

13

TITLE DATA

CONSUMERS POWER COMPANY

Glenn R. Chamberlain Jr. and wife, Muriel G.

TRACT 141-D113-1

Covn't Deed

10-1-55

11-3-55

149 158

ACCOUNT NO.

MAP

19-40

KIND OF INSTRUMENT DATE OF INST. DATE OF RECORD LIBER PAGE

MICHIGAN

Emmet

Wawatam

STATE

COUNTY

TOWNSHIP

10

T39N

R4W

MUNICIPALITY

SECTION

TOWN

RANGE

4.87 Acres

PLAT OR AREA

INDENTURE, Made this 1st day of October, 1955, Between GLENN R. CHAMBERLAIN, JR., and MURIEL G. CHAMBERLAIN, his wife, parties of the first part, and CONSUMERS POWER COMPANY, a corporation, duly authorized to do business in Michigan, with its principal office therein at 212 West Michigan Avenue, Jackson, Michigan, party of the second part,

WITNESSETH:

That the said parties of the first part, for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations to them in hand paid by the said party of the second part, the receipt whereof is hereby confessed and acknowledged, do by these presents grant, bargain, sell, remise, release, alien and confirm unto the said party of the second part, its successors and assigns, Forever, all those certain pieces or parcels of land situate and being in the Township of Wawatam, County of Emmet and State of Michigan, known and described as follows, to wit:

A strip of land one hundred (100) feet wide across Government Lot number two (2), Section ten (10), Township thirty-nine (39) North, Range four (4) West, the center line of said strip being described as follows: Beginning on the shore of the Straits of Mackinac at a point fifty (50) feet East (measured at right angles) to the West line of said Government Lot number two (2), running thence South parallel with and fifty (50) feet distant East of the West line of said Government Lot number two (2) to the South line of said Government Lot number two (2) of Section ten (10); and also a strip of land one hundred (100) feet wide across Government Lot number one (1) of Section ten (10), the center line of which is described as beginning on the East line of Government Lot number one (1) at a point fifty (50) feet South (measured at right angles) to the North line of said Government Lot number one (1) of Section ten (10), running thence West parallel with and fifty (50) feet distant South of the North line of said Government Lot number one (1) to the West line of said Government Lot number one (1) of Section ten (10).

Together with all and singular the hereditaments and appurtenances thereunto belonging or in anywise appertaining: TO HAVE AND TO HOLD the said premises, as herein described, with the appurtenances, unto the said party of the second part and to its successors and assigns, FOREVER. And the said parties of the first part, for themselves, their heirs, executors and administrators, do covenant, grant, bargain and agree to and with the said party of the second part, its successors and assigns, that at the time of the enrolling and delivery of these presents they are well seized of the above-granted premises in fee simple, that they are free from all incumbrances whatever and that they will and their heirs, executors and administrators shall warrant and defend the same against all lawful claims whatsoever.

* Excepting and reserving to the first party their heirs and assigns, the easement and right to cross said strip of land at such places and in such a manner as is mutually satisfactory to both parties, so long as said crossing shall not interfere with the use of said land by the second party, its successors and assigns.

SEE NOTE #1 FOR REL OF R/W FOR ELECTRIC LINE

SEE NOTE #2 FOR CATHODIC PROTECTION GROUNDBED SYSTEM EASEMENT TO Lakehead Pipeline Co., Inc.

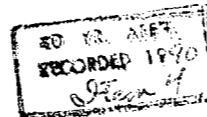


Table with columns: DATE, JOURNAL ENTRY, ITEMS OF COST, AMOUNT, TRANSFERS, BALANCE. Includes entries for Original Cost and amount of \$14,575.41.

18

MAPPED AND CHECKED

OTHER DATA AND NOTES

NOTE #1 (By Sale No. 189.884-0;T74-67) Consumers Power Co., granted a rel of r/w for an electric line across the ld on the caption of this tract as follows:

GENERAL ENGINEERING MAP REFERENCES

Line Map No.	F-15956	Sheet	1	of	1	Sheets
Plan & Profile No.		Sheet		of		Sheets
Survey Map No.	S-E 15956	Sheet	1	of	1	Sheets

- Consumers Power Co.
4-15-74 Rel of R/W X-1
- Edison Sault Elec. Co. Elec. Line

DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS

- Abstract yes
- Opinions of Title yes
- Title Search _____
- Mortgage Release _____
- Tree Vouchers yes

The esmt and right to construct, operate and maintain four or more submarine and underground electric cables together with necessary protection equipment therefor and one or more riser poles on, over, under and across ld in the Twp of Wawatam, Co of Emmet and State of Michigan, to wit:

The N 200' of a strip of ld 100' wide across Government Lot 2, Sec. 10, T39N, R4W, the ctr ln of sd strip being desc as follows: Beg on the shore of the Straits of Mackinac at a pt 50' E (measured at right angles) to the W ln of sd Government Lot 2, run th S para with and 50' distant E of the W ln of sd Government Lot 2 to the S ln of sd Government Lot 2 of Sec. 10.

Together with full right and authority to second party, its successors and assigns, and its and their agents and employees, to enter at all times upon sd premises for the purposes of constructing and repairing, removing, replacing and maintaining sd poles and cables.

This rel is executed by first party and accepted by second party subj to the following conditions:

FOR FURTHER CONDITIONS SEE ORIGINAL IN FILE:

NOTE #2: (By Sale No. Emmet Co #8; 189.147-2) CPCo granted an esmt for cathodic protection groundbed system purposes across the ld on the caption of this tract, as follows:

- Consumers Power Company Esmt - Cathodic Protection
9-3-91 Groundbed System
- Lakehead Pipeline Co., Inc.

Forever, the esmt and right to enter upon the ld hereinafter desc and to construct, maintain, inspect, repair, replace and remove a cathodic protection groundbed system in, under and across a pcl of ld in the Twp of Wawatam, Co of Emmet, and State of Mich., desc as follows:

A 15 foot wide strip of ld in Gov't Lot 1, Sec 10, T39N, R4W, desc as follows: To find the POB of sd cen ln, comm at a 1/2 inch iron rod marking the SE cor of sd Sec 10; th alg the E ln of sd Sec 10, as monumented by J L Halfacre in 1955, N 00 deg 29' 07" E 1186.86 ft to a 3/4 inch iron pipe marking the W ln of Private Claim No. 335; th alg sd W ln of Private Claim No. 335, as monumented, N 05 deg 16' 30" W 132.53 ft to a T-iron marking the N ln of Gov't Lot 1 as monumented by J L Halfacre in 1955; th alg sd N ln of Gov't Lot 1, as monumented, S 89 deg 15' 25" W 438.04 ft to the cen ln of a Lakehead Pipeline Co, petroleum pipeline and the POB, th continuing alg sd N ln of Gov'g Lot 1, as monumented, S 89 deg 15' 25" W 500 ft to a LS #33983 capped 5/8 inch iron rod; th S 02 deg 09' 05" E 15 ft to a L S #33983 capped 5/8 inch rion rod; th N 89 deg 15' 25" E 500 ft to the cen ln of sd petroleum pipeline; th alg the cen ln of sd petroleum pipeline N 02 deg 09' 05" W 15 ft to sd N ln of Gov'g Lot 1, as monumented, and the POB, being subj to any esmts,

TITLE HISTORY

- Glenn R. Chamberlain Jr. and wife, Mrs. ~~reservations~~ reservations, exceptions or conditions of record, and being desc from a survey by 10-1-55 11-3-55 149-58 Govn't Deed Richard E Oelke, LS #33983, dated 15 August 1991.

- Consumers Power Company

FOR FURTHER CONDITIONS, SEE ORIGINAL IN FILE.

NOTE #3: (By Sale No. Emmet #7; 189.713-1) Consumers Power Company granted an Easement for Fiber Optic Cable across the land on the caption of this tract as follows:

1. Consumers Power Company
7-1-91 Esmt for Fiber Optic Cable
2. Michigan Bell Telephone Co.

Forever the easement and right to construct, maintain, repair, replace, and remove an underground fiber optic cable, with one manhole and one 4 foot by 4 foot by 4 foot concrete handhole, upon, under, and across land in the Township of Wawatam, County of Emmet, and State of Michigan, described in Exhibit A as follows:

Parcel 2: The West 10 feet of the South 540 feet of that portion running North and South and the South 10 feet of that portion running East and West of the following describe parcel of land: A strip of land 100 feet wide across Government Lot 2, Section 10, T39N, R4W, the center line of said strip being described as follows: Beginning on the shore of the Straits of Mackinac at a point 50 feet East (measured at right angles) of the West line of said Government Lot 2 and running thence South parallel with and 50 feet distant East of the West line of said Government Lot 2 to the South line of said Government Lot 2 of Section 10.

Parcel 3: The South 10 feet of the following described parcel of land: A strip of land 100 feet wide across Government Lot 1 of Section 10, T39N, R4W, the center line of which is described as beginning on the East line of Government Lot 1 at a point 50 feet South (measured at right angles) of the North line of said Government Lot 1 and running thence West parallel with and 50 feet distant South of the North line of said Government Lot 1 to the West line of said Government Lot 1.

FOR FURTHER CONDITIONS SEE ORIGINAL IN FILE.