



2008-07705  
 STATE OF MICHIGAN  
 GRAND TRAVERSE COUNTY  
 RECORDED  
 04/23/2008 02:07:37PM  
 PAGE 1 OF 2 TXID 75848  
 PEGGY HAINES  
 REGISTER OF DEEDS

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EASEMENT FOR ELECTRIC FACILITIES

314.poles-2007

01-002-001-20

File # 4585

Orchard Hill Farms, a Michigan co-partnership

6620 East M72, Williamsburg, Michigan 49690

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:

R 000 000 35582

The West 119 feet of the Northwest 1/4 of the Northeast 1/4 of Section 6, Township 27 North, Range 9 West excepting therefrom the West 408.86 feet of the North 503.82 feet thereof and further excepting therefrom a parcel of land described as: Commencing at the North 1/4 corner of Section 6; thence North 89° 26' 41" East 408.86 feet along the North Section line; thence South 00° 14' 23" East 52.99 feet to the Southerly right of way line of State Highway M-72 and the point of beginning of this exception; thence North 89° 41' 17" East 166.51 feet along said right of way line; thence South 00° 18' 43" East 15.00 feet; thence North 89° 41' 17" East 58.47 feet; thence South 00° 14' 23" East 659.87 feet; thence South 89° 26' 41" West 633.86 feet; thence North 00° 14' 23" West 225.00 feet along the North and South 1/4 line; thence North 89° 26' 41" East 408.86 feet; thence North 00° 14' 23" West 450.83 feet to the point of beginning.

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

Beginning at a point not more than 630 feet nor less than 610 feet South of the North line of Section 6 at a point not more than 520 feet nor less than 510 feet West of the North and South 1/4 line of Section 6; thence East along a line not more than 630 feet nor less than 610 feet South of the North line of Section 6 to a point not more than 120 feet nor less than 40 feet West of the North and South 1/4 line of Section 6; thence Southeasterly to a point not more than 820 feet nor less than 760 feet South of the North line of Section 6 at a point not more than 39 feet nor less than 34 feet East of the North and South 1/4 line of Section 6.

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 15 day of January, 2008 JAF

ORCHARD HILL FARMS DMH JLF

Dennis M. Hoxsie  
Dennis M Hoxsie Partner of Orchard Hill Farms

Judith L. Hoxsie  
Judith L Hoxsie Partner of Orchard Hill Farms

JAF DMH JLF

The foregoing instrument was acknowledged before me in GRAND TRAVENSE County, Michigan, on JANUARY 15, 2008, by DENNIS M. HOXSIE JUDITH L. HOXSIE of Orchard Hill Farms, a Michigan co-partnership. PARTNER PARTNER

J.C.F.  
JAMES A. FORTINO Notary Public  
MELOSTA County, Michigan  
Acting in GRAND TRAVENSE County  
My Commission expires: 3/30/2011

Prepared By: Tracy VanWoert 10-9-2007  
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