



2009R-10708
 STATE OF MICHIGAN
 GRAND TRAVERSE COUNTY
 RECORDED
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 PAGE 1 OF 2 TXID 91939
 PEGGY HAINES
 REGISTER OF DEEDS

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EASEMENT FOR ELECTRIC FACILITIES

314.poles-2007

01-002-029-00

File # 4585

Thomas A. Shield and Candace D. Shield, husband and wife

6424 M-72, 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:

The South 147 feet of the following described parcel of land in the Northeast 1/4 of the Northwest 1/4 of Section 6, Township 27 North, Range 9 West described as: Commencing at the North 1/4 corner of Section 6; thence West 425.6 feet to the point of beginning of this description; thence East 98.9 feet; thence South 328 feet; thence East 100 feet; thence Southeasterly at right angles with railroad right of way; thence Southwesterly along said right of way to a point which is due South of the point of beginning; thence North to the point of beginning, excepting therefrom existing highway right of way.

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 200 feet nor less than 180 feet North of the South line of Section 31, Township 28 North, Range 9 West at a point not more than 660 feet West of the North and South 1/4 line of Section 31; thence Southeasterly to a point not more than 126 feet nor less than 76 feet South of the North line of Section 6, Township 27 North, Range 9 West at a point not more than 485 feet nor less than 455 feet West of the North and South 1/4 line of Section 6; thence South along a line not more than 485 feet nor less than 455 feet West of the North and South 1/4 line of Section 6 to a point not more than 594 feet nor less than 564 feet South of the North line of Section 6; thence East along a line not more than 594 feet nor less than 564 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.

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.

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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 23rd day of April, 2009.

Thomas A. Shield
Thomas A. Shield

Candace D. Shield
Candace D. Shield

The foregoing instrument was acknowledged before me in Grand Traverse County, Michigan, on April 23rd, 2009, by Thomas A. Shield and Candace D. Shield, husband and wife.

Jan M. Tuller
Jan M. Tuller Notary Public
Grand Traverse County, Michigan
Acting in Grand Traverse County
My Commission expires: 6-20-2011

Prepared By: Tracy VanWoert 7-8-2008
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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