



2009R-23491
STATE OF MICHIGAN
GRAND TRAVERSE COUNTY
RECORDED

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PEGGY HAINES REGISTER OF DEEDS

EASEMENT FOR ELECTRIC FACILITIES

007

314.poles-2007

01-002-001-00

File # 4585

H.Y.C. Inc., a Michigan corporation
3420 Sugarhill Avenue, Jensen Beach, Florida, 34957

Grantor, for good and valuable consideration paid to Grantor by CONSUMERS ENERGY COMPANY, a Michigan corporation, One Energy Plaza, Jackson, Michigan 49201-2276, Grantee, receipt of which is hereby acknowledged, Conveys and Warrants to Grantee, its successors and assigns, Forever, the easement and right to enter upon the land hereinafter described and to construct, operate, maintain, repair, inspect, replace, improve, enlarge and remove electric transmission and distribution facilities consisting of pole structures, poles, or any combination of same, wires, cables, conduits, crossarms, braces, guys, anchors and transformers and other fixtures and appurtenances and electric control circuits and devices in, over and across said land, including all public highways upon or adjacent to said land, which land is in the Township of Acme, County of Grand Traverse and State of Michigan, and described as:

The West 119 feet of the Southwest 1/4 of the Northeast 1/4 of Section 6, Township 27 North, Range 9 West; and

The West 119 feet of Southeast 1/4 of Section 6, Township 27 North, Range 9 West.

The electric facilities are to be located in, over and across said land on a center line described as:

In a Northerly and Southerly direction not more than 39 feet nor less than 34 feet East of the North and South 1/4 line of Section 6, Township 27 North, Range 9 West.

Also conveying the right to cut trim, remove, destroy, or otherwise control, without compensation to Grantor: (1) all trees and brush now or hereafter standing or growing on the land described above within 40 feet on each side of said centerline, and (2) all trees in excess of 35 feet in height on said land within 80 feet on each side of said centerline. The complete exercise of the rights herein granted to cut, trim, remove, destroy or otherwise control trees and brush may be gradual and not fully completed for some time in the future, and Grantee may enter upon said land, from time to time and at no additional cost to Grantee, to cut, trim, remove, destroy or otherwise control trees and brush as aforesaid.

Grantor agrees that, for the protection of said facilities, no buildings or other structures will be placed within 20 feet on each side of said centerline.

Nonuse or a limited use of this easement by Grantee shall not prevent Grantee from later making use of the easement to the full extent herein conveyed.

This easement is exempt from real estate transfer tax pursuant to MCLA 207.505(f) and from State real estate transfer tax pursuant to the provisions of MCLA 207.526(f).

IN WITNESS WHEREOF, Grantor has executed this instrument or has caused this instrument to be executed by its duly authorized officer this 3rd day of November, 2009.

MI 0000000 2283

H.Y.C. INC., A MICHIGAN CORPORATION

H T Rice

HOWARD T RICE

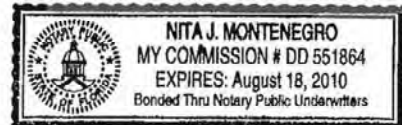
Secretary

STATE OF MICHIGAN
COUNTY OF JACKSON

The foregoing instrument was acknowledged before me in Jackson County, Michigan, on November 3, 2009, by Howard T. Rice, of H.Y.C. Inc., a Michigan corporation on behalf of the corporation,

Nita J Montenegro
Notary Public
Jackson County, Michigan
Acting in Jackson County
My Commission expires: Aug 18, 2010

Prepared By: Tracy VanWoert 1-7-2008
Consumers Energy Company
One Energy Plaza
Jackson, Michigan 49201-2276



Return to: Consumers Energy Company
Business Services – Real Estate
Attn: NPFisher, EP7- 439
One Energy Plaza
Jackson, MI 49201-2276

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