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LIBER 240 PAGE 703

*Alpena*

STATE OF MICHIGAN  
DEPARTMENT OF NATURAL RESOURCES

L-6043

**EASEMENT TO CONSTRUCT AND MAINTAIN  
ELECTRIC TRANSMISSION LINE**

FOR AND IN CONSIDERATION OF Two Thousand Seven Hundred Forty-eight Dollars and 00/100  
(\$2,748.00) in hand paid, the receipt of which is hereby acknowledged, the STATE OF MICHIGAN

by the DEPARTMENT OF NATURAL RESOURCES (hereinafter referred to as "Department") acting under authority of the NATURAL RESOURCES COMMISSION, and by virtue of the authority conferred by Act No. 10, P.A. 1953, does hereby Convey and Quit-Claim to Northern Michigan Electric Cooperative

Boyne City, Michigan a corporation (hereinafter referred to as "Grantee"), whose post office address is

and to its successors and assigns, the easement and right to erect and maintain an electric transmission line consisting of poles, towers, structures, wires, cables and conduits, together with anchors, guy wires and other appurtenances and fixtures necessary for the purpose of transmitting and distributing electricity and/or conducting a communication business, together with the right to go upon the land herein described and maintained same on, over and across the following State-owned land:

Land in the Township of Wilson County of Alpena State of Michigan, as follows, to wit:

Township 31 North, Range 7 East, Section 27, SW $\frac{1}{4}$  of NW $\frac{1}{4}$  except Railroad right of way  
Township 31 North, Range 7 East, Section 27, NW $\frac{1}{4}$  of SW $\frac{1}{4}$   
Township 31 North, Range 7 East, Section 27, SW $\frac{1}{4}$  of SW $\frac{1}{4}$

RECORDED  
ALPENa COUNTY, MI.

DEC 30 10 43 AM '81

*Charles J. Sommerfeld*  
REGISTER OF DEEDS

This easement is granted subject to the following regulations and conditions:

(1) The route to be taken by said line of poles, towers, structures, wires, cables and conduits across, over and under said land being more specifically described as follows:

100 foot right of way being 50 foot either side of the following traverse centerline:

The line will enter State land approximately 1,320 ft S and 50 ft E of the NW corner of Sec. 27, T31N, R7E, Alpena County, Michigan. Thence due S 829 ft to the N right of way line of the D & M Railroad. Thence S 100 ft to the S railroad right-of-way fence at which point State land is entered again. Thence due S 2,934 ft to the existing 138,000 volt Consumers Power Company line which is the point of ending.

The right-of-way would be cleared of trees and brush 90 ft in width, 45 ft either side of the centerline, with the exception of environmentally sensitive areas such as road and river crossings where screens would be left to prevent total viewing of the cleared right-of-way.

In addition, areas in excess of one-quarter acre which have been denuded shall be seeded and fertilized as directed by the Area Forester.

It is further made a requirement of this easement that the applicant give notice to the public utilities in accordance with Act 53, Public Acts of 1974 (460.701 et seq M.C.L.) and comply with each of the requirements of the act.

If required - valid permits must be issued in compliance with the Soil and Sedimentation Control Act being Act 347, P.A. 1972 (282.101 et seq M.C.L.) before any construction may proceed.

FILE  
20994



BRIAN E. VALICE  
Staff Attorney

June 8, 2012

**SENT VIA OVERNIGHT MAIL  
& EMAIL (stevensc1@michigan.gov)**

Ms. Claire Stevens  
Michigan Department of Natural Resources – Real Estate Division  
530 W Allegan Street  
Mason Building  
Lansing, MI 48909

Re: Assignment of Easement  
Wolverine Power Supply Cooperative, Inc. (“Wolverine”)

Dear Ms Stevens:

Pursuant to Paragraph 13 of the enclosed Easement to Construct and Maintain Electric Transmission Line, dated July 7, 1980 (“Easement”), Wolverine requests written approval from the Michigan Department of Natural Resources (“MDNR”) to assign the Easement to the Michigan Electric Transmission Company, LLC (“METC”). Wolverine is seeking to assign its Easement to METC as part of an asset sale between the parties, including the sale of transmission lines from Wolverine to METC that are located on the Easement.

Also enclosed attached for your convenience is Wolverine’s Certificate of Merger with the original Grantee of the Easement, Northern Michigan Electric Cooperative. Finally, I am enclosing a check payable to the State of Michigan in the amount of \$300 representing the application fee for this process.

Thank you for your anticipated cooperation. Please contact me if you have any questions.

Very truly yours,

Brian E. Valice

BEV/dc

cc: Danny Janway, Ron Sneller, Dan Wilkinson  
Jenny D’Anna, Gabriel Valle

Received  
Date 9/12/12 Time 1:30 p.m.  
Alpena Register of Deeds

Received 9/21/2015  
Date \_\_\_\_\_ Time 2:19 p  
Alpena Register of Deeds

**L: 509 P: 799 ASSIGN**

09/21/2015 02:52 PM Page: 1 of 3 \$20.00  
Kathy J Matash, Register Alpena Co., Mi



CONSENT TO ASSIGNMENT OF EASEMENT RIGHTS  
MICHIGAN DEPARTMENT OF NATURAL RESOURCES



**Michigan Department of Natural Resources  
Consent to Assignment of Easement Rights**

The Department of Natural Resources for the State of Michigan consents to the assignment of granted easement document L-6043, for the construction and maintenance of an electric transmission line recorded in Liber 240, Page 703, of Alpena County Register of Deeds.

Said easement was granted to NORTHERN MICHIGAN ELECTRIC COOPERATIVE, INC., Boyne City, Michigan, who later merged with WOLVERINE ELECTRIC COOPERATE, INCORPRATED, 1050 East Division, Boyne City, MI 49712, and is now being assigned to MICHIGAN ELECTRIC TRANSMISSION COMPANY, LLC.

WHEREAS, approval granted by the Department of Natural Resources does not extend to the provisions or conditions of such outside agreements executed between Assignor and Assignee. Assignee shall comply with and hereby assumes sole responsibility for all expressed and implied covenants of the easement documents.

Assignment consent given subject to conditions on attached EXHIBIT B.

IN WITNESS WHEREOF, the Department of Natural Resources by authority of its Director has caused this instrument to be executed for the State of Michigan by its Real Estate Services Manager, Finance and Operations Division, this 25<sup>th</sup> day of July, 2012.

Signed, Sealed and Delivered  
in the Presence of:

DEPARTMENT OF NATURAL RESOURCES  
FOR THE STATE OF MICHIGAN

Steven L. Sutton  
Real Estate Services Manager

STATE OF MICHIGAN }  
COUNTY OF INGHAM } §

On this 25th day of July, 2012, before me, a Notary Public in and for said County, personally appeared Steven L. Sutton, Real Estate Services Manager, Finance and Operations Division of the Department of Natural Resources for the State of Michigan, to me known to be the same person who executed the within instrument, and who acknowledged the same to be his free act and deed and the free act and deed of the Department of Natural Resources pursuant to authority granted by it's Director for the State of Michigan, in whose behalf he acts.

Claire J. Stevens, Notary Public  
State of Michigan, County of Livingston  
My Commission Expires: January 31, 2015  
Acting in the County of Ingham

DRAFTED BY: Claire Stevens  
DNR Real Estate Services  
P.O. Box 30448  
Lansing, MI 48909-7948



**VEGETATION RESTORATION OF RIGHTS-OF-WAY, WELL SITES, AND OTHER CLEARED SITES ON STATE FOREST LAND - NORTHERN LOWER PENINSULA -**

All areas must be satisfactorily re-vegetated as specified by these guidelines except areas that are required to be kept cleared of vegetation under Part 615, Supervisor of Wells, of the Natural Resources and Environmental Protection Act, 1994 P.A. 451, as amended.

All topsoil must be saved as the first action in development in order to provide the best guarantee of success for future site restoration. The saving and stockpiling of topsoil, however thin the layer may be, contains the nutrients, organic matter, and other elements that favor germination and growth of vegetative cover.

If only subsoil remains after site development, it is usually acidic and contains fewer nutrients, and the site will be very difficult to restore.

If abandoned, a soil test is mandatory and the pH of the pad and/or pipeline must be adjusted to match that of adjacent stands.

Upon completion of drilling, flowline, pipeline, utility installation, or other type of installation; and also upon abandonment/cessation of use, the access road, drilling pad, pipeline, utility right-of-way, or leased premises must be re-vegetated and restored as detailed below to the satisfaction of the Forest Unit Manager (Department/Grantor's/Lessor's representative).

The entire site must be returned to original contours as much as possible. All perimeter slopes shall not exceed a 1:4 slope.

The topsoil which has been saved and stockpiled prior to site development must be evenly distributed over the area to be re-vegetated. It will be smoothed and tillage tools used as necessary to provide at least three inches of firm (rolled or culti-packed at least twice) but friable seedbed, free of large clumps and stones.

On mineral soils, soil tests are recommended but, in lieu of a soil test, fertilizer will be applied at a rate of 500 pounds per acre of 12-12-12 or equivalent and lime will be applied at a rate of two tons per acre. Fertilizer and lime will be tilled into the soil during the final seedbed preparation. All clover seed shall be treated with the proper inoculant.

Seeding dates will be between May 1<sup>st</sup> and September 20<sup>th</sup>. Vegetation restoration must be completed within nine months of the initial clearing of the easement or site unless otherwise specified by the Department/Grantor's/Lessor's representative.

All planting equipment and machinery must be cleaned to remove possible invasive plants before moving or arriving at the site to be planted.

Cover all seed 1/4 to 1/2 inch deep. The area may be seeded by hydro-seeder.

The following seeding mixtures are for application on various soils:

<b>Mineral Soils (Good Soil), Clays, Loams, Loamy Sands</b>	
June Grass ( <i>Koeleria micrantha</i> )	0.5 lbs./acre
White Dutch Clover ( <i>Trifolium repens</i> )	2 lbs./acre
Medium Red Clover ( <i>Trifolium pratense</i> )	2 lbs./acre
Butterflyweed ( <i>Asclepias tuberosa</i> )	1 lb./acre
Annual Rye or Oats Cover Crop	2 bushel/ac.
<b>Mineral Soils (Medium Soil), Sandy Loams</b>	
June Grass ( <i>Koeleria micrantha</i> )	0.4 lbs./acre
Little Blue Stem ( <i>Schizachyrium scoparium</i> )	4 lbs./acre
Medium Red Clover ( <i>Trifolium pratense</i> )	2 lbs./acre
Round-headed Bush Clover ( <i>Lespedeza capitata</i> )	2 lbs./acre
Butterflyweed ( <i>Asclepias tuberosa</i> )	1 lb./acre
<b>Mineral Soils (Critical Area/Very Poor Soil, e.g. Grayling Sand)</b>	
Big Blue Stem ( <i>Anfropogon gerardii</i> )	3 lbs./acre
Indian Grass ( <i>Sorghastrum nutans</i> )	1 lbs./acre
Little Blue Stem ( <i>Schizachyrium scoparium</i> )	5 lbs./acre
June Grass ( <i>Koeleria micrantha</i> )	0.2 lbs./acre
Medium Red Clover ( <i>Trifolium pratense</i> )	2 lbs./acre
Lance-leaved coreopsis ( <i>Coreopsis lanceolata</i> )	1 lb./acre
<b>Organic Soils</b>	
Alsike Clover ( <i>Trifolium hybridum</i> )	2 lbs./acre
White Dutch Clover ( <i>Trifolium repens</i> )	2 lbs./acre
Canada Wild Rye ( <i>Elymus Canadensis</i> )	3 lbs./acre
June Grass ( <i>Koeleria micrantha</i> )	0.3 lbs./acre
<b>Dunes/Unstable Sand Blow Areas</b>	
American Beach Grass ( <i>Ampophila breviligulata</i> )	2 to 3 culms every 18"
(A culm is the stem portion of the plant)	
<b>Jack Pine Barrens &amp; Prairies</b>	
Save all topsoil including root mass, evenly distribute during re-vegetation, till, and seed with the following cover crops	
Annual Rye	1 bushel/ac
Oats	1 bushel/ac

After seeding on mineral soils, the area must be mulched within twenty-four hours of seeding with weed-free straw at a rate of two tons per acre; or a rate of two to three small rectangular bales per 1,000 square feet. Other commercially prepared mulch may be used if approved in writing by the Department/Grantor's representative. It is recommended that mulch be mechanically applied. **Under NO circumstances may hay be used.**

In addition, tree and/or shrub seedlings may be required on certain sites because of special resource values. Up to 600 shrubs or tree seedlings may be required per acre on the site to be re-vegetated. If needed, these will be planted at a spacing and design as directed by the Department/Grantor's/Lessor's representative.

The entire well site or right-of-way must be inspected yearly by the Permittee/Grantee and any erosion or bare area repaired, re-seeded, and fertilized immediately.

The entire area must be re-fertilized and limed, if necessary, every five years until natural vegetation is fully re-established and/or the site is abandoned. Vegetative cover must be successfully established to the satisfaction of the Department/Grantor's/Lessor's representative.

**L: 509 P: 799 ASSIGN**

