

TITLE DATA
Reservation from sale of land.

MICHIGAN
STATE

Alcona
COUNTY

19

TOWNSHIP
T 26 N R 5 E

CONSUMERS POWER CO.

TRACT 20-DX5-4

Warranty Deed

NAME OF GRANTOR
12-29-80 1-30-81 182 158

MUNICIPALITY

SECTION

TOWN

RANGE

MAP

KIND OF INSTRUMENT

DATE OF INST.

DATE OF RECORD

LIBER

PAGE

PLAT OR AREA

RESERVATION FROM SALE OF LAND FOR ELECTRIC TRANSMISSION LINE

T75-149

Alcona

(13)

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~~ (16) 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

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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

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PLAT OR AREA

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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

(CORPORATE SEAL)

ATTEST:

J. H. Mellinger
J. H. Mellinger
ASSISTANT SECRETARY

APPROVED AS TO FORM
CONSUMERS POWER COMPANY
LEGAL DEPARTMENT

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STATE OF MICHIGAN)
COUNTY OF JACKSON) ss

On this 29th day of 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.

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PLAT OR AREA

ALCONA COUNTY

T26N, R5E, MICHIGAN MERIDIAN, MITCHELL TOWNSHIP

Approximate
Acreage

Section 19:

Entire Section except S 1/2 of the SE 1/4 and except the NW 1/4 of the NW 1/4.

✓20-DX5-4
✓21-DX5-5
512.05

Section 20:

Entire Section except NE 1/4 and except N 1/2 of the NW 1/4.

400.00

Section 21:

NW 1/4 of the SW 1/4 and the S 1/2 of the SW 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 Northwesterly and Southeasterly direction across the SE 1/4 of the SW 1/4.

118.07

Section 28:

N 1/2 of the NW 1/4 and the SE 1/4 of the NW 1/4 and the SW 1/4 of the NE 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 Northwesterly and Southeasterly direction.

157.70

Section 29:

SW 1/4 of the NW 1/4 and the N 1/2 of the NE 1/4 and the SE 1/4 of the NE 1/4 except the SE 1/4 of the SE 1/4 of the NE 1/4; and a strip of land 200 feet wide located in the SW 1/4 and in the SW 1/4 of the SE 1/4 of Section 29 lying 50 feet Southwesterly and 150 feet Northeasterly of the following described line: Beginning on the South section line 1926 feet West of the Southeast corner; thence N 49° 30' W to a point on the West section line 6 feet South of the W 1/4 post.

✓21-DX5-3
✓22-DX5-4
150.13

Exhibit A
Page 1 of 4

T26N, R5E, MICHIGAN MERIDIAN (Cont'd.)

Approximate
Acreage

Section 30:

N 1/2 of the NE 1/4 and the NE 1/4 of the NW 1/4 and a strip of land 200 feet wide in the S 1/2 of the NE 1/4 and in the NE 1/4 of the SE 1/4, lying 50 feet Southwesterly and 150 feet Northeasterly of the following described line beginning at a point on the East line 6 feet South of the E 1/4 post; thence N 49° 30' W to the North line of section at a point 1828 feet East of the West line of section.

✓21-DX5-1
✓22-DX5-2
130.08

Section 32:

A strip of land 200 feet wide located in the NE 1/4 of Section 32 described as being 50 feet Southwesterly and 150 feet Northeasterly of the following described line: Beginning on the East line of said section at a point 1543 feet South of the Northeast corner of said section; running thence N 49° 30' W to the North line of said section at a point 1926 feet West of the Northeast corner of said section.

✓22-DX5-1
10.85

Section 33:

NW 1/4 of the NW 1/4 and the E 1/2 of the NE 1/4 except two strips of land 100 feet in width being a part of the abandoned right of way of the Detroit and Mackinac Railway running in a Northwesterly and Southeasterly direction and a generally Easterly and Westerly direction across said land, and the SW 1/4 of the SE 1/4 and a strip of land 200 feet wide located in the West 1840 feet of Section 33 lying 50 feet Southwesterly and 150 feet Northeasterly of the following described line beginning on the South line of said section at a point 608 feet West of the East line of said section; running thence N 49° 30' W to the West line of said section at a point 1543 feet South of the North line of said section.

✓22.2-DX5-6
✓22-DX5-8
165.80

Exhibit A
Page 2 of 4

T26N, R5E, MICHIGAN MERIDIAN, (Cont'd.)

Approximate
Acreage

Section 34:

W 1/2 of the SW 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.

74.70

T25N, R5E, MICHIGAN MERIDIAN, CURTIS TOWNSHIP

Section 2:

SW 1/4 of the SW 1/4.

40.00

Section 3:

That part of the SE 1/4 lying Northeasterly of the center line of Au Sable Road, except 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.

90.31

Section 11:

All that part of the SE 1/4 of the NW 1/4 lying Northeasterly of the center line of Au Sable Road, as located, also the SW 1/4 of the NE 1/4 and the NW 1/4 of the SE 1/4.

118.40

Section 14:

SW 1/4 of the SW 1/4 and the SE 1/4 of the NE 1/4 and the SE 1/4 of the SE 1/4 except the North 335 feet thereof.

109.85

Section 15:

E 1/2 of the SE 1/4.

80.00

Section 23:

E 3/4 of Section.

480.00

26.1-DX5-1

27-DX5-6

27.1-DX5-3

26.2-DX5-7

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.

412.15

27.2-DX5-6
21-DX5-1

SECTION
PRIOR
SPACE

Section 27:

SE 1/4 of the NE 1/4.

40.00

Section 34:

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

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 1/2 W to the South line of said Section at a point 1500 feet West of the Southeast corner of said Section.

344.30

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

CONDITIONS, RULES AND REGULATIONS TO GOVERN EXERCISE OF MINERAL RIGHTS
RESERVED IN CONVEYANCES TO THE UNITED STATES

Code of Federal Regulations - Title 36 - Chapter II - Section 251.15

(a) Except as otherwise provided in paragraphs (b) and (c) of this section, in conveyances of lands to the United States under authorized programs of the Forest Service, where owners reserve the right to enter upon the conveyed lands and to prospect for, mine and remove minerals, oil, gas, or other inorganic substances, said reservations shall be subject to the following conditions, rules and regulations which shall be expressed in and made a part of the deed of conveyance to the United States and such reservations shall be exercised thereunder and in obedience thereto:

(1) Whoever undertakes to exercise the reserved rights shall give prior written notice to the Forest Service and shall submit satisfactory evidence of authority to exercise such rights. Only so much of the surface of the lands shall be occupied, used, or disturbed as is necessary in bona fide prospecting for, drilling, mining (including the milling or concentration of ores), and removal of the reserved minerals, oil, gas, or other inorganic substances.

(2) (i) None of the lands in which minerals are reserved shall be so used, occupied, or disturbed as to preclude their full use for authorized programs of the Forest Service until the record owner of the reserved rights, or the successors, assigns, or lessees thereof, shall have applied for and received a permit authorizing such use, occupancy, or disturbance of those specifically described parts of the lands as may reasonably be necessary to exercise of the reserved rights.

(ii) Said permit shall be issued upon agreement as to conditions necessary to protect the interest of the United States including such conditions deemed necessary to provide for the safety of the public and other uses of the land, and upon initial payment of the annual fee, which shall be at the rate of \$2 per acre or fraction of acre included in the permit.

(iii) The permit shall also provide that the record owner of the reserved right or the successors, assigns, or lessees thereof, will repair or replace any improvements damaged or destroyed by the mining operations and restore the land to a condition safe and reasonably serviceable for authorized programs of the Forest Service, and shall provide for a bond in sufficient amount as determined necessary by the Forest Service to guarantee such repair, replacement or restoration.

(iv) Failure to comply with the terms and conditions of the aforesaid permit shall be cause for termination of all rights to use, occupy, or disturb the surface of the lands covered thereby, but in event of such termination a new permit shall be issued upon application when the causes for termination of the preceding permit have been satisfactorily remedied and the United States reimbursed for any resultant damage to it.

(3) All structures, other improvements, and materials shall be removed from the lands within one year after date of termination of the aforementioned permit. Should the holder of the permit fail to do so within the specified time, the Forest Service may remove, destroy or otherwise dispose of said structures, other improvements, and materials at the permittee's expense, or in lieu thereof, may upon written notice to the permittee, assume title thereto in the name of the United States.

(4) Timber and/or young growth cut or destroyed in connection with exercise of the reserved right shall be paid for at rates determined by the Forest

Service to be fair and equitable for comparable timber and/or young growth in the locality. All slash resulting from cutting or destruction of timber or young growth shall be disposed of as required by the Forest Service.

(5) In the prospecting for, mining, and removal of reserved minerals, oil, gas, or other inorganic substances all reasonable provisions shall be made for the disposal of tailings, dumpage, and other deleterious materials or substances in such manner as to prevent obstruction, pollution, or deterioration of water resources.

(6) Nothing herein contained shall be construed to exempt operators or the mining operations from any requirements of applicable State laws nor from compliance with or conformity to any requirements of any law which later may be enacted and which otherwise would be applicable.

(7) While any activities and/or operations incident to the exercise of the reserved rights are in progress, the operators, contractors, subcontractors, and any employees thereof shall use due diligence in the prevention and suppression of fires, and shall comply with all rules and regulations applicable to the land.

(b) The conditions, rules and regulations set forth in subparagraphs (1) through (7) of paragraph (a) of this section shall not apply to reservations contained in conveyances of lands to the United States under the Act of March 3, 1925, as amended (43 Stat. 1133, 64 Stat. 62; 16 U.S.C. 555).

(c) In cases where a State, or an agency, or a political subdivision thereof, reserves minerals, oil, gas, or other inorganic substances, in the conveyance of land to the United States under authorized programs of the Forest Service and there are provisions in the laws of such State or in conditions, rules and regulations promulgated by such State, agency or political subdivision thereof, which the Chief, Forest Service, determines are adequate to protect the interest of the United States in the event of the exercise of such reservation, the Chief, Forest Service, is hereby authorized, in his discretion, to subject the exercise of the reservation to such statutory provisions or such conditions, rules and regulations in lieu of the conditions, rules and regulations set forth in subparagraphs (1) through (7) of paragraph (a) of this section. In that event, such statutory provisions or such conditions, rules and regulations shall be expressed in and made a part of the deed of conveyance to the United States and the reservation shall be exercised thereunder and in obedience thereto.

All regulations heretofore issued by the Secretary of Agriculture to govern the exercise of mineral rights reserved in conveyances of lands to the United States under authorized programs of the Forest Service shall continue to be effective in the cases to which they are applicable, but are hereby superseded as to mineral rights hereafter reserved in conveyances under such programs.

(30 Stat. 55, as amended, 16 U.S.C. 551. Interpretations apply 34 Stat. 961, as amended, 16 U.S.C. 513-519, 42 Stat. 465, as amended, 16 U.S.C. 486, 488, and 50 Stat. 525, as amended, 7 U.S.C. 1011)

Signed at Washington, D.C., on April 30, 1963.

(S) ORVILLE L. FREEMAN,
Secretary.

ALCONA COUNTYElectric Transmission Line EasementsT26N, R5E

A strip of land 200 feet wide located in the SW 1/4 and the SW 1/4 of the SE 1/4 of Section 29, T26N, R5E, lying 50 feet Southwesterly of and 150 feet Northeasterly of a line described as beginning on the South line of said section, 1926 feet West of the Southeast corner of said section, running thence N 49° 30' W to a point on the West line of said section, 6 feet South of the W 1/4 post.

A strip of land 200 feet wide in the S 1/2 of the NE 1/4 and in the NE 1/4 of the SE 1/4 of Section 30, T26N, R5E, lying 50 feet Southwesterly of and 150 feet Northeasterly of a line described as beginning at a point on the East line of said section, 6 feet South of the E 1/4 post of said section; running thence N 49° 30' W to the North line of said section at a point 1828 feet East of the West line of said section.

A strip of land 200 feet wide located in the NE 1/4 of Section 32, T26N, R5E, described as being 50 feet Southwesterly of and 150 feet Northeasterly of a line described as beginning on the East line of said section at a point 1543 feet South of the Northeast corner of said section; running thence N 49° 30' W to the North line of said section at a point 1926 feet West of the Northeast corner of said section.

A strip of land 200 feet wide located in the West 1840 feet of Section 33, T26N, R5E, lying 50 feet Southwesterly and 150 feet Northeasterly of a line described as beginning on the South line of said section at a point 608 feet West of the East line of said section; running thence N 49° 30' W to the West line of said section at a point 1543 feet South of the North line of said section.

A strip of land 200 feet in width in the SW 1/4, Section 19, the SW 1/4 of the NW 1/4, Section 29, the N 1/2 of the NE 1/4, Section 30, the NE 1/4 of the NW 1/4, Section 30 and the SW 1/4 of the SE 1/4, Section 33, all in T26N, R5E, being 100 feet on each side of a center line described as follows: To find the place of beginning, commence at the Southwest corner of said Section 19; thence N 0° 14' 00" W along the West line of said section 1336.71 feet to the place of beginning; thence

Exhibit C
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T26N, R5E (Cont'd.)

S 71° 20' 40" E, 157.90 feet; thence S 52° 15' 10" E, 2074.74 feet to the South line of said Section 19, said point being 1784.78 feet Easterly of the Southwest corner of said section as measured along said section line; thence continuing S 52° 15' 10" E, 4273.51 feet to the Easterly line of said Section 30 at a point which is 10.68 feet Southerly of the E 1/4 corner of said section as measured along said section line; thence S 52° 18' 46" E, 1365.65 feet; thence S 52° 02' 22" E, 2877.19 feet to the South line of said Section 29 at a point which is 676.36 feet Easterly of the S 1/4 corner of said section as measured along said section line; thence continuing S 52° 02' 22" E, 2496.11 feet to the East line of said Section 32 at a point which is 1092.72 feet Northerly of the E 1/4 corner of said section as measured along said section line; thence S 52° 13' 10" E, 3929.15 feet to the S 1/8 line of said Section 33 at a point which is 2172.7 feet Westerly of the East line of said section as measured along said 1/8 line; thence S 52° 05' 50" E, 1090.0 feet to the E 1/8 line at a point which is 642.2 feet Northerly of the South line of said section as measured along said 1/8 line. (Bearings are based on the 1930 Government Resurvey.)

T25N, R5E

A strip of land 200 feet in width in that part of the SE 1/4 Section 3, T25N, R5E lying Northerly of the center line of Au Sable Road, said strip being 100 feet on each side of a center line described as follows: To find the point of beginning, commence at the Southeast corner of said Section; thence N 89° 15' 00" W along the South line of said Section 344.14 feet to the point of beginning; thence N 38° 21' 30" W, 2267.58 feet; thence N 41° 39' 00" W, 565.3 feet; thence N 50° 49' 00" W, 672.0 feet to the North and South 1/4 line of said Section at a point which is 31.83 feet Southerly of the center of said Section as measured along said North and South 1/4 line. (Bearings are based on the South line of Section 3 from the Southeast corner to the S 1/4 corner assumed as N 89° 15' 00" W.)

A strip of land 200 feet in width in that part of the SE 1/4 of the NW 1/4, Section 11, T25N, R5E lying Northeasterly of the center line of Au Sable Road, said strip being 100 feet on each side of a center line described as follows: To find the place of beginning, commence at the W 1/4 corner of said Section; thence N 89° 00' 39" E along the East and West 1/4 line of said Section 1749.87 feet, to the place of beginning for this description; thence N 38° 57' 00" W, 689.83 feet to the W 1/8 line of said Section. (Bearings are based on the West line of Section 11 from the Northwest corner to the W 1/4 corner assumed as S 0° 34' 42" W.)

Exhibit C
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23.2-DX5-5

T25N, R5E, (Cont'd.)

A strip of land 200 feet in width in the NW 1/4 of the SE 1/4 of Section 11, T25N, R5E, being 100 feet on each side of a center line described as follows: To find the place of beginning, commence at the S 1/4 corner of said Section; thence N 0° 33' 18" E along the North and South 1/4 line of said Section 2051.24 feet to the place of beginning for this description; thence N 84° 37' 00" E, 97.39 feet; thence S 60° 35' 00" E, 138.95 feet; thence S 17° 48' 00" E, 218.6 feet; thence S 12° 00' 00" E, 504.33 feet to the S 1/8 line of said section. (Bearings are based on the West line of Section 11 from the Northwest corner to the W 1/4 corner assumed as S 0° 34' 12" W.)

A strip of land 200 feet in width in the SE 1/4 of the SE 1/4, Section 14, the E 1/2 of Section 23 and the W 1/2 of the NE 1/4, Section 26, all in T25N, R5E, being 100 feet on each side of a center line described as follows: Beginning on the East and West 1/4 line of said Section 26 at a point which is 1743.90 feet Westerly of the E 1/4 corner of said section as measured along said 1/4 line; running thence N 2° 51' 07" W, 1748.78 feet; thence N 5° 38' 32" E, 560.0 feet; thence N 8° 50' 32" E, 370.81 feet to the North line of said Section 26 at a point which is 1745.74 feet Westerly of the Northeast corner of said Section 26 as measured along said North section line; thence continuing N 8° 50' 32" E, 157.19 feet; thence N 9° 50' 32" E, 531.0 feet; thence N 11° 20' 32" E, 373.43 feet; thence N 7° 27' 03" E, 1525.13 feet; thence N 14° 33' 38" E, 2486.48 feet; thence N 0° 06' 34" W, 206.36 feet to the North line of said Section 23 at a point which is 781.5 feet Westerly of the Northeast corner of said Section 23, as measured along said North section line; thence continuing N 0° 06' 34" W, 208.35 feet; thence N 12° 27' 10" W, 1121.37 feet to the S 1/8 line of said Section 14 at a point which is 1038.01 feet Westerly of the East line of said Section 14 as measured along said 1/8 line. (Bearings are based on the North line of Section 26 from the Northeast corner to the N 1/4 corner assumed as N 88° 41' 32" W.)

Exhibit C
Page 3 of 5

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.

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.

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.

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.

Exhibit C
Page 4 of 5

T25N, R5E (Cont'd.)

A strip of land 30 feet in width in that part of the SE 1/4, Section 3, T25N, R5E, lying Northeastly of the center line of Au Sable Road, being 15 feet on each side of the center line of an existing electric distribution line, said center line being located approximately as follows: To find the place of beginning, commence at the Southeast corner of said section, thence West along the South line of said section 345 feet; thence N 39° W, 365 feet to the place of beginning of this description; thence Southwesterly at right angles to the center line of Au Sable Road to a point of ending on said road center line.

A strip of land 30 feet in width in the NW 1/4 of the SW 1/4, Section 11, T25N, R5E, being 15 feet on each side of the center line of an existing electric distribution line, said center line being located as follows: To find the place of beginning, commence at the S 1/4 post of said section; thence N 00° 33' 18" E along the North and South 1/4 line approximately 2013.24 feet to the point of beginning of said center line; said point being in an existing trail, thence Easterly and Southerly on said existing trail to a point of ending on the S 1/8 line of said Section 11.

Exhibit C
Page 5 of 5

Rules and Regulations Governing Rights-of-way
Reserved by the Grantor on Lands
Conveyed to the United States

In conformity with the provisions of the Act of March 1, 1911 (36 Stat. 961, 16 U.S.C. Sec. 518), I, H. A. Wallace, Secretary of Agriculture, do hereby prescribe the following rules and regulations to govern the use, occupancy, and operation of rights-of-way reserved by a grantor of lands to the United States.

1. Brush and refuse resulting from the exercise of the right-of-way reservation shall be disposed of to the satisfaction of the Forest Officer in charge.
2. Timber cut and destroyed in the exercise of the right-of-way reservation shall be paid for at rates to be prescribed by the Forest Officer in charge, which rates shall be the usual stumpage prices charged in the locality in sales of national forest timber of the same kind or species; for injury to timber, second growth, and reproduction; the amount of actual damage shall be ascertained by the Forest Supervisor according to the rules applicable in such cases.
3. All improvements built or maintained upon the right-of-way shall be kept in an orderly, safe and sanitary condition. Failure to maintain such conditions shall be cause for the termination of the reservation after 30 days' notice in writing to the occupant or user that unsatisfactory conditions exist and that the Department intends to terminate all rights under the reservation unless such conditions are forthwith corrected to the satisfaction of the Regional Forester.
4. Upon the abandonment of a reserved right-of-way, either by formal release, by termination, or by non-use for a period of one calendar year, all improvements thereon not the property of the United States shall be removed therefrom within three months from the date of the abandonment, otherwise such improvements shall vest in and become the property of the United States.
5. All reasonable precautions to prevent and suppress forest fires shall be taken by the grantor and all persons acting for or claiming under him; suitable crossings shall be constructed by grantor and/or said persons where the reserved right-of-way intersects existing roads and trails; borrow pits shall not be opened outside of the immediate graded section except under a special use permit from the Forest Supervisor.
6. Officers of the Forest Service shall have free ingress and egress on and over the reserved rights-of-way for all purposes necessary and incidental to the protection and administration of the national forest.

In testimony thereof, I have hereunto set my hand and official seal at the City of Washington, this 6th day of August, 1938.

SEAL

H. A. WALLACE,
Secretary of Agriculture.

EXHIBIT D

F.R. Dec. 38-2290; Filed, August 6, 1938;
12:40 p.m.