



Real Estate and Claims Division

**Project No: UGT0133690
CU-717**

Date: October 4, 2013
To: Ashley Dupree (Senior Engineer)
From: Fernando Guevara
Real Estate Group

Subject: Proposed Private Road and Underground Utility Easement

METC received a request from Robert M. Boeve for a permanent easement. Mr. Boeve intends to construct a 33' wide private road easement and underground utilities. The dimensions of the easement are 33' in width by 330' in length. The nearest existing electrical towers are located approximately 275' North of the proposed north easement line and approximately 550' South of the proposed South easement line. Furthermore, pursuant to the Amended and Restated Easement Agreement, METC/ITC needs to submit a response letter by **October 19, 2013**

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

Attachments

ROBERT M. BOEVE

1717 Hoch Road, Traverse City, Michigan 49696

231-929-4750

September 26, 2013

Michigan Electric Transmission Company
ITC Holdings Company
Attention: Fernando Guevera
27175 Energy Way
Novi, MI 48377

SUBJECT: GRAND TRAVERSE MI 11546, Private Road and Underground Utility Easement

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")

Robert and Sally Boeve have acquired or are seeking to acquire an easement from Consumers on certain land in which METC has an interest under the Agreement. The location of said land is set forth on "Annex A" attached to this letter.

Pursuant to Section 7.1 of the Agreement, we hereby notify METC that we intend to construct a **33' Wide Private Road and Underground Utilities** on said land. A further description of the intended use is also set forth on Annex A to this letter.

Under said Section 7.1 of the Agreement, METC must within 30 days of this notice notify us, 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.

This letter is being sent to you in triplicate. 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. As called for in Section 7.1 of the Agreement, please also send one signed copy of this letter to Consumers, at:

Mr. Fernando Guevara
METC – ITC Holdings Company
September 26, 2013
Page Two

Consumers Energy Company
One Energy Plaza, EP7-457
Jackson, Michigan 49201
Attention: Sandy Wigent

2

and the last copy may be retained by METC for its records.

Very truly yours,



Robert M. Boeve

APPROVED:

MICHIGAN ELECTRIC TRANSMISSION COMPANY, LLC

By: _____

Date: _____



DEPARTMENT	REVIEWED	DATE
Asset Management		
Engineering		
Real Estate		
Legal		
Planning		

ANNEX A

County: Grand Traverse
MI 11546

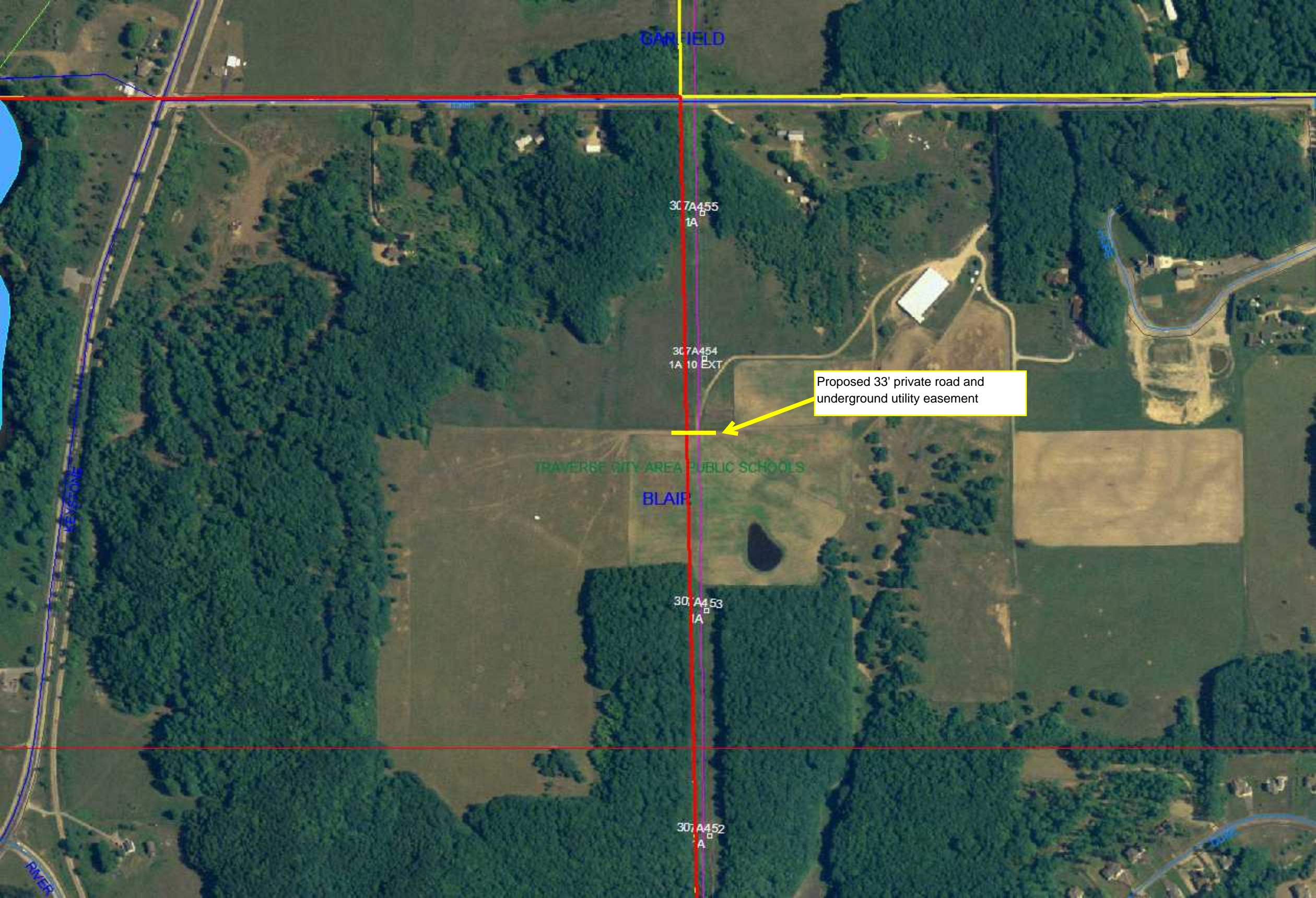
LAND TO BE IMPACTED: No survey available, see description below

DESCRIPTION OF EASEMENT: The North 33' of the East 165' of the SE 1/4 of the NE 1/4 of Section 3, T26N, R11W, Blair Township, Grand Traverse County, Michigan and ALSO the North 33' of the West 165' of the SW 1/4 of the NW 1/4 of Section 2, T26N, R11W, Blair Township, Grand Traverse County, Michigan.

PROPOSED USE:

Dimensions of the Easement are 33' in width by 330' in length. Township requirements are that the pavement be 24' in width.

Nearest existing electrical towers are located approximately 275' North of the proposed north easement line and approximately 550' South of the proposed south easement line.



GARFIELD

307A455
1A

307A454
1A 10 EXT

Proposed 33' private road and
underground utility easement

TRAVERSE CITY AREA PUBLIC SCHOOLS

BLAIR

307A453
1A

307A452
A

KEYSTONE

RIVER

Grand Traverse County
Blair Township
T26N , R11W
Sections 3,2
Line: Ludington - Keystone
Line: 307A

Section 3

Section 2



described as follows: To find the place of beginning of this description commence at the Southwest corner of said section; run thence S 88° 53' 03" E along the South line of said section 1987.67 feet to the East line of the W 1/2 of the E 1/2 of the SW 1/4 of said section; thence N 01° 04' 47" E along said East line of the W 1/2 of the E 1/2 of the SW 1/4 of said section 137.19 feet; thence N 50° 13' 10" E, 875.43 feet to the North and South 1/4 line of said section and the place of beginning of this description; thence continuing N 50° 13' 10" E, 954.32 feet to the South 1/8 line of said section; thence N 89° 42' 28" W along said South 1/8 line of said section 512.63 feet; thence S 50° 13' 10" W, 276.96 feet to the North and South 1/4 line of said section; thence S 01° 02' 32" W along said North and South 1/4 line of said section 436.08 feet to the place of beginning.

248-D307-5 A strip of land 330 feet in width across the N 1/2 of the SE 1/4 of Section 32, T25N, R12W, described as follows: To find the place of beginning of this description, commence at the Southwest corner of said section; run thence S 88° 53' 03" E along the South line of said section 1987.67 feet to the East line of the W 1/2 of the E 1/2 of the SW 1/4 of said section; thence N 01° 04' 47" E along said East line of the W 1/2 of the E 1/2 of the SW 1/4 of said section 137.19 feet; thence N 50° 13' 10" E, 1829.75 feet to the South 1/8 line of said section and the place of beginning of this description; thence continuing N 50° 13' 10" E, 2039.78 feet to a point on the East and West 1/4 line of said section, which said point is 377.15 feet distant W'y of the E 1/4 post of said section as measured along said East and West 1/4 line of said section; thence N 89° 25' 04" W along said East and West 1/4 line of said section 509.56 feet; thence S 50° 13' 10" W, 2043.77 feet to the South 1/8 line of said section; thence S 89° 42' 28" E along said South 1/8 line of said section 512.63 feet to the place of beginning.

249-D307-2 A strip of land 330 feet in width across the SE 1/4 of the NE 1/4 of Section 32, T25N, R12W, described as follows: To find the place of beginning of this description commence at the E 1/4 post of said section; run thence N 89° 25' 04" W along the East and West 1/4 line of said section 377.15 feet to the place of beginning of this description; thence continuing N 89° 25' 04" W along the said East and West 1/4 line of said section 509.56 feet; thence N 50° 13' 10" E, 1172.62 feet to the East line of said section; thence S 01° 05' 37" W along the said East line of said section 436.43 feet to a point which is 323.02 feet distant N'y from the E 1/4 post of said section as measured along the said East line of said section; thence S 50° 13' 10" W, 498.76 feet to the place of beginning.

250-D307-3 A strip of land 330 feet wide across the W 1/2 of the NW 1/4 of Section 33, T25N, R12W, described as follows: To find the place of beginning of this description, commence at the West 1/4 post of said section; run thence N 01° 05' 37" E, along the West line of said section 323.02 feet to the place of beginning of this description; thence continuing N 01° 05' 37" E, along said West line of said section 436.43 feet; thence N 50° 13' 10" E, 1746.79 feet to the West 1/8 line of said section; thence S 01° 09' 18" W, along said West 1/8 line of said section 436.83 feet; thence S 50° 13' 10" W, 1746.18 feet to the place of beginning.

251-D307-2 A triangular parcel of land in the Northwest corner of the NW 1/4 of the NE 1/4 of Section 33, T25N, R12W, described as follows: Commence at the North 1/4 post of said section as the place of beginning of this description; running thence S 01° 12' 57" W along the North and South 1/4 line of said section, 52.95 feet; thence N 50° 13' 10" E, 82.4 feet to the North line of said section; thence N 89° 47' 53" W along the North line of said section, 62.2 feet to the place of beginning.

307-D307-3 A strip of land 165 feet in width across part of the SW 1/4 of the SW 1/4 of Section 2, T26N, R11W, described as follows: To find the place of beginning of this description commence at the W 1/4 post of said section; run thence S 00° 27' 31" E along the West line of said section 1310.31 feet to the South 1/8 line of said section and the place of beginning of this description; thence continuing S 00° 27' 31" E along the West line of said section 464.56 feet to a point which is 845.75 feet distant N'y from the Southwest corner of said section as measured along the West line of said section; thence N 53° 06' 29" E, 205.09 feet; thence N 00° 27' 31" W, 341.62 feet; thence S 89° 55' 57" W along the South 1/8 line of said section 165 feet to the place of beginning.

308-D307-2 The West 165 feet of the NW 1/4 of the SW 1/4 of Section 2, T26N, R11W.

304-D307-14 Parcel 1: A parcel of land in the SE 1/4 of Section 3, T26N, R11W, described as follows: To find the place of beginning of this description commence at the S 1/4 post of said section; run thence S 89° 09' 50" E along the South line of said section 1539.09 feet; thence N 53° 06' 45" E, 336.36 feet to the NE'y line of the Pennsylvania Railroad right of way and the place of beginning of this description; thence continuing N 53° 06' 45" E, 1045.57 feet to the East line of said section; thence N 00° 27' 31" W along said East line of said section 464.56 feet to a point which is 1310.31 feet distant S'y of the E 1/4 post of said section as measured along the East line of said section; thence N 89° 08' 14" W, 165.04 feet; thence S 00° 27' 31" E, 180 feet; thence S 53° 06' 45" W, 1130.06 feet; thence S 28° 38' 45" W, 89.3 feet to the NE'y line of the Pennsylvania Railroad right of way; thence S 60° 21' 34" E along the said NE'y line of said Pennsylvania Railroad right of way 319.6 feet to the place of beginning, subject to the right of way for River Road across the SW'y part thereof.

Parcel 2: A parcel of land in the NE 1/4 of Section 10, T26N, R11W, and in the SE 1/4 of Section 3, T26N, R11W, described as follows: To find the place of beginning of this description commence at the S 1/4 post of said Section 3; run thence S 89° 09' 50" E along the South line of said section 999.77 feet to the place of beginning of this description; thence continuing S 89° 09' 50" E along said South line of said section 325.86 feet; thence N 00° 32' 10" W, 247.55 feet; thence N 53° 06' 45" E, 106.10 feet to the SW'y line of the Pennsylvania Railroad right of way; thence S 60° 21' 34" E along said SW'y line of said railroad right of way 359.92 feet; thence S 53° 06' 45" W, 227.34 feet to the South line of said Section 3; thence continuing S 53° 06' 45" W, 1907.62 feet to the North and South 1/4 line of said Section 10; thence N 00° 32' 48" W along said North and South 1/4 line of said section 409.15 feet; thence N 53° 06' 45" E, 1239.15 feet to the place of beginning.

A00000386

Parcel 3: A strip of land 330 feet wide across the NW 1/4 of Section 10, T26N, R11W, described as follows: To find the place of beginning of this description, commence at the N 1/4 post of said section; run thence S 00° 38' 51" E along the North and South 1/4 line of said section 758.42 feet; thence S 53° 06' 45" W, 922.89 feet to the North 1/8 line of said section and the place of beginning of this description; thence continuing S 53° 06' 45" W, 725.63 feet to the West 1/8 line of said section; thence S 00° 40' 08" E along said West 1/8 line of said section 409.04 feet; thence N 53° 06' 45" E, 1401.81 feet to the North 1/8 line of said section; thence N 89° 40' 19" W along said North 1/8 line of said section 545.62 feet to the place of beginning.

305-D307-15 A triangular parcel of land in the Southeast corner of the Southwest 1/4 of the Southeast 1/4 of Section 3, T26N, R11W, described as follows: To find the place of beginning of this description commence at the South 1/4 post of said section; run thence South 89°09'50" East, along the South line of said section 999.77 feet to the place of beginning of this description; thence continuing South 89°09'50" East, along said South line of said section 325.86 feet to the East 1/8 line of said section; thence North 00°32'10" West, along said East 1/8 line of said section 247.55 feet; thence South 53°06'45" West, 404.58 feet to the place of beginning.

311-D307-4 The West 165 feet of the NW 1/4 of Section 2, T26N, R11W, and the East 165 feet of the SE 1/4 of the NE 1/4 of Section 3, T26N, R11W.

306-D307-11 A parcel of land in the SE 1/4 of Section 3, T26N, R11W, described as follows: To find the place of beginning of this description commence at the S 1/4 post of said section; run thence S 89° 09' 50" E along the South line of said section 1325.63 feet; thence N 00° 32' 10" W, 247.55 feet; thence N 53° 06' 45" E, 240.52 feet to a point in the center line of River Road, which said point is also the place of beginning of this description; thence continuing N 53° 06' 45" E, 71.94 feet; thence S 28° 38' 45" W, 65.77 feet; thence N 60° 47' 15" W, 29.8 feet to the place of beginning.

309-D307-12 The East 165 feet of the NE 1/4 of the NE 1/4 of Section 3, T26N, R11W, excepting the North 466 feet thereof.

310-D307-13 The East 165 feet of the North 466 feet of the NE 1/4 of Section 3, T26N, R11W. Also, the right to cut, trim, remove, destroy or otherwise control all trees in excess of 40 feet in height standing on the W 50 feet of the E 215 feet of the N 466 feet of the NE 1/4 of Section 3, T26N, R11W, and also the right to re-enter upon said land, from time to time, to keep said land clear of trees in excess of 40 feet in height.

301.1-D307-12 A parcel of land in the SE 1/4 of Section 9, T26N, R11W, being more particularly described as follows: Commencing at South 1/4 corner of said section, thence S 88° 57' 50" E along South section line 1309.41 feet to point of beginning, S 88° 57' 50" E along South section line 374.40 feet, N 29° 16' 20" E 1924.41 feet to East line of section, N 00° 07' 10" E along East section line 678.69 feet, South 29° 16' 20" W 2694.67 feet to point of beginning.

302-D307-7 A parcel of land in the SW 1/4 of Section 10, T26N, R11W, described as follows: Commence at the W 1/4 post of said section; run thence S 89° 48' 53" E, along the East and West 1/4 line of said section 697.69 feet; thence S 53° 06' 45" W, 364.49 feet; thence S 28° 24' 10" W, 829.8 feet to the West line of said section; thence N 00° 41' 25" W, along said West line of said section 951.01 feet to the place of beginning.

303-D307-6 Parcel 1: A strip of land 330 feet wide in the NW 1/4 of Section 10, T26N, R11W, described as follows: To find the place of beginning of this description commence at the W 1/4 post of said section; run thence S 89° 48' 53" E along the East and West 1/4 line of said section 150.27 feet to the place of beginning of this description; thence continuing S 89° 48' 53" E along said East and West 1/4 line of said section 547.42 feet; thence N 53° 06' 45" E, 782.94 feet to a point on the West 1/8 line of said section which said point is 472.03 feet distant North from the East and West 1/4 line of said section as measured along said West 1/8 line of said section; thence N 00° 40' 08" W along said West 1/8 line of said section 409.04 feet; thence S 53° 06' 45" W, 1461.4 feet to the place of beginning.

Parcel 2: A strip of land 330 feet wide in the NW 1/4 of Section 10, T26N, R11W, described as follows: To find the place of beginning of this description commence at the N 1/4 post of said section; run thence S 00° 38' 51" E along the North and South 1/4 line of said section 758.42 feet to the place of beginning of this description; thence continuing S 00° 38' 51" E along said North and South 1/4 line of said section 409.15 feet; thence S 53° 06' 45" W, 246.5 feet to the North 1/8 line of said section; thence N 89° 40' 19" W along said North 1/8 line of said section 545.62 feet; thence N 53° 06' 45" E, 922.89 feet to the place of beginning.

296-D307 A strip of land in the North 1/2 of the Southwest 1/4 of Section 16, T26N, R11W, being more particularly described as follows: Commencing at the West 1/4 post of said Section 16; run thence South 330.04 feet along the West line of said section to the point of beginning of this description; thence South 89° 19' 10" East parallel with the East and West 1/4 line of said section 2325.29 feet; thence North 29° 16' 20" East 375.83 to the East and West 1/4 line of said section; thence South 89°19'10" East along said 1/4 line to the center of said section; thence South 00°19'50" West along the North and South 1/4 line of said section 413.75 feet; thence South 29°16'20" West 280.45 feet; thence North 89°19'10" West parallel with the East and West 1/4 line of said section 2516.04 feet to the West line of said section; thence North 00°13'30" West along the West line of said section 330.04 feet to the point of beginning.

297-D307-13 A triangular parcel of land in the SE 1/4 of the SE 1/4 of the NW 1/4 of Section 16, T26N, R11W,

A00000387