

December 4, 2007

METC, an ITC Company  
39500 Orchard Hill Place, Ste. 200  
Novi, MI 48375

Attention: Fernando Guevara

SUBJECT: Proposed Single Phase, 4.8kv Distribution Line  
Reference No: Grand Traverse/Paradise/06764888/Wilson

REFERENCE: Amended and Restated Easement Agreement (the "Agreement") dated April 29, 2002, between Consumers Energy Company ("Consumers") and Michigan Electric Transmission Company, now Michigan Electric Transmission Company, LLC ("METC")

Pursuant to Section 7.1 of the Agreement, Consumers hereby notifies METC that Consumers intends to construct a primary distribution line on certain land in which METC has an interest under the Agreement. The location of the land on which said line will be constructed, and a further description of the intended use, are set forth on "Annex A", attached to this letter.

Under said Section 7.1 of the Agreement, METC must within 30 days of this notice notify Consumers, as "Initiating User," of whether or not METC approves the proposed use as a Compatible Use. If you do not notify us either way within 30 days of this notice, then, as provided in said Section 7.1, METC will be deemed to have approved the proposed use as being a Compatible Use. We would appreciate, however, receiving METC's express approval of the proposed use as being a Compatible Use as soon as possible so that we can start work without delay.

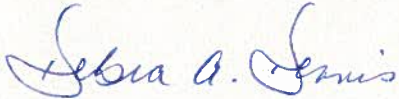
December 4, 2007

Page Two

Reference No: Grand Traverse/Paradise/06764888

This letter is being sent to you in duplicate. If METC agrees that the proposed use is a Compatible Use, please indicate that by signing and returning a copy of this letter to us as soon as possible, so that we can immediately proceed with construction. The other copy is for your records.

Very truly yours,



Debra A. Dennis, EP7-465  
Real Estate Technical Analyst  
Consumers Energy  
One Energy Plaza  
Jackson, MI 49201

APPROVED:

MICHIGAN ELECTRIC TRANSMISSION  
COMPANY, LLC

By: \_\_\_\_\_

Date: \_\_\_\_\_

ANNEX A

Reference No. Grand Traverse/Paradise/06764888

LAND TO BE IMPACTED:

That certain parcel of land in the Township of Paradise, County of Grand Traverse, State of Michigan, described as follows:

**Within the North 980(+) feet of the East 120 feet of the Southeast  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of Section 22, T25N, R10W.**

PROPOSED USE:

**Addition of Primary Distribution line, 4.8kv, single phase, in a Northwesterly / Southeasterly direction below an existing transmission line. See attached 391 form and sketch. Transmission line tract #530-D114-9.**



Date: December 12, 2006

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To: Fernando Guevara  
Real Estate and Rights of Way  
ITC

From: David Doubley  
Engineering  
ITC

Subject: **UGT071406/CU-307**  
Proposed 4800v Distribution Line  
Paradise Twp., Grand Traverse County,

This request is approved. Clearances look OK.

Approved

By David Doubley  
David Doubley  
Staff Engineer



Real Estate and Claims Division

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**Project No: UGT071406  
CU-307**

Date: December 5, 2007

To: David Doubley  
Engineering

From: Fernando Guevara  
Real Estate

Subject: Proposed Single Phase, 4800 Volt Distribution line  
Paradise Twp, Grand Traverse County, Michigan.  
CE Reference No: Grand Traverse/Paradise/06764888/Wilson

The attached request was received from Consumers Energy. Consumers Energy is proposing to construct a single phase, 4.8 kV distribution line. The new distribution line will cross under an existing transmission line near structure # 1362. Furthermore, pursuant to the Amended and Restated Easement Agreement, METC/ITC needs to submit a response letter to Consumers Energy by **January 7, 2008**.

Please review and return to my attention with your recommendations/comments.

Attachments

CONSUMERS ENERGY  
NOTIFICATION OF PROPOSED LINE CONSTRUCTION  
REQUIRING COORDINATION WITH HVD AND/OR TRANSMISSION LINES

Send two (2) copies to:

Transmission Lines Design and Standards

Att: Patric Clark

Jackson, Michigan

TO BE FILLED IN BY SYSTEM OWNER / ENGINEER / CES

Headquarters Traverse City

Work Order No. 06764888

Date 11/28/2007

**PROPOSED DISTRIBUTION CONSTRUCTION**

Sketch Attached  Yes  No

Primary:

Voltage 4.8 kv Phase Single

No. of Wires 2 Crossarms Per Pole 2

Wire Size 4 ACSR Length of Crossarms 8'

Distance Below Transmission \_\_\_\_\_

Skip-Span  Yes  No

Secondary:

No. of Wires \_\_\_\_\_ Wire Size \_\_\_\_\_

Other Details: \_\_\_\_\_

PROPOSED COMMUNICATION CONSTRUCTION  
TO BE FILLED IN BY FIELD TECHNICIAN

Cable Dia. \_\_\_\_\_

Weight/ft. \_\_\_\_\_

Strand Size \_\_\_\_\_

Tension \_\_\_\_\_

Pole Attachment Height \_\_\_\_\_

Map # \_\_\_\_\_ Pole # \_\_\_\_\_

TO BE FILLED IN BY TRANSMISSION LINES DESIGN  
AND STANDARDS OR METC

Clearance/Attachment Approved

Clearance/Attachment NOT Approved

Clearance requires further verification  Yes  No  
with Power System Analysis

Structural Integrity - Engineering Required  Yes  No

Calculated assuming STE rating of \_\_\_\_\_ °F Cond Temp

Checked By \_\_\_\_\_ Date \_\_\_\_\_

GWO No. \_\_\_\_\_

**METC Line**

**EXISTING DISTRIBUTION FACILITIES**

Description:

**LOCATION**

Township Paradise

County Grand Traverse

Town 25 Range 10 Section 22

Transmission Line Involved 114K

Transmission Pole No. 1362 & 1363

**REMARKS:**

Prepared By Blake Wilson 231-929-6240 Date 11/28/2007  
System Planning and Performance / Electric Service

Reviewed By \_\_\_\_\_ Date \_\_\_\_\_  
Transmission Lines Design and Standards

Reviewed By \_\_\_\_\_ Date \_\_\_\_\_  
METC

**METC lines are subject to the easement rights of METC. Your request has been forwarded to Real Estate for processing and will require a 30-day period prior to approval.**



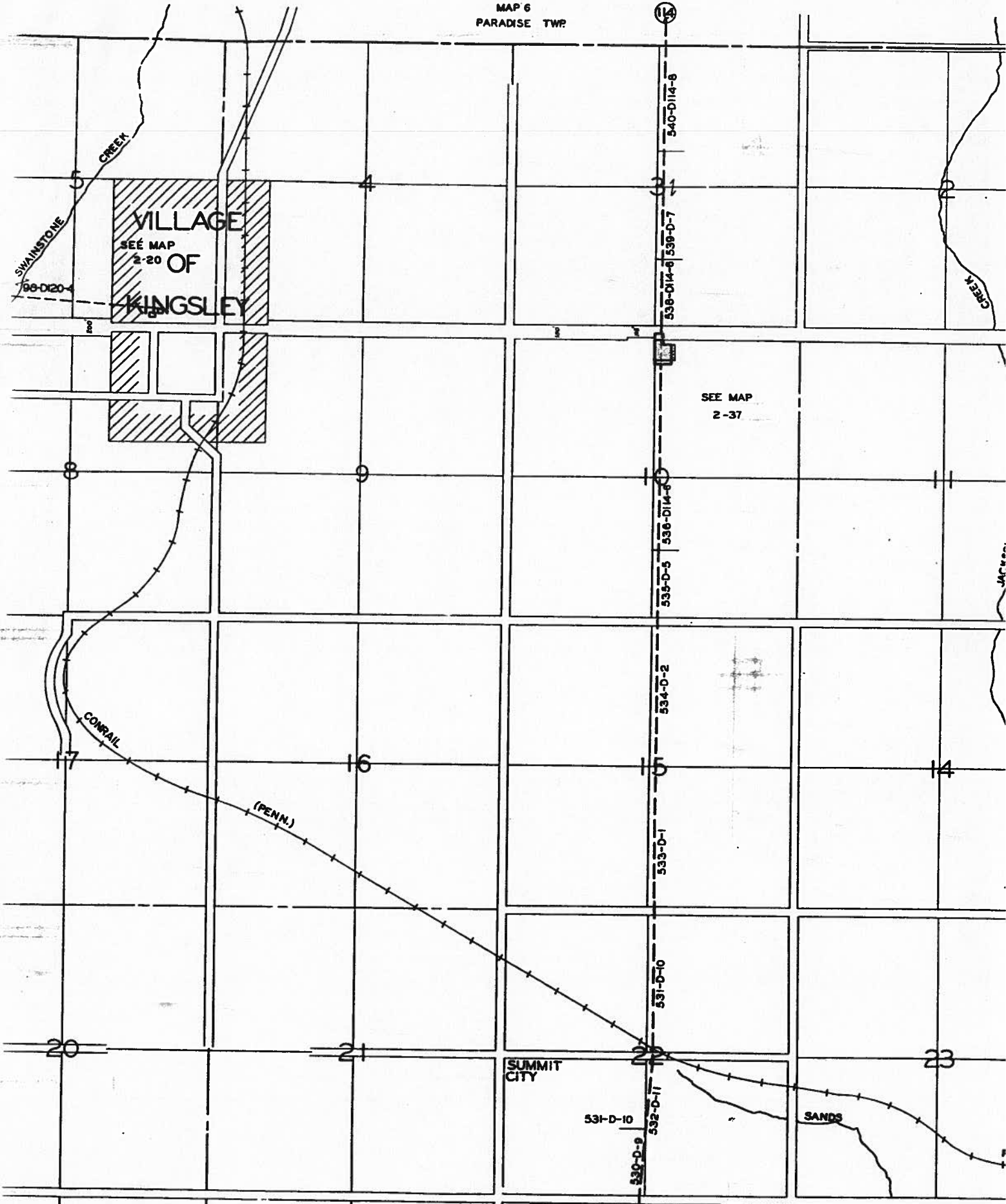
1000'  
2000'

# GRAND TRAVERSE CO. T. 25N. R. 10W.

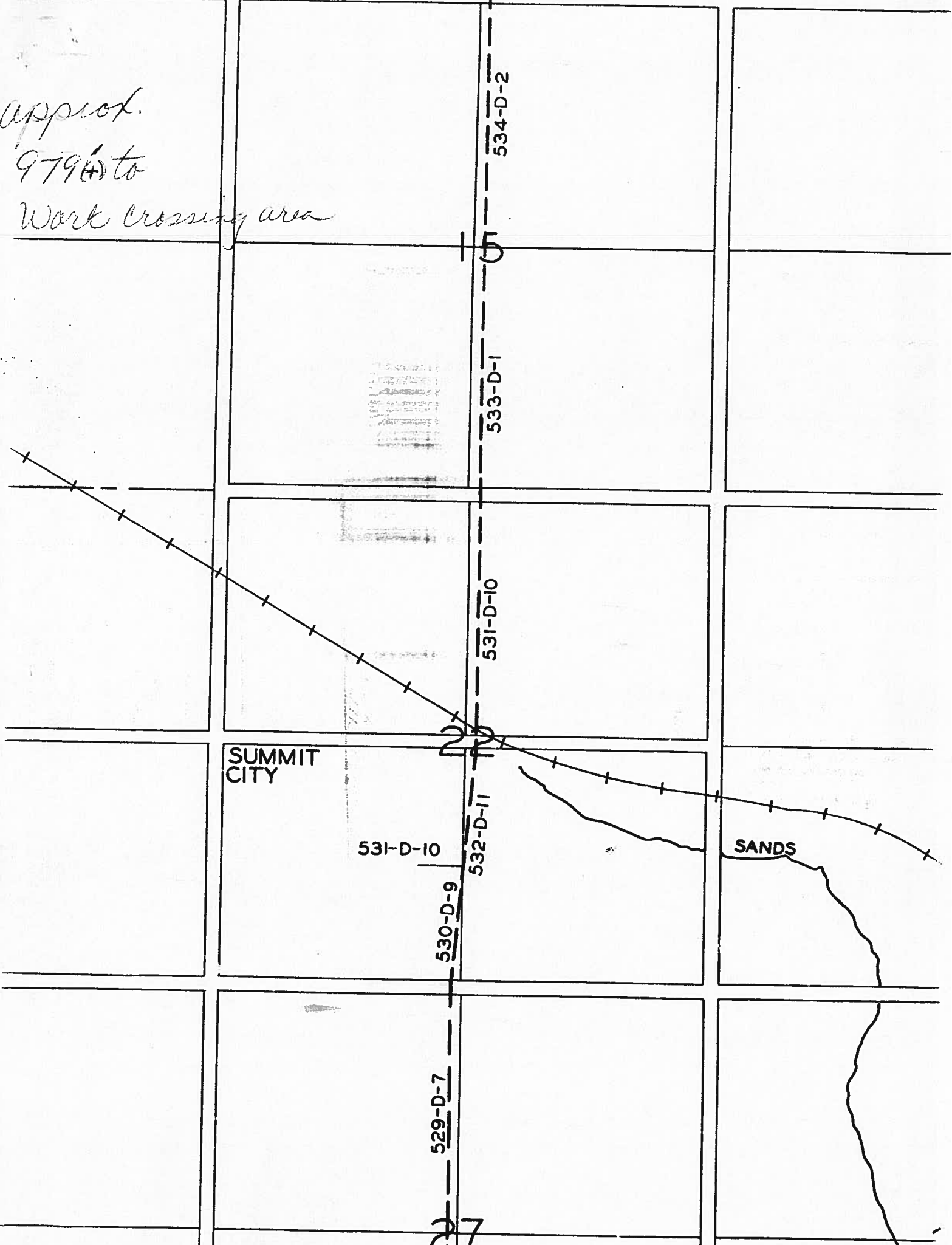
## PARADISE TWP MAP No. 2

|  |                  |
|--|------------------|
|  | FEE TITLE        |
|  | FLOWAGE          |
|  | SPECIAL PROPERTY |

MAP 6  
PARADISE TWP



approx.  
979 to  
Work Crossing area



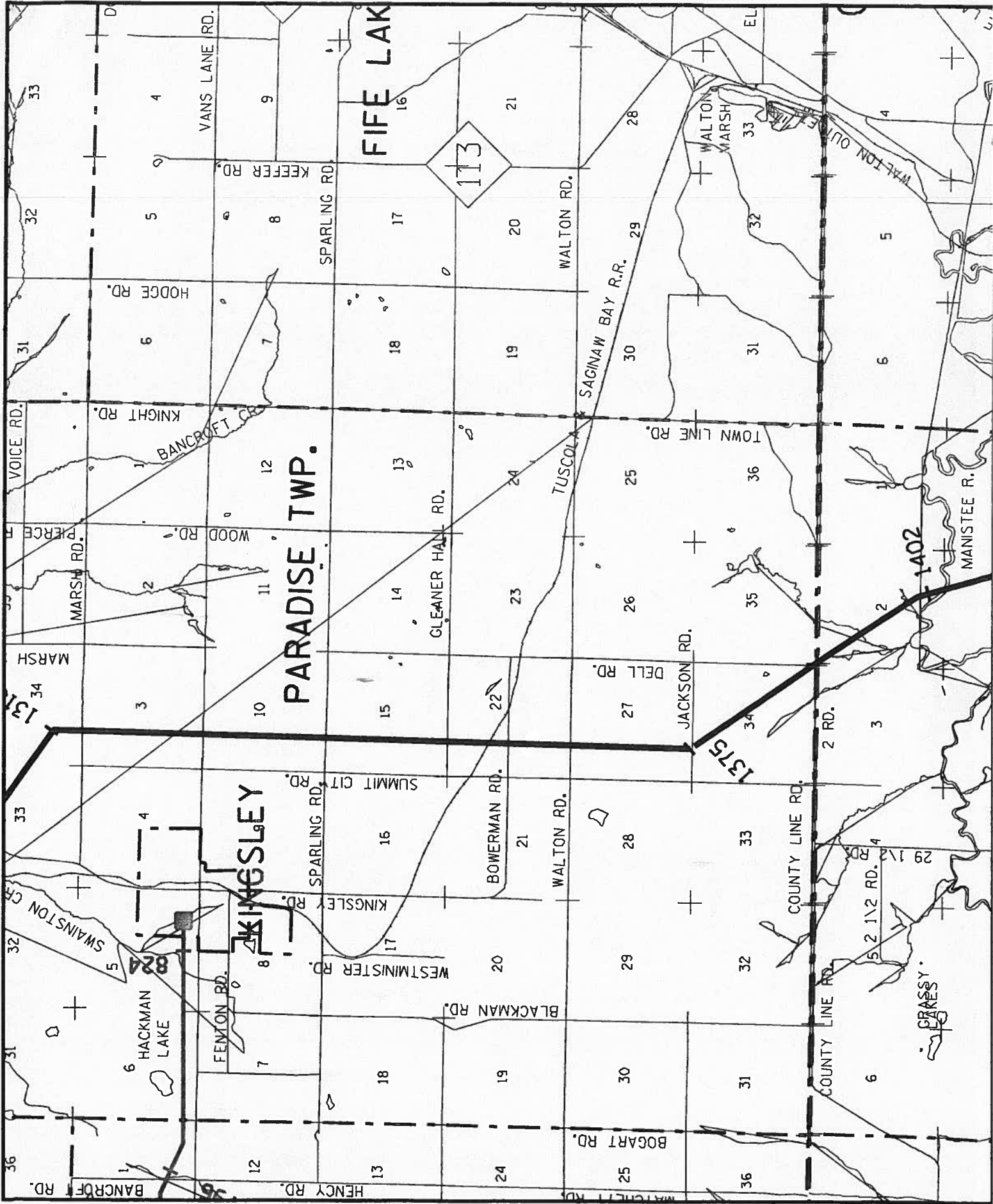
SUMMIT  
CITY

531-D-10

SANDS

529-D-7  
530-D-9  
532-D-11  
531-D-10  
533-D-1  
534-D-2





PARADISE TWP.

KINGSLEY

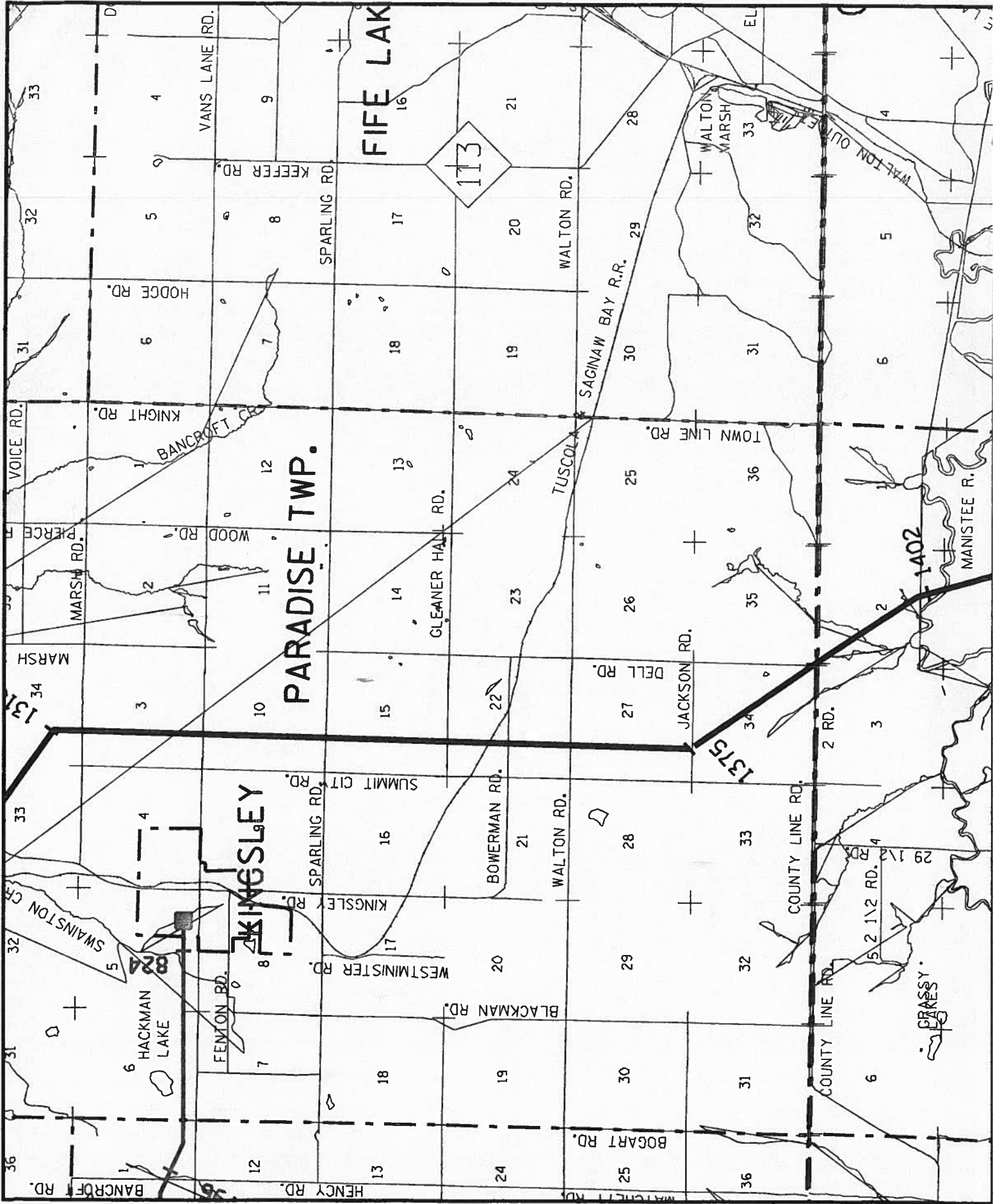
FIFE LAKE

113

1375

1402

CRASSY





Recorded 13th day of May A. D. 1966 at 10:30 o'clock A. M. Liber. 269 Page 599

RIGHT OF WAY

Kenneth W. Middaugh, also known as Kenneth Middaugh and Mabel E. Middaugh, also known as Mabel Middaugh, his wife, R#2, Summit City Rd., Kingsley, Michigan

first part 1958 in consideration of One and no/100 Dollars (\$ 1.00 ) to them paid by the CONSUMERS POWER COMPANY, a Maine corporation authorized to do business in Michigan, at 212 W. Michigan Ave., Jackson, Michigan, second party, receipt of which is hereby acknowledged, convey and warrant to the second party, its successors and assigns, forever, the easement and right to erect, lay and maintain lines consisting of ~~poles~~ 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 the following described parcel of land, including all public highways upon or adjacent to said parcel of land, which parcel is situate in the Township of Paradise County of Grand Traverse and State of Michigan, to-wit:

The Southeast 1/4 of the Southwest 1/4 of Section 22, Township 35 North, Range 10 West.

530-D114-9

The route to be taken by said lines of ~~poles~~ poles, wires, cables and conduits across, over and under said land being more specifically described as follows:

Along or adjoining as near as practicable a line, which said line is described as beginning on the South line of Section 22, T35N, R10W, at a point not more than 120 ft. West of the North and South 1/4 line of said Section, running thence Northerly along and not more than 120 ft. distant West of the North and South 1/4 line of said Section 22, to a point not more than 100 ft. North of the South line of said Section, running thence Northerly to a point not more than 120 ft. East of the North and South 1/4 line of said Section 22, at a point not more than 100 ft. North of the West and West 1/4 line of said Section.

With full right and authority to the second party, its successors, licensees, lessees or assigns, and its and their agents and employees, to enter at all times upon said premises for the purpose of constructing, repairing, removing, replacing, patrolling, improving, enlarging and maintaining such cables, conduits and ~~poles~~ 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 to trim, remove, destroy or otherwise control any trees and brush which may, in the opinion of said second party, interfere or threaten to interfere with or be hazardous to the construction, operation and maintenance of said lines. It is expressly understood that no buildings or other structures will be placed under such wires and/or over such cables without the written consent of said second party. It is expressly understood that non-use or a limited use of this easement by second party shall not prevent second party from later making use of the easement to the full extent herein authorized.

Second party to pay first party for any damage to crops in erecting and maintaining said line of poles and wires.

WITNESS the hand and seal of the part 1958 of the first part, this 20th day of January, 1966.

Signed, Sealed and Delivered in Presence of

James F. Miller
Donald A. Sny

Kenneth W. Middaugh (L.S.)
Mabel E. Middaugh (L.S.)

STATE OF MICHIGAN ) On this 20th day of January 1966
) ss. before me, a Notary Public of Saginaw County, Michigan, acting in Grand Traverse County, personally appeared

Kenneth W. Middaugh and Mabel E. Middaugh
to me known to be the same person .S. named in and who executed the foregoing instrument, and severally acknowledged the execution of the same to be their free act and deed.
Donald A. Sny
Notary Public, Saginaw Co., Mich.
My commission expires May 12, 1968



| File Ref.   | Date of Inst             | Grantor  | Grantee                 | Sect. | Town/Range | Township/Plat/City/Village | LiberPg                |
|-------------|--------------------------|--|-------------------------|-------|------------|----------------------------|------------------------|
| 531-D114-10 | 01/20/1965               | L. Weber, his wife   | Consumers Power Company | 22    | T25N/R10W  | Township: Paradise         | L269/P600              |
|             | 05/05/1965               | Harry L. Adams<br>and Pauline A. Adams, his wife<br>Harry L. Adams<br>and Pauline A. Adams, his wife             |                         |       |            |                            | L270/P480              |
| 532-D114-11 | 01/20/1965<br>05/05/1965 | Don F. Dean and wife, Cordie<br>Don F. Dean and wife, Cordie   | Consumers Power Company | 22    | T25N/R10W  | Township: Paradise         | L269/P601<br>L270/P481 |
| 530-D114-9  | 01/20/1965               | Kenneth W. Middaugh<br>and Mabel E. Middaugh,<br>his wife  | Consumers Power Company | 22    | T25N/R10W  | Township: Paradise         | L269/P599              |
| 529-D114-7  | 02/15/1965<br>05/12/1965 | William H. Keller<br>and Elvena M. Keller,<br>his wife<br>William H. Keller<br>and Elvena M. Keller,<br>his wife | Consumers Power Company | 27    | T25N/R10W  | Township: Paradise         | L269/P598<br>L270/P479 |
| 525-D114-4  | 01/20/1965               | Anthony Rodes and Pauline<br>Rodes, his wife   | Consumers Power Company | 34    | T25N/R10W  | Township: Paradise         | L269/P594              |
| 526-D114-5  | 04/07/1965               | Kenneth Middaugh<br>and Mabel Middaugh,<br>his wife  | Consumers Power Company | 34    | T25N/R10W  | Township: Paradise         | L269/P595              |
| 527-D114-6  | 04/07/1965               | Edith L. Curtiss   | Consumers Power Company | 34    | T25N/R10W  | Township: Paradise         | L269/P596              |

**A00001734**