.89 feet, and (2) 519.48 feet along a curve to the right (radius 400.00 feet, central angle 74°24'38", long chord bears N. 07°58' 11" W., 483.74 feet), and (3) N. 29°14'08" E., 299.59 feet, and (4) 364.33 feet along a curve to the left (radius 750.00 feet, central angle 27°49'59", chord bears N. 15°19'08" E, 360.76 feet), and (5) N. 01°24'09" E., 632.31 feet, and (6) 410.89 feet along a curve the left (radius 750.00 feet, central angle 31°23'22", long chord bears N. 14°17'32" W., 405.77 feet), and (7) N. 29°59'13" W., 24.18 feet to the most Southerly corner of Unit 10 of said CENTERPOINT BUSINESS CAMPUS CONDOMINIUM; thence the following three (3) courses along the Easterly and Northerly line of said Unit 10: (1) N. 01°32'01" E., 299.48 feet, and (2) N. 87°51'44" W., 61.57 feet, and (3) N. 02°32'55" E., 124.59 feet to a point, said point being an interior lot corner on the South line of Unit 11 of said CENTERPOINT BUSINESS CAMPUS CONDOMINIUM; thence S. 87°25'59" E. 287.26 feet to the Southeast corner of said Unit 11; thence N. 00°11'13" E. along the East line of said Unit 11, 616.94 feet; to a point on the Southerly line of Campus Drive (width varies), said point being the Northeast corner of said Unit 11; thence the following nine (9) courses along said Southerly line of Campus Drive: (1) 66.00 feet along a curve to the left (radius 450.00 feet, central angle 08°24'14", long chord bears N. 47°58'00" E., 65.95 feet), and (2) N. 44°34'41" E., 56.60 feet, and (3) 286.91 feet along a curve to the left (radius 357.00 feet, central angle 46°02'49", chord bears N. 67°36'06" E., 279.25 feet), and (4) S. 89°22'30" E., 723.10 feet, and (5) S. 85°22'15" E., 200.49 feet, and (6) 253.43 feet along a curve to the right (radius 190.00 feet, central angle 76°25'20", long chord bears S. 51°09'50" E., 235.05 feet), and (7) S. 12°57'10" E., 184.05 feet, and (8) 333.54 feet along a curve to the left (Radius 250.00 feet, central angle 76°26'28", long chord bears S. 51°10'24" E, 309.35 feet), and (9) S. 89°23'39" E., 95.72 feet to the point of beginning.

Contains 7,075,179 Square Feet or 162.424 acres and subject to all easements and restrictions of record.

GM PCC East, Detention Pond, Centerpoint Business Campus

LEGAL DESCRIPTION (BASED ON PROPERTY CONTROLLING CORNERS)

Land situated in the City of Pontiac, County of Oakland, State of Michigan, described as:

Part of Section 3, Town 2 North, Range 10 East, City of Pontiac, Oakland County, Michigan, also being part of Lot 7, as platted, a part of ASSESSOR'S PLAT NO. 110, as recorded in Liber 52, Page 26 of Plats, Oakland County Records, being more particularly described as follows: Commencing at the North property controlling 1/4 corner of said Section 3, Township 2 North, Range 10 East; thence due East along the North property controlling line of Section 3, 1778.26 feet to a point, said point being distant due West along said North property controlling line of Section 3, 669.60 feet from the Northeast property controlling corner of said Section 3; thence due South, 60.00 feet to a point on the South line of South Boulevard (120 feet wide) and West line of North Connector Road (66 feet wide), said point being the Point of Beginning; thence continueing due South along the West line of said North Connector Road, 195.59 feet; thence South 74 degrees 26 minutes 44 seconds West, 16.09 feet; thence Due West, 453.06 feet; thence North 44 degrees 50 minutes 04 seconds West, 20.48 feet, thence due North, 185.48 feet to a point on said South line of South Boulevard; thence due East along said South line of South Boulevard, 483.00 feet to the Point of Beginning.

Containing 96,462 sq. ft. or 2.214 acres in area, more or less, and being subject to all easements of record.

pt 19-13-201-001

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PCC Central Centerpoint Business Campus

LEGAL DESCRIPTION

Land situated in the City of Pontiac, County of Oakland, State of Michigan, described as:

That part of Lot 5, ASSESSOR'S PLAT NO. 110, as recorded in Liber 52, Page 46 of Plats, Oakland County Records, described as follows: Beginning at a point on the North line of said Section 3, which is North 87 degrees 23 minutes 00 seconds West, 49.70 feet from the North ¼ corner of said Section 3; thence South 02 degrees 36 minutes 47 seconds West, 1125.94 feet; thence on a curve to the left, having a radius of 810.00 feet, with a chord bearing and distance of South 13 degrees 41 minutes 13 seconds East, 454.68 feet; thence South 29 degrees 59 minutes 13 seconds East, 135.67 feet; thence South 60 degrees 00 minutes 47 seconds West, 498.29 feet; thence on a curve to the left having a radius of 347.00 feet, with a chord bearing and distance of South 41 degrees 09 minutes 50 seconds West, 224.22 feet; thence South 18 degrees 13 minutes 45 seconds West, 175.45 feet; thence South 22 degrees 18 minutes 53 seconds West, 347.12 feet; thence on a curve to the right, having a radius of 269.50 feet, with a chord bearing and distance of South 80 degrees 01 minutes 02 seconds West, 455.61 feet; thence North 42 degrees 16 minutes 49 seconds West, 408.58 feet; thence on a curve to the right, having a radius of 269.50 feet, with a chord bearing and distance of North 19 degrees 50 minutes 14 seconds West, 205.77 feet; thence North 02 degrees 36 minutes 20 seconds East, 2236.04 feet to the North line of Section 3; thence South 87 degrees 23 minutes 00 seconds East along said North line, 1334.96 feet to the Point of Beginning.

19-63-126-008

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**Consulting Engineers
Land Surveyors
Land Planners**

4677 Woodward Avenue
Pontiac, Michigan 48342

Tel. (248) 532-7931
Fax. (248) 332-8257

PROJECT	CLIENT
GM FCC West Centerpoint Business Campus	Land America Commercial Services, Inc. 1050 Wilshire Dr., Ste 310 Troy MI 48034

CONTACT
Mr. Steve Nizdolski
Tel: (248) 816-3822
Fax: (248) 649-1626 or 4836

Part of the section 3
2 North, P. 10 East,
City of Pontiac, Oakland
County, Michigan

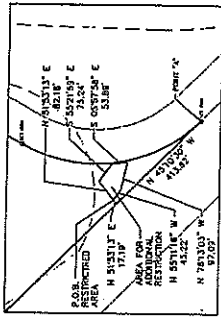


ACROSS THE RIVER

Boundary Survey

APPROVED BY: J. HUNT
DATE: 09-09-2004
CPL: 200
47-500-22

9-E663
1 of 2



LEGAL DESCRIPTION (AS SURVEYED)

WEARING REFERENCE NOTE:

SURVEYOR'S CERTIFICATE

LEGAL DESCRIPTION OF "AREA FOR ADDITIONAL RESTRICTION" (AS SURVEYED)

GENERAL DESCRIPTION OF "AREA FOR ADDITIONAL RESTRICTION" (AS SURVEYED)

ENT NO. 2003
1 of 1



SURVEYOR'S CERTIFICATE

[illegible]

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EXHIBIT 2

LIMITS OF LAND USE AND RESOURCE USE RESTRICTIONS

GENERAL LOCATION

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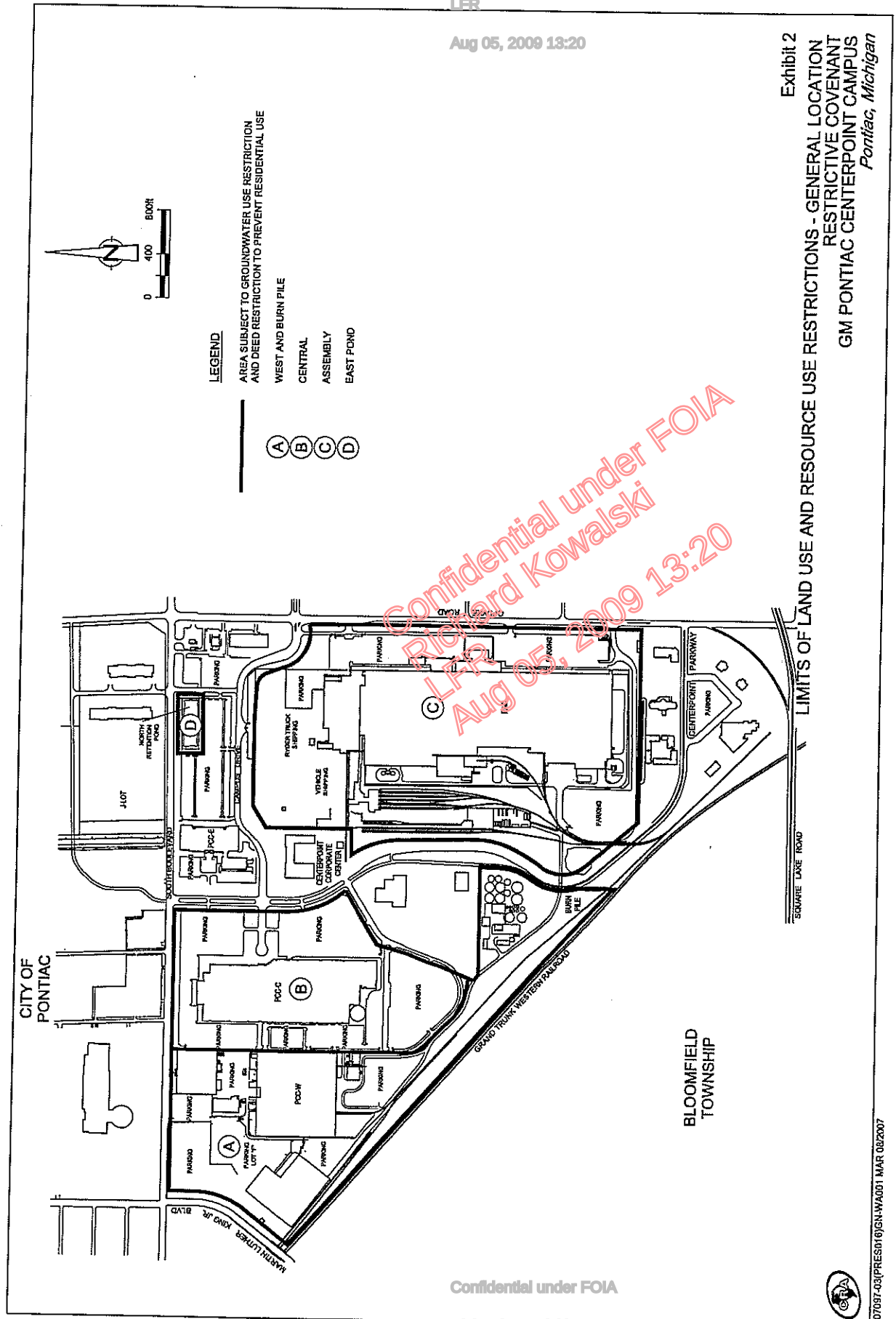
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EXHIBIT 3

LEGAL DESCRIPTION

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GM Pontiac Centerpoint Campus Facility**LEGAL DESCRIPTION**

Part of lots 2 & 3, all of lot 4 and part of lots 5 & 6, as platted; a part of "Assessor's Plat No. 98", a part of Section 4, T.2N, R.10E., as recorded in Liber 1B of Plats, Page 98 of Oakland County Records, ALSO all of lots 1, 2, 3, 4, 5, 6, part of lots 7, 8 & 9, all of lot 10, part of lot 11, and part of Belt Line Rail Road, as platted, a part of "Assessor's Plat No. 110", a part of Section 3, T.2N, R.10E., as recorded in Liber 52 of Plats, Page 26 of Oakland County Records, ALSO all of Units 4, 5, 7, 9, 10, 11, 13, 14, 19, 21, 22, 24, 25, 27, 32, 34, 40, 41, 42, 43, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, and 57 of CENTERPOINT BUSINESS CAMPUS CONDOMINIUM, according to the Master Deed thereof as recorded in Liber 16667, Pages 11 through 47 inclusive, and as amended by First Amendment to Master Deed recorded in Liber 17018 Pages 808 through 818, and as amended by Second Amendment to Master Deed as recorded in Liber 17615, Pages 107 through 120 and as amended by Third Amendment to Master Deed as recorded in Liber 18244, Pages 160 through 171, and as amended by Fourth Amendment to Master Deed as recorded in Liber 20069, Pages 099 through 110, and as amended by the Fifth Amendment to the Master Deed as recorded in Liber 21468, page 838, and as amended by the Sixth Amendment to the Master Deed as recorded in Liber 24909, page 536-549, and as amended by the Seventh Amendment to the Master Deed as recorded in Liber 28874, page 141-157, and as amended by the Eight Amendment to the Master Deed as recorded in Liber 35596, page 855, Oakland County Records, and designated as Oakland County Condominium Plan No. 1004, together with rights in General Common Elements and Limited Common Elements, as set forth in the above Master Deed and as described in Act 59 of the Public Acts of 1978, as amended, ALSO part of Section 3, T.2N, R.10E., and part of Section 34, T.3N, R.10E., City of Pontiac, Oakland County, Michigan, all of the above being more particularly described as:

Beginning at a point distant due West along the North Property Controlling Line of Section 3, T.2N., R.10E. (as previously surveyed), 60.00 feet from the Northeast Property Controlling Corner of said Section 3 (as previously surveyed); thence S. 00°36'21" W. along the West line of Opdyke Road (120 feet wide), 3274.88 feet to a point of deflection; thence S. 00°24'47" E. along the West line of Opdyke Road, 1109.17 feet to a point on the Westerly Right-of-Way line of a highway ramp (width varies), said point also lying on the Southerly and Easterly line of said Unit 5 of Centerpoint Business Campus Condominium; Thence the following seven (7) courses along said Westerly Right-of-Way line of the highway ramp and Southeasterly and Southerly line of said Units 4, 5, 19, 32, and 55 of Centerpoint Business Campus Condominium: (1) S. 89°35'13" W., 30.00 feet, and (2) S. 03°24'04" W., 451.00 feet, and (3) S. 24°36'14" W., 331.06 feet, and (4) S. 43°03'54" W., 431.82 feet, and (5) S. 62°11'47" W., 340.00 feet, and (6) S. 82°40'27" W., 302.66 feet, and (7) N. 89°17'36" W., 102.40 feet to a point on the Northeasterly line of Grand Trunk Western Railroad Right-of-Way (width varies), said point being the Southwesterly corner of said Unit 55 of Centerpoint Business Campus Condominium; thence the following seven (7) courses along said Northeasterly line of Grand Trunk Western Railroad Right-of-Way and Southwesterly line of said Units 55 & 57 of said Centerpoint Business Campus Condominium: (1) 556.10 feet along a curve to the left (radius 5874.58 feet, central angle 05°25'25", long chord bears N. 30°18'06" W., 555.89

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feet), and (2) N. 56°25'30" E., 30.56 feet, and (3) N. 33°34'30" W., 204.44 feet, and (4) N. 36°36'30" W., 354.49 and (5) N. 39°27'30" W., 286.71 feet, and (6) N. 45°22'40" W., 110.01 feet, and (7) N. 00°35'31" E., 98.83 feet to a point on the Westerly Right-of-Way line of Centerpoint Parkway (width varies); thence the following ten (10) courses along said Northeasterly Right-of-Way line of Grand Trunk Western Railroad: (1) N. 45°10'30" W., 1259.20 feet, and (2) N. 39°38'57" W., 237.47 feet, and (3) 237.03 feet along a curve to the right (radius 564.59 feet, central angle 24°03'14", long chord bears N. 27°37'20" W., 235.29 feet) to a point on the Southerly line of lot 5 of said "Assessor's Plat No. 110", and (4) S. 69°19'44" W. along said Southerly line, 211.25 feet, and (5) continuing along said Southerly line N. 45°17'26" W., 1000.00 feet, and (6) continuing along said Southerly line N. 47°03'06" W., 813.17 feet to the most Westerly corner of said lot 5, and (7) N. 44°39'23" E., 85.60 feet (recorded as 84.99 feet) to the most Southerly corner of lot 1 of said "Assessor's Plat No. 110", (8) N. 49°54'16" W., 515.91 feet to a point on the common line between lots 3 & 5 of said Assessor's Plat No. 98, and (9) N. 74°44'09" E. along said common line between said lots 3 & 5 of Assessor's Plat No. 98, 4.03 feet to a point, said point being distant 102.11 feet (as recorded) from the most Southerly corner of said lot 3, and the most Westerly corner of said lot 5 of Assessor's Plat No. 98, measured along said common line between said lots 3 & 5, and (10) N. 50°16'31" W., 742.68 feet to a point on the Southeast Right-of-Way line of Martin Luther King Jr. Blvd. (width varies); thence the following seven (7) courses along said Southeast line of Martin Luther King Jr. Blvd.: (1) 50.09 feet along a curve to the left (radius 1136.74 feet, central angle 02°31'29", long chord bears N. 41°21'19" E., 50.08 feet), and (2) N. 40°05'34" E., 263.58 feet, and (3) N. 00°12'42" W., 23.19, and (4) N. 40°05'34" E., 85.75 feet, and (5) 215.28 feet along a curve to the left (radius 441.83 feet, central angle 27°55'02", long chord bears N. 26°14'14" E., 213.16 feet), and (6) N. 12°16'26" E., 283.65 feet, and (7) N. 01°12'32" E., 248.13 feet to a point on the Southerly Right-of-Way line of South Boulevard (120 feet wide); thence the following four (4) courses along said Southerly line of South Boulevard: (1) S 87°13'59" E., 299.36 feet to a point on the common line between said Sections 3 & 4, and (2) S. 01°32'09" W. along said common line between Sections 3 & 4, 10.00 feet, and (3) S. 87°23'00" E., 2484.32 feet, and (4) Due East, 554.86 feet to a point on the Westerly line of said Unit 52 of Centerpoint Business Campus Condominium extended across the South Boulevard Right-of-Way to the South; thence N 00°26'10" E along the Westerly line of said Unit 52 and extension thereof, and along the East line of vacated Belt Line Railroad, delineated in "ASSESSOR'S PLAT NO. 141", as recorded in Liber 54A, Pages 99 & 99A, O.C.R., 903.00 feet to the Northwest corner of said Unit 52, said point also lying on the Southerly Right-of-Way line of the Centerpoint Parkway North (66 feet wide); thence due East along said South line of Centerpoint Parkway North and extension thereof, 1828.40 feet to the West line of Opdyke Road, said point also being the Northeast corner of said Unit 42 of Centerpoint Business Campus Condominium; thence S. 01°50'27" E., along said West line of Opdyke Road and East line of said Units 42, 43, 49, and 50 of Centerpoint Business Campus Condominium, 843.41 feet to point of beginning.

Containing 21,176,512 sq.ft. or 486.146 acres of land more or less, and being subject to all Right-of-Ways and easements of record.

19-03-101-002 - AP# 98 Wt 2 & AP# 110 1, 2, 4, 5, 11 & Wt 3 & NW 1/4 SW 1/4 & SE 1/4
 19-03-126-008 - AP# 110 - Wt 5
 19-03-201-001 - AP# 110 Wt 5 - 7 also NE 1/4
 19-03-200-019 - AP# 110 Wt 5, 6, 7, 8, 9, 10 & NE 1/4 & SE 1/4
 14-34-453-005 - AP# 141 - Wt 9
 and see attached for additional Sidewells

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EXHIBIT 4

DESCRIPTION OF ALLOWABLE USES

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Commercial Subcategory II Land Use Category

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Any uses allowed under the Commercial Subcategory II Land Use Category, described as follows in RRD Operational Memorandum No. 1, December 10, 2004:

Commercial Subcategory II: The degree of exposure for such employees under subcategory II property is assumed to be equivalent to the exposures used to model outdoor activities in the development of the generic industrial criteria. As a result, a unique set of generic criteria has not been defined for this subcategory of commercial land use. Properties that fall into this subcategory should be addressed through the application of the generic industrial criteria or through a site-specific risk assessment.

This commercial land use subcategory is characterized by the following features. Access to the public is reliably restricted, consistent with its use by fences, security, or both. Affected surficial soils are located in unpaved or landscaped areas that are frequently contacted by worker populations such as groundskeepers, maintenance workers, or other employees whose primary duties are performed outdoors. If groundwater is relied on for drinking water, it is assumed that worker populations receive one-half of their total daily drinking water exposure from the facility. This subcategory could include, but is not limited to, the following uses:

- a) large scale commercial warehouse operations;
- b) wholesale lumber yards;
- c) building supply warehouses.

Commercial Subcategory III Land Use Category

Any uses allowed under the Commercial Subcategory III Land Use Category, described as follows in MDEQ Remediation and Redevelopment Division Operational Memorandum No. 1, December 10, 2004:

Commercial Subcategory III (low soil intensive): A worker whose primary duties take place indoors but also include some outdoor activities such as collecting trash is the receptor for this subcategory. A subcategory III commercial property is characterized by the following features. Access to the public is unrestricted, however, the general public's occupancy of the property is expected to be intermittent and significantly less in frequency and duration relative to the population working at the facility. Although some of the activities for both worker populations and the general public at a subcategory III commercial property are conducted indoors, a significant component of their activity will likely be outdoors. The worker/receptor population at these commercial facilities is expected to engage in low soil intensive activities. Routine outdoor tasks performed by these workers are unlikely to result in significant physical interaction with the soil. Affected surficial soils may be contacted, primarily by the worker populations (as may be the cases at gas stations, auto dealerships, or building supply warehouses with unpaved areas). If on-site groundwater is relied on for drinking water, it is assumed that worker populations receive one-half of their total daily drinking water exposure from the facility. The receptors for this subcategory are expected to work at the kinds of establishments that are listed below and

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conducting activities that take place both indoors and outdoors. This subcategory could include, but is not limited to, the following uses:

- a) retail gas stations;
- b) auto service stations;
- c) auto dealerships;
- d) retail warehouses selling the majority of their merchandise indoors but including some limited storage or stockpiling of materials in an outdoor yard (building supply, retail flower, and garden shops not involving on-site plant horticulture and excluding open air nurseries, tree farms, and sod farms which would fall into an agricultural land use);
- e) repair and service establishments including but not limited to, lawn mower, boat, snowmobile, or small appliance repair shops that have small outdoor yards;
- f) small warehouse operations.

Commercial Subcategory IV Land Use Category

Any uses allowed under the Commercial Subcategory IV Land Use Category, described as follows in MDEQ Remediation and Redevelopment Division Operational Memorandum No. 1, December 10, 2004:

Commercial Subcategory IV (high soil intensive). A groundskeeper worker population has been identified as the appropriate receptor population for development in this subcategory. The worker/receptor population at these commercial facilities is expected to engage in high soil intensive activities. The primary tasks performed by these workers will result in significant physical interaction with the soil. A subcategory IV commercial property is characterized by the following features. Access to the public is unrestricted, however, the general public's occupancy of the facility is intermittent in frequency and of short duration relative to the worker populations at the facility (i.e., the frequency and duration of general public occupancy at the property is typified by the time necessary to transact business at a retail establishment or to receive personal services). At least a portion of the worker population at this type of commercial property conducts most of their work activities outdoors; this includes those workers from off-site who work at multiple properties such as commercial landscapers. General public contact with these areas is anticipated to be significantly less than the worker's contact, both in terms of frequency and duration. If groundwater is relied upon for drinking water, worker populations would receive one-half of their total daily drinking water exposure at the facility. This subcategory could include, but is not limited to, the following uses where landscaping exists or has the potential to exist:

- a) professional offices (lawyers, architects, engineers, real estate, insurance, etc.);
- b) medical/dental offices and clinics (not including hospitals);
- c) banks, credit unions, savings and loan institutions, etc.;

- d) publicly owned office buildings;
- e) any retail business whose principal activity is the sale of food or merchandise within an enclosed building;
- f) personal service establishments which perform services indoors (health clubs, barber/beauty salons, mortuaries, photographic studios, etc.).

Industrial Land Use Category

Any uses allowed under the Industrial Land Use Category, described as follows in MDEQ Remediation and Redevelopment Division Operational Memorandum No. 1, December 10, 2004:

Industrial Land Use Category: Industrial land use includes both of the following two elements:

1. The primary activity at the property is and will continue to be industrial in nature (e.g., manufacturing, utilities, industrial research and development, petroleum bulk storage) and access is and will continue to be reliably restricted consistent with its use (e.g., by fences, security personnel, or both). Inactive or abandoned properties can be included in this category if the use was and/or will be industrial, as described above, and access is controlled as necessary to assure unacceptable exposures do not occur. The industrial category does not include farms, gasoline service stations, or other commercial establishments where children may commonly be present.
2. The current zoning of the property is industrial, the zoning is anticipated to be industrial (see below), or the RAP/CAP includes documentation that the current industrial use is a legal nonconforming use. This may include different zoning designations, depending on the community, such as "light industrial" or "heavy industrial." Documentation of zoning must be included in the RAP/CAP and must include a map or current property record card that shows the zoning status of the facility and all adjacent properties. For each designated zoning category, the documentation must also include the text of the zoning code or ordinance for that designation. If the text for the zoning category refers to any other categories, text for those categories must also be included. If the RAP/CAP is based on anticipated zoning changes, documentation of how and when the zoning changes are to be accomplished and that the proposed criteria are consistent with the new zoning designation must be provided. The MDEQ shall not grant final approval until a final determination of that zoning change has been made by the local unit of government. The RAP/CAP must identify the nearest current residential land uses and nearest properties which are zoned for residential use. Any legal nonconforming land uses in the vicinity of the facility must be identified in the RAP/CAP (e.g., residential use on a parcel zoned "transitional industrial").

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EXHIBIT 5

PERMANENT MARKER PLAN – BURN PILE

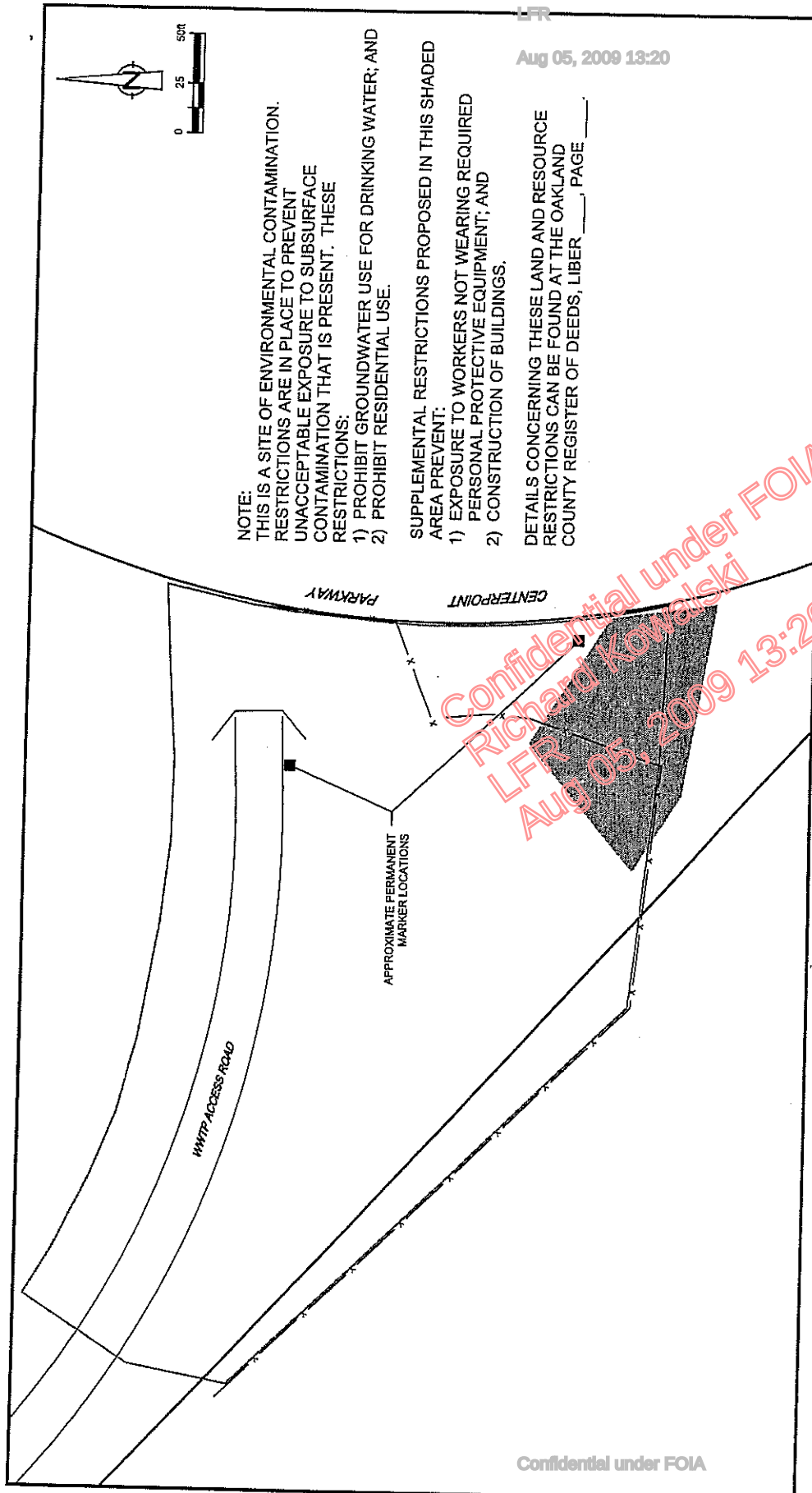
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TITLE EXHIBIT 5
PERMANENT MARKER PLAN - BURN PILE
RESTRICTIVE COVENANT
GM PONTIAC CENTERPOINT CAMPUS
Pontiac, Michigan

DRAWN M.O.	APPROVED J.P.
PROJECT No. 07097-03	SCALE 1"=50'
DATE 2/16/2007	DRAWING NUMBER SHEET 1 OF 1

 CONESTOGA-ROVERS
& ASSOCIATES

07097-03(PRES016)GN-WA003 FEB 28/2007