

TITLE DATA

Eastern Michigan Power Company

General Deed | 5-1-17 | 5-8-17 | 41 | 71 |  
KIND OF INSTRUMENT | DATE OF INST. | DATE OF RECORD | LIBER | PAGE

ACCOUNT NO. \_\_\_\_\_

TRACT \_\_\_\_\_

MAP \_\_\_\_\_

MICHIGAN STATE | Alcona COUNTY | Curtis TOWNSHIP  
135, 26 & 14 T 25 N R 5 E  
MUNICIPALITY (24.42a Dec 35) | SECTION (12.20a Dec 26) | TOWN (12.21a Dec 17) | RANGE

RETURN TO TITLE DEPT.

*Land - M 20*

THE H. M. LOUD'S SONS CO., a corporation organized under the laws of Michigan, of the first part,

CONVEY AND WARRANT.

to EASTERN MICHIGAN POWER COMPANY, a corporation, organized under the laws of Michigan, of the second part, in consideration of ONE DOLLAR (\$1.00) and other good and sufficient consideration paid, receipt of which is acknowledged, all those certain pieces or parcels of land situate and being in the Township of Curtis, County of Alcona and State of Michigan, to wit:

*Parcel 25*

A strip of land two hundred (200) feet in width across the West one-half ( $\frac{1}{2}$ ) of Northeast one-quarter ( $\frac{1}{4}$ ), Section fourteen (14), Township twenty-five (25), North, Range five (5) East, being fifty (50) feet on the Easterly side and one hundred fifty (150) feet on the Westerly side of a line, as now located and staked across said land. Said line being described as follows: Beginning on the North line of said Section fourteen (14), at a point six hundred sixty-eight (668) feet East of the North one-quarter ( $\frac{1}{4}$ ) post of said section, running thence South ten (10) degrees East to the East and West one-quarter ( $\frac{1}{4}$ ) line at a point fifty-six (56) feet West of the North and South center line of the East one-half ( $\frac{1}{2}$ ) of said Section fourteen (14), containing twelve and thirty-eight hundredths (12.38) acres, and

*Parcel 26*

A strip of land two hundred (200) feet in width across the West one-half ( $\frac{1}{2}$ ) of Southeast one-quarter ( $\frac{1}{4}$ ), Section twenty-six (26), Township twenty-five (25), North, Range five (5) East, being fifty (50) feet on the Easterly side and one hundred fifty (150) feet on the Westerly side of a line, as now located and staked across said land. Said line being described as follows: Beginning on the North line of said Section at a point eight hundred nineteen (819) feet East of the North one-quarter ( $\frac{1}{4}$ ) post thereof, running thence southerly to the South line of said Section, at a point ten hundred twelve (1012) feet East of the South one-quarter ( $\frac{1}{4}$ ) post of said Section twenty-six (26), containing twelve and fifteen hundredths (12.15) acres, and

*Parcel 20*

A strip of land two hundred (200) feet in width across the West one-half ( $\frac{1}{2}$ ) of East one-half ( $\frac{1}{2}$ ), Section thirty-five (35), Township twenty-five (25) North, Range five (5) East, being fifty (50) feet on the Easterly side and one hundred fifty (150) feet on the Westerly side of a line, as now located and staked across said land.

*see next page for balance of description*

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SEE NOTE # 1 FOR SALE OF LAND  
SEE NOTE # 2 FOR SALE OF LAND  
SEE NOTE # 3 FOR SALE OF LAND

40 YR. AFF'T.  
RECORDED 1965

40 YR. AFF'T.  
RECORDED 10/93  
*Part of # 6*

MAPPED AND CHECKED

DATE	JOURNAL ENTRY	ITEMS OF COST	AMOUNT	TRANSFERS	BALANCE
Nov 1962	707	Original Cost (See LR-4, Vol. 1-B, Exhibit IX & Vol. 1-C, Schedule "B," Working Papers.) (Tract 24-D5)	\$ 10.00		\$ 10.00

GENERAL ENGINEERING MAP REFERENCES

Line Map No. D1197 Sheet      of      Sheets  
 Plan & Profile No. 15297 Sheet      of      Sheets  
 Survey Map No.      Sheet      of      Sheets

DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS

1. Abstract Yes
2. Opinions of Title
3. Title Search
4. Mortgage Release
5. Tres Vouchers
6. Other Documents Yes

Note #1 T75-149  
 CONVEYED Part of TRACT TO:  
USA  
 BY Warranty DEED DATED 12-29-80

Note #2 Alcona #1  
 CONVEYED Part of TRACT TO:  
USA  
 BY W.D. DEED DATED 7-30-84

NOTE #3: Alcona #3  
 CONVEYED Part of TRACT TO:  
USA  
 BY WD DEED DATED 12-23-84

MINERALS  
 RESERVED FROM SALE ✓  
 NOT OWNED AT TIME OF SALE     

SEE ORIGINAL IN GENERAL SALE FILE  
 MINERALS  
 RESERVED FROM SALE ✓  
 NOT OWNED AT TIME OF SALE     

MINERALS  
 RESERVED FROM SALE X  
 NOT OWNED AT TIME OF SALE       
Allowage Eler Trans +  
Eler Dist Reserved.

DECLARATION OF RESTRICTIONS  
 DATED None  
 RECORDED LIBER      PAGE     

DECLARATION OF RESTRICTIONS  
 DATED None  
 RECORDED LIBER      PAGE     

DX reservation

DX reservation

See Original in Gen. Sale File.

TITLE HISTORY

1. H. M. Loud's Sons Company  
 8-18-16 11-3-16 41-9 W.D.
2. Eastern Michigan Power Company (13) (13A) (13B)  
 5-1-17 5-8-17 41-71 General Deed
3. Consumers Power Company

18

said line being described as follows: Beginning on the North line of said Section at a point ten hundred twelve (1012) feet East of the North one-quarter (1/4) post thereof, running thence South one (1) degree West to the South line of said Section at a point fifteen hundred (1500) feet West of the Southeast corner of said Section, containing twenty-four and thirty hundredths (24.30) acres.

RESERVING, however, to said first parties the right of ingress and egress across said premises, not interfering with the poles, towers and wires to be erected by said second party upon said premises.

THIS DEED is executed in pursuance of authority heretofore fully granted by a By-law of The H. M. Loud's Sons Co., duly adopted, of which the following is a true copy:

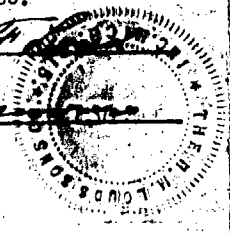
ARTICLE V, SEC. 5: "Either the President, Vice-President or Treasurer shall have full power to execute, on behalf of said corporation, and deliver to any purchaser, a contract for the sale of, or a deed conveying any of its real estate, wherever located, and to attach thereto its corporate seal; and the signature of any one of the above officers to a deed, duly acknowledged, together with the seal of the corporation thus attached, will be sufficient execution of any such deed."

IN WITNESS WHEREOF, the said The H. M. Loud's Sons Co., has caused these presents to be signed in its name by its President and sealed with its corporate seal, this Eighteenth day of August 1916.

Signed, sealed and delivered) in presence of: A. R. Mein  
J. S. Mark

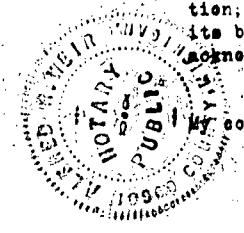
THE H. M. LOUD'S SONS CO.

By Edward F. Rand  
Its President



STATE OF MICHIGAN) COUNTY OF IOSCO. )SS.

On this Eighteenth day of August in the year of our Lord one thousand nine hundred and sixteen before me, a Notary Public in and for said County, appeared Edward F. Rand to me personally known, who being by me duly sworn, did say that he is the President of the The H. M. Loud's Sons Co., the corporation named in and which executed the within instrument, and that the seal affixed to said instrument is the corporate seal of the said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority duly granted in the By-laws of said corporation; a true copy of which is contained in the foregoing deed, and by authority of its board of directors, and said Edward F. Rand acknowledged said instrument to be the free act and deed of said corporation.



My commission expires March 7<sup>th</sup> 1919 Notary Public, IOSCO Co., Mich.

T75-149

*Alcona*

WARRANTY DEED

CONSUMERS POWER COMPANY a corporation organized and existing under the laws of the State of Michigan, having its principal office at 212 West Michigan Avenue, Jackson, Michigan 49201, GRANTOR, for and in consideration of the sum of ONE MILLION FIVE HUNDRED THOUSAND AND NO/100 DOLLARS (\$1,500,000.00) received to its full satisfaction, does by these presents CONVEY AND FOREVER WARRANT UNTO THE UNITED STATES OF AMERICA, (24) Washington, D.C., and its assigns, GRANTEE, certain tracts of land with all appurtenances thereunto belonging or in anywise appertaining, situate in the Townships of Mitchell and Curtis, County of Alcona, State of Michigan, said lands being more particularly described in Exhibit "A" attached hereto and made a part hereof, and said lands containing an aggregate of 3634.39 acres, more or less.

SUBJECT TO easements, if any, for established or existing roads, highways, railroads, and utilities.

SUBJECT ALSO TO minerals and mineral rights, if any, outstanding of record in third parties.

RESERVING TO Grantor, its successors and assigns, the right to flow those lands described in Exhibit A which are adjacent to the AuSable River, together with the right to fluctuate or otherwise affect the flow of water in said river by the normal operation and maintenance of any dam or dams of Grantor in said river, said reservation as it pertains to Exhibit "A" lands being subject, however, to the terms, conditions, provisions, and limitations of the "Order Issuing License (Major)" of the United States of America, Federal Power Commission (Federal Energy Regulatory Commission) now pertaining to Project No. 2448 (Mio Dam), Project No. 2447 (Alcona Dam), Project No. 2449 (Loud Dam), Project No. 2453 (Five Channels Dam), Project No. 2450 (Cooke Dam), and Project No. 2436 (Foote Dam).

RESERVING ALSO TO the Grantor, its successors or assigns, all oil, gas, and associated hydrocarbon substances, and all saline minerals and associated substances, in and under the

Conveyance, Mortgage Description checked  
In ... without Exception, Escrow with Escrowed

lands described in Exhibit "A", together with the right to enter upon said lands and to prospect for, mine (including solution mining), and remove said oil, gas, and hydrocarbon substances, and all saline minerals and associated substances, Forever, subject to the Rules and Regulations of the Secretary of Agriculture, dated April 30, 1963, a copy of which is attached hereto and made a part hereof as Exhibit B.

RESERVING ALSO TO the Grantor, its successors or assigns, Forever, subject to the Rules and Regulations of the Secretary of Agriculture, dated August 5, 1938, a copy of which is attached hereto and made a part hereof as EXHIBIT "D", the easement and right to construct, erect, lay and maintain one or more lines consisting of pole structures, poles, or any combination of same, wires, cables, conduits and other fixtures and appurtenances for the purpose of transmitting and distributing electricity and/or conducting a communication business on, over, under, and across certain strips of land 200 feet in width for all transmission lines, and 30 feet in width for all distribution lines, over a portion of the premises herein conveyed, said strips being described in Exhibit "C" attached hereto and made a part hereof, with full right and authority to Grantor, its successors, licensees, lessees, or assigns, and its and their agents and employees, subject to said Rules and Regulations set forth at Exhibit "D", to enter at all times upon said strips of land for the purpose of patrolling, constructing, repairing, removing, replacing, improving, enlarging, and maintaining such wires, cables, conduits, structures, towers, pole structures, poles and other supports with all necessary braces, guys, anchors, manholes, and transformers and stringing thereon, and supporting and suspending therefrom lines of wires, cables, or other conductors for the transmission of electrical energy and/or communication, and also the right to cut, trim, remove, destroy, or otherwise control all trees and brush growing upon said 200-foot and 30-foot wide strips of land which may, in the opinion of Grantor, interfere or threaten to interfere with or be hazardous to the construction, operation, and maintenance of said lines. No buildings or other structures will be placed on said strips of land without the written consent of Grantor. Limited use of a part of the easement area reserved by the Grantor and occupied by Grantor's transmission line facilities shall not constitute abandonment as to any unused portion of said easement area which is situated within the easement boundaries and located

to either side of that portion of said easement area occupied by Grantor's transmission line facilities.

The acquiring agency is the Forest Service, Department of Agriculture.

TO HAVE AND TO HOLD the said premises described at Exhibit "A," together with all appurtenances thereto, unto Grantee, its successors and assigns, to the sole and only proper use, benefit and behoof of Grantee, its successors and assigns, Forever.

IN WITNESS WHEREOF, Consumers Power Company has caused these presents to be executed in its corporate name by its duly authorized officer this 29th day of December, 1980.

In the presence of:

*W. L. Reid*  
W. L. Reid

*Carol J. Kielar*  
Carol J. Kielar

CONSUMERS POWER COMPANY

BY *G. L. Heins*  
G. L. Heins  
Vice President,  
System Operations

APPROVED AS TO FORM  
5/17  
CONSUMERS POWER COMPANY  
LEGAL DEPARTMENT

ATTEST:

(CORPORATE SEAL)

*J. H. Mellinger*  
J. H. Mellinger  
~~Secretary~~ ASSISTANT SECRETARY

STATE OF MICHIGAN )  
 )  
COUNTY OF JACKSON ) ss

On this 29th day December, 1980, before me, a Notary Public in and for said county, personally appeared G. L. Heins, to me personally known, who by me duly sworn, did say that he is the Vice President, System Operations of Consumers Power Company, the corporation named in and which executed the within instrument, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and said G. L. Heins, acknowledged said instrument to be the free act and deed of said corporation.

Carol J. Kielar  
Carol J. Kielar  
Notary Public  
Jackson County, Michigan

(NOTARIAL SEAL)

My commission expires: December 22, 1981

This instrument was drafted by Michael J. Danaher, Attorney, Office of the General Counsel, U.S. Department of Agriculture, Milwaukee, Wisconsin, and B.E. Hagen, Senior Attorney, Consumers Power Company.

T25N, R5E, MICHIGAN MERIDIAN, (Cont'd.)

Approximate  
Acreage

Section 26:

NW 1/4 and the W 1/2 of the NE 1/4 and the SW 1/4 and a strip of land 200 feet wide across the W 1/2 of the SE 1/4 of Section 26 being 50 feet on the Easterly side and 150 feet on the Westerly side of a line described as beginning on the North line of said Section at a point 819 feet East of the N 1/4 post, running thence Southerly to the South line of said Section at a point 1012 feet East of S 1/4 post of said Section, **T25N, R5E**

W-2C  
W-3C  
W-4C  
27.2-D5-6C  
21-D5-1C  
24-D5-5P

412.15

Section 27:

SE 1/4 of the NE 1/4.

W-1C  
40.00

Section 34:

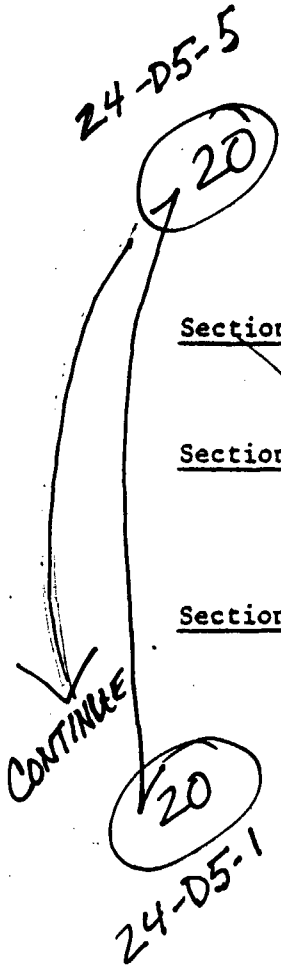
E 1/2 of the E 1/2 and the SW 1/4 of the NE 1/4.

W-1C  
W-2C  
W-2C  
W-3C  
200.00

Section 35:

W 1/2 of said Section and a strip of land 200 feet wide across the W 1/2 of the E 1/2 of Section 35 being 50 feet on the Easterly side and 150 feet on the Westerly side of a line described as beginning on the North line of said Section at a point 1012 feet East of the N 1/4 post, running thence S 1° W to the South line of said Section at a point 1500 feet West of the Southeast corner of said Section, **T25N, R5E**

W-2C  
W-3C  
W-4C  
W-5C  
W-6C  
24-D5-1P  
W-4C  
344.30





T25N, R5E (Cont'd.)

A strip of land 200 feet wide across the W 1/2 of the SE 1/4 of Section 26, T25N, R5E, being 50 feet on the Easterly side of and 150 feet on the Westerly side of a line described as beginning on the North line of said Section at a point 819 feet East of the N 1/4 post of said Section; running thence Southerly to the South line of said Section at a point 1012 feet East of the S 1/4 post of said Section.

A strip of land 200 feet wide across the W 1/2 of the E 1/2 of Section 35, T25N, R5E, being 50 feet on the Easterly side of and 150 feet on the Westerly side of a line described as beginning on the North line of said Section at a point 1012 feet East of the N 1/4 post of said Section; running thence S 1° W to the South line of said Section at a point 1500 feet West of the Southeast corner of said Section.

*DX-5*

*DX-1*

*21-D5-5*

*21-D5-1*

Electric Distribution Line Easements

A strip of land 30 feet in width in the SE 1/4 of the NE 1/4, Section 14, T25N, R5E, being 15 feet on each side of the center line of an existing electric distribution line, running in an Easterly and Westerly direction along the South side of Bamfield Road across said land.

*From W-2*

A strip of land 30 feet in width in the NE 1/4 of the SE 1/4, Section 15, T25N, R5E, being 15 feet on each side of the center line of an existing electric distribution line, running in an Easterly and Westerly direction along the North side of Bamfield Road across said land.

*From W-2*

Underground Electric Distribution Line Easements

A strip of land 30 feet in width in that part of the SE 1/4, Section 3, T25N, R5E, lying Northeasterly of the center line of Au Sable Road, being 15 feet on each side of the center line of an existing underground electric distribution line, said center line being located approximately as follows: Beginning at a point on the East and West 1/4 line in said section, 20 feet West of the E 1/4 post; thence South parallel with the East line of said section to a point 12 feet South of the S 1/8 line of said section; thence West parallel with said S 1/8 line to a point 21 feet Easterly of the center line of Au Sable Road; thence South parallel with said Au Sable Road center line to the South section line and the point of ending.

*From 21-D5-6  
21-D5-3*

Federal Forest Sale #3

Please Refer to Deed Caption

RECORDED

D-Liber 196-Pg- 656-665

AUG 7 1 52 PM '84

ALCONA #1

~~OSCO #9~~

~~OSCODA #13~~

WARRANTY DEED

*James A. Smith*  
REGISTER OF DEEDS  
ALCONA COUNTY, MICHIGAN

CONSUMERS POWER COMPANY, a corporation organized and existing under the laws of the State of Michigan, having its principal office at 212 West Michigan Avenue, Jackson, Michigan 49201 (successor by merger to Consumers Power Company, a Maine corporation), GRANTOR, for and in consideration of the sum of SEVEN HUNDRED TWENTY-EIGHT THOUSAND THREE HUNDRED AND NO/100 DOLLARS (\$728,300.00), received to its full satisfaction, does by these presents CONVEY AND FOREVER WARRANT UNTO THE UNITED STATES OF AMERICA Washington, D.C., and its assigns, GRANTEE, certain tracts of land with all appurtenances thereunto belonging or in anywise appertaining, situate in the Townships of Mitchell and Curtis, Alcona County, State of Michigan, said lands being more particularly described in Exhibit "A" attached hereto and made a part hereof, containing an aggregate of 689.68 acres, more or less.

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SUBJECT TO easements for established or existing roads, highways, railroads and utilities, to include a private easement for purposes of ingress and egress as set forth in the instruments recorded in Liber 97, Pages 449 and 463, Alcona County, Michigan records, and a right-of-way given to the United States as set forth in Liber 65 of Deeds, Page 338.

SUBJECT ALSO TO minerals and mineral rights, if any, outstanding of record in third parties, to include rights of ingress and egress to any watercourse as evidenced by the instrument recorded at Liber 41, Page 242, of the Alcona County, Michigan records.

RESERVING TO Grantor, its successors and assigns, the right to flow the lands described in Exhibit "A" which are adjacent to the AuSable River, together with the right to fluctuate or otherwise affect the flow of water in the AuSable River by the normal operation and maintenance of Grantor's Mio and Alcona Dams in said river, said reservation as it pertains to said lands being subject, however, to the terms, conditions, provisions, and limitations of the "Order Issuing License (Major)" of the United States of America, Federal Power Commission (Federal Energy Regulatory Commission) now pertaining to Project No. 2448 (Mio Dam) and Project No. 2447 (Alcona Dam).

*WJH*  
*WJH*

Calculation, Acreage Descriptions checked

Measurement, Exception, Easement checked

REAL ESTATE  
TRANSFER TAX  
801.35



STATE OF MICHIGAN  
Dept. of Taxation  
AUG-784  
RB-10557

024403  
ALCONA COUNTY

# 2268

-2-

RESERVING ALSO TO Grantor, its successors or assigns, all oil, gas, and associated hydrocarbon substances, in and under the lands described in Exhibit "A," together with the right to enter upon said lands and to prospect for, mine, and remove said oil, gas, and hydrocarbon substances, Forever, subject to the Rules and Regulations of the Secretary of Agriculture, dated April 30, 1963, a copy of which is attached hereto and made a part hereof as Exhibit "B."

RESERVING FURTHER TO the Grantor, its successors or assigns, Forever, subject to the Rules and Regulations of the Secretary of Agriculture, dated August 5, 1938, a copy of which is attached hereto and made a part hereof as Exhibit "D," the easement and right to construct, erect, lay and maintain one or more lines consisting of towers, pole structures, poles, or any combination of same, wires, cables, conduits and other fixtures and appurtenances for the purpose of transmitting and distributing electricity and/or conducting a communication business on, over, under, and across certain strips of land being 200 feet in width for transmission lines and 30 feet in width for distribution lines, and being over a portion of the premises herein conveyed, said strips being described in Exhibit "C" attached hereto and made a part hereof, with full right and authority to Grantor, its successors, licensees, lessees, or assigns, and its and their agents and employees, subject to said Rules and Regulations set forth at Exhibit "D," to enter at all times upon said strips of land for the purpose of patrolling, constructing, repairing, removing, replacing, improving, enlarging, and maintaining such wires, cables, conduits, structures, towers, pole structures, poles and other supports with all necessary braces, guys, anchors, manholes, and transformers and stringing thereon, and supporting and suspending therefrom lines of wires, cables, or other conductors for the transmission and distribution of electrical energy and/or communication, and also the right to cut, trim, remove, destroy, or otherwise control all trees and brush growing upon said 200-foot and 30-foot wide strips of land which may, in the opinion of Grantor, interfere or threaten to interfere with or be hazardous to the construction, operation, and maintenance of said lines.

No buildings or other structures will be placed on said strips of land without the written consent of Grantor. Limited use of a part of the easement area reserved by the Grantor and occupied by Grantor's transmission and distribution line facilities shall not constitute abandonment as to any unused portion of said easement area which is situated within the easement boundaries and located to either side of that portion of said easement area occupied by Grantor's transmission and distribution line facilities.

The acquiring agency is the Forest Service, Department of Agriculture.

TO HAVE AND TO HOLD the said premises described at Exhibit "A," and all appurtenances thereto, unto Grantee, its successors and assigns, to the sole and only proper use, benefit and behoof of Grantee, its successors and assigns, Forever.

IN WITNESS WHEREOF, Consumers Power Company has caused these presents to be executed in its corporate name by its duly authorized officer this 30th day of July, 1984.

In the presence of:

Dorothy M. Fowler  
Dorothy M. Fowler  
Reginald E. Nelson  
Reginald E. Nelson

ATTEST:

[Signature]

CONSUMERS POWER COMPANY

By G. L. Heins  
G. L. Heins  
Vice President

(CORPORATE SEAL)

APPROVED AS TO FORM  
CONSUMERS POWER COMPANY  
LEGAL DEPARTMENT



ALCONA COUNTY

T26N, R5E, MICHIGAN MERIDIAN, MITCHELL TOWNSHIP

Acreeage

Section 28:

NW $\frac{1}{4}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$  and W $\frac{1}{2}$ SE $\frac{1}{4}$  except following described parcel in the SE $\frac{1}{4}$ SW $\frac{1}{4}$  and W $\frac{1}{2}$ SE $\frac{1}{4}$ : Beginning at a point on the West boundary line of SE $\frac{1}{4}$ SW $\frac{1}{4}$ , being 500.14 feet North concurrent with said boundary line from the southwest corner thereof; thence N 0°36'30"W along said boundary line 159.72 feet; thence N 70°30'00"E, 2494.33 feet; thence N 19°30'00"W, 50 feet; thence N 70°30'00"E, 320.89 feet to a point on the east boundary line of NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; thence S 0°39'30"W, 266.32 feet to a point 6.84 feet N 0°39'30"E of the southeast corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; thence S 70°30'00"W, 229.11 feet; thence N 19°30'00"W, 50 feet; thence S 70°30'00"W, 2545.67 feet to the Point of Beginning, exception contains 10.25 acres. 189.74

Section 33:

SE $\frac{1}{4}$ SE $\frac{1}{4}$ . 40:00

NW $\frac{1}{4}$ NE $\frac{1}{4}$ , except a strip of land 100 feet in width being part of the abandoned right-of-way of the Detroit and Mackinaw Railway which loops through the east portion of the tract. 37.24

NW $\frac{1}{4}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ . 80.00

NE $\frac{1}{4}$ SE $\frac{1}{4}$ , except a strip of land 100 feet in width being a part of the abandoned right-of-way of the Detroit and Mackinac Railway running in a generally Northerly and Southerly direction across said land. 39.22

NE $\frac{1}{4}$ NW $\frac{1}{4}$ . 40.00

The East 800 feet of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ . 24.24

The East 800 feet of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ . 24.24

T25N, R5E, MICHIGAN MERIDIAN, CURTIS TOWNSHIP

Section 14:

T25N, R5E

48

W $\frac{1}{2}$ SE $\frac{1}{4}$ . 80.00

SW $\frac{1}{4}$ NE $\frac{1}{4}$  lying Southerly of the centerline of existing County road S $\frac{1}{2}$ NW $\frac{1}{4}$  lying Southerly of the centerline of existing road and the N $\frac{1}{2}$ SW $\frac{1}{4}$ , excepting following described parcel: Commencing at the W 1/4 Corner of said Section;

ALCONA CO. HARRISVILLE, MICH. Aug. 7, 19 84  
 I hereby certify that there are no tax liens or titles held by the State on lands described herein, and that there are no tax liens or titles held by individuals on said lands, for the five years preceding the 30th day of July, 19 84, and that all taxes for said five years are paid as shown by the records of this office. This certificate does not apply to taxes, if any, now in process of collection by township, city or village treasurers.  
 Betty M. P. [Signature] County Treasurer

24-05-1

61-110-028-200-005-00  
 110-033-100-010-00  
 030-014-100-010-00

ALCONA COUNTY

Electric Transmission Line Easements

T26N, R5E

A strip of land 200 feet in width in the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 33, T26N, R5E, Mitchell Township, Alcona County, Michigan, being 100 feet on each side of a centerline described as follows: To find the place of beginning commence at the Southeast corner of said section; thence S 89°46'00" West along the South line of said section 498.88 feet to the place of beginning for this description; running thence N 52°05'50"W, 1039.94 feet to the East 1/8 line of said section.

Also a strip of land 200 feet in width in said Section 33, T26N, R5E, being 100 feet on each side of a centerline described as follows: To find the place of beginning commence at the Southeast corner of said section; thence S 89°46'00"W along the South line of said section 498.88 feet; thence N 52°05'50" W, 2129.94 feet to the place of beginning for this description; running thence N 52°13'10" W, 1600.57 feet to the West line of the East 800 feet of the SW 1/4 of said Section.

Bearings are based on the South line of said Section 33 between the Southeast corner and South 1/4 corner assumed as S 89°46'00" W.

T25N, R5E

DX-1  
 A strip of land 200 feet in width in Section 14, T25N, R5E, Curtis Township, Alcona County, Michigan, being 100 feet on each side of a centerline described as follows: To find the place of beginning commence at the East 1/4 corner of said section; thence S 89°06'15" W along the East and West 1/4 line of said section 1307.20 feet to the East 1/8 line of said section; thence S 0°41'17" W along said 1/8 line 127.08 feet to the place of beginning for this description; run thence N 12°02'50" W, 726.00 feet to a point hereinafter referred to as Point "A"; thence continuing N 12°02'50" W, 493.00 feet to the centerline of an existing roadway.

Also a strip of land 200 feet in width in said Section 14, T25N, R5E, being 100 feet on each side of a centerline described as beginning at the above-described point "A", and running thence S 87°07'35" W, 2051.58 feet to the centerline of an existing roadway.

Bearings are based on the South line of said Section 14 between the Southeast corner and South 1/4 corner assumed as South 89°21'24" W.

Electric Distribution Line Easements

T25N, R5E

A strip of land 30 feet in width in the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 14, T25N, R5E, lying Southerly of existing road, being 15 feet on each side of the centerline of an

existing electric distribution line running in a Northwesterly and South-easterly direction across said land Easterly of Transmission Towerline Road.

A strip of land 30 feet in width in the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 14, T25N, R5E, lying Southerly of existing road, being 15 feet on each side of the centerline of an existing electric distribution line running in an Easterly and Westerly direction Easterly of Transmission Towerline Road.

EXHIBIT C



ALCONA #3  
~~CRAWFORD #14~~  
~~IOSCO #26~~  
~~MANISTEE #28~~  
~~OSCODA #15~~

WARRANTY DEED

CONSUMERS POWER COMPANY, a corporation organized and existing under the laws of the State of Michigan, having its principal office at 212 West Michigan Avenue, Jackson, Michigan 49201, GRANTOR, for and in consideration of the sum of THREE HUNDRED SEVENTY-EIGHT THOUSAND AND NO/100 DOLLARS (\$378,000.00), received to its full satisfaction, does by these presents CONVEY AND FOREVER WARRANT UNTO THE UNITED STATES OF AMERICA, Washington, D.C., and its assigns, GRANTEE, certain tracts of land with all appurtenances thereunto belonging or in anywise appertaining, situate in the Township of Curtis, County of Alcona, State of Michigan, said lands hereby conveyed being more particularly described in Exhibit "A" attached hereto and made a part hereof, and said lands containing in aggregate 903.51 acres, more or less.

38

SUBJECT TO easements, if any, for established or existing roads, highways, railroads, and utilities to include those utility rights set forth in the instruments recorded in Liber 65, 55, and 36, Pages 338, 540, and 613 respectively, of the Alcona County, Michigan records.

SUBJECT ALSO TO minerals and mineral rights and rights of ingress and egress outstanding of record in third parties as set forth in the instrument recorded in Liber 26, Page 212 of the Alcona County, Michigan records, said outstanding rights affecting only those lands described in Exhibit "B-2" attached hereto and made a part hereof.

RESERVING TO Grantor, its successors and assigns, the right to flow those lands described in Exhibit "A" which are adjacent to the AuSable River, together with the right to fluctuate or otherwise affect the flow of water in said river by the normal operation and maintenance of any dam or dams of Grantor in said river, the exercise of said reservation as it pertains to Exhibit "A" lands being subject, however, to the terms, conditions, provisions, and

limitations of the "Order Issuing License (Major)" of the United States of America, Federal Power Commission (Federal Energy Regulatory Commission) now pertaining to Project No. 2447 (Alcona Dam) and, to the extent they may be determined applicable, subject also to the Rules and Regulations of the Secretary of Agriculture dated August 5, 1938, a copy of which is attached hereto and made a part hereof as Exhibit "D".

RESERVING ALSO TO the Grantor, its successors or assigns, all oil, gas, and associated hydrocarbon substances in and under the lands described in Exhibit "B-1", together with the right to enter upon said lands and to prospect for, mine, and remove said oil, gas, and hydrocarbon substances, Forever, subject to the Rules and Regulations of the Secretary of Agriculture, dated April 30, 1963, a copy of which is attached hereto and made a part hereof as Exhibit "C".

RESERVING ALSO TO the Grantor, its successors or assigns, Forever, subject to the Rules and Regulations of the Secretary of Agriculture, dated August 5, 1938, a copy of which is attached hereto and made a part hereof as Exhibit "E", the easement and right to construct, erect, lay and maintain one or more lines consisting of poles, wires, cables, conduits and other fixtures and appurtenances for the purpose of transmitting and distributing electricity and/or conducting a communication business on, over, under, and across certain strips of land 210 feet in width for all transmission lines, and 30 feet in width for all distribution lines, over a portion of the premises herein conveyed, said strips being described in Exhibits "F-1" and "F-2" attached hereto and made a part hereof, with full right and authority to Grantor, its successors, licensees, lessees, or assigns, and its and their agents and employees, subject to said Rules and Regulations set forth at Exhibit "E", to enter at all times upon said strips of land for the purpose of patrolling, constructing, repairing, removing, replacing, improving, enlarging, and maintaining such wires, cables, conduits, structures, towers, pole structures, poles and other supports with all necessary braces, guys, anchors, manholes, and transformers and stringing thereon, and supporting and suspending therefrom lines of wire, cables, or other conductors for the transmission of electrical energy and/or communication, and also the right to cut, trim, remove, destroy, or otherwise control all trees and brush growing upon said 210-foot and 30-foot wide strips of land which may, in the opinion of Grantor, interfere or threaten to interfere with or be hazardous to the

construction, operation, and maintenance of said lines. No buildings or other structures will be placed on the 30-foot wide strips for all distribution lines nor within 36 feet on each side of the centerline for transmission lines without the written consent of Grantor. Limited use of a part of the easement area reserved by the Grantor and occupied by Grantor's transmission and distribution line facilities shall not constitute abandonment as to any unused portion of said easement area which is situated within the easement boundaries and located to either side of that portion of said easement area occupied by Grantor's facilities.

The acquiring agency is the Forest Service, Department of Agriculture.

TO HAVE AND TO HOLD the said premises described at Exhibit "A" unto Grantee, its successors and assigns, to the sole and only proper use, benefit and behoof of Grantee, its successors and assigns, Forever.

IN WITNESS WHEREOF, Consumers Power Company has caused these presents to be executed in its corporate name, by its duly authorized officer this 29<sup>th</sup> day of December, 1986.

In the presence of:

CONSUMERS POWER COMPANY

Beverly Wilson  
Beverly Wilson

By G. L. Heins  
G L Heins  
Vice President

W L Reid  
W L Reid

APPROVED AS TO FORM  
DRL  
CONSUMERS POWER COMPANY  
LEGAL DEPARTMENT

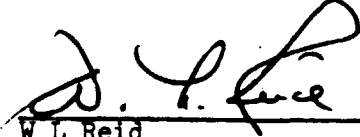
(CORPORATE SEAL)

ATTEST:

C. J. Morley  
C. J. Morley  
Clerk Secretary

STATE OF MICHIGAN )  
 )  
COUNTY OF JACKSON ) ss

On this 23rd day of December, 1986,  
before me, a Notary Public in and for said county,  
personally appeared G L Heins,  
to me duly sworn, did say that he is the  
Vice President of Consumers Power Company, the  
corporation named in and which executed the within  
instrument, and that the seal affixed to said instrument is  
the corporate seal of said corporation, and that said  
instrument was signed and sealed on behalf of said  
corporation by authority of its Board of Directors, and said  
G L Heins, acknowledged said instrument to  
be the free act and deed of said corporation.

  
\_\_\_\_\_  
W L Reid  
Notary Public

(NOTARIAL SEAL)

My commission expires:

**WILLIAM L. REID**  
Notary Public, Jackson County, MI  
My Commission Expires Aug. 7, 1988

This instrument was drafted by Michael J. Danaher, Attorney,  
Office of General Counsel, U. S. Department of Agriculture,  
Milwaukee, Wisconsin, and B. E. Hagen, Supervisory Attorney,  
Consumers Power Company.

T25N, R5E, MICHIGAN MERIDIAN, CURTIS TOWNSHIP (con't)

as Au Sable Road of said Section 11; excepting from this description any part of a strip of land 100 feet in width being a part of the abandoned right of way of the Detroit and Mackinac Railway located on said land, said exception containing approximately 0.7 acres. #3 170.4

Section 14:  
T25N, R5E

The N 1/2 of the NW 1/4 of the NE 1/4 and the N 1/2 of the NE 1/4 of the NW 1/4 of said section 14, T25N, R5E 40.00

24-05-1  
ALCONA #3

36-03-38  
33-03-17

Section 15:

The W 1/2 of the E 1/2, the NE 1/4 of the NE 1/4, and the N 1/2 of the NW 1/4 280.00

44-03-3 C 41 03-1 C  
43-03-3 C 10-1 C W-2 R

Section 16:

The N 1/2 of the NE 1/4 of said section 16. 80.00

45-03-1 C

Total Alcona County 903.51

# ELECTRIC TRANSMISSION LINE EASEMENTS

## Section 14

DX-1  
The centerline of an existing electric transmission line across a portion of the north 1/2 of the northwest 1/4 of the northeast 1/4 of Section 14, T25N, R5E, said centerline being more particularly described as follows: To find the point of beginning commence at the north 1/4 corner of said section; thence N 89° 50' 09" E, along the north line of said section, 657.50 feet to the centerline of said electric transmission line and the point of beginning for this description; thence S 12° 27' 10" E, along said centerline to the south line of the north 1/2 of the northwest 1/4 of the northeast 1/4 of said section and the point of ending for this description. (NOTE: Bearings are based on the north line of Section 14 from the north 1/4 corner to the northeast corner assumed as N 89° 50' 09" E.)