

13

TITLE DATA

MICHIGAN STATE

Isabella COUNTY

Coe TOWNSHIP

CONSUMERS ENERGY CO.

Steven P Gill and wife

NAME OF GRANTOR

MUNICIPALITY

SECTION 6

TOWN 13N

RANGE 3W

TRACT 878-D6-18

Easement

15-6-99

12-10-00

1974

1917

KIND OF INSTRUMENT DATE OF INST. DATE OF RECORD LIBER PAGE

PLAT OR AREA

MAP

ALMA-SUMMERTON LINE
01213

LIBER 974 PAGE 917

Rec 40

(line segment 6af)

200000001243
Filed for Record in
ISABELLA COUNTY, MI
SHARON A BROWN
On 02-10-2000 At 11:58:24 am.
EASEMENT 11.00
Liber 974 Page 917 - 918

TRACT # 878-D6-18

LIBER 974 PAGE 918

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 205.526(f).

Where applicable, pronouns and relative words used herein shall be read as plural, feminine or neuter.

IN WITNESS WHEREOF, Grantor has executed this instrument or has caused this instrument to be executed by its duly authorized officer this 6th day of MAY, 1999.

WITNESSES:

Elizabeth Gill

Steven P. Gill

Christopher Gill

Andrea L. Gill

Form 314

EASEMENT FOR ELECTRIC LINE

3-006-10-001-04

File #4143

Steven P. Gill and Andrea L. Gill, husband and wife
6380 East Millbrook Road, Shepherd, MI 48883

Grantor, for good and valuable consideration to him paid by CONSUMERS ENERGY COMPANY, a Michigan corporation, 212 West Michigan Avenue, Jackson, Michigan, 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 one line of towers, pole structures, poles, or any combination of same, with 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 Coe, County of Isabella and State of Michigan, and described as:

The Westerly 90 feet of the following described parcel of land in the Northwest 1/4 of Section 6, Township 13 North, Range 3 West; Commencing at the North 1/4 corner of said section; run thence West 901.5 feet; run thence South 00°03'41" East 180.00 feet; run thence East 65.00 feet; run thence South 00°03'41" East 116.91 feet to the Northerly right of way line of the Tuscola and Saginaw Bay Railway; run thence North 52°40'00" West 355.30 feet; run thence along a curve to the left, having a radius of 1870 feet whose chord bears North 55°27'00" West 143.59 feet to the North line of said section; run thence East 335.46 feet to the place of beginning.

Said line of towers, pole structures or poles is to be located in, over and across said land on a center line described as:

Beginning in the center line of Consumers Energy Company's existing electric transmission line at a point not more than 5 feet Southwesterly of the Southwesterly line of the Tuscola and Saginaw Bay Railway right of way line at a point not more than 700 feet nor less than 600 feet North of the South line of Section 5, Township 13 North, Range 3 West; run thence Northwesterly along and not more than 5 feet Southwesterly of the Southwesterly right of way line of said railway to a point not more than 450 feet nor less than 300 feet North of the East and West 1/4 line of Section 6 of said township; run thence Northwesterly to a point not more than 200 feet nor less than 100 feet East of the North and South 1/4 line of said Section 6 at a point not more than 1250 feet nor less than 1050 feet South of the North line of said Section 6; run thence Northwesterly to the center line of Consumers Energy Company's existing electric transmission line at a point not more than 1685 feet nor less than 1485 feet East of the West line of said Section 6 at a point not more than 200 feet nor less than 150 feet South of the North line of said Section 6; run thence Northwesterly to a point not more than 1430 feet nor less than 1330 feet East of the West line of said Section 6 at a point not more than 55 feet nor less than 35 feet North of the North line of said Section 6.

Also conveying the right to cut, trim, remove, destroy or otherwise control (1) all trees and brush now or hereafter standing or growing on the land of Grantor described in this easement within 45 feet on each side of the center line of said line of towers, pole structures or poles, and (2) all trees in excess of 40 feet in height on the land of Grantor described in this easement within 90 feet on each side of the center line of said line of towers, pole structures or poles. 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 36 feet on each side of the center line of said line of towers, pole structures or poles. Grantee shall pay for all damage to crops arising out of the construction, operation and maintenance of said facilities.

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.

(INDIVIDUAL ACKNOWLEDGEMENT)

STATE OF MICHIGAN)
COUNTY OF Isabella) SS.

The foregoing instrument was acknowledged before me this 6th day of May 1999, by Steven P. Gill and Andrea L. Gill, husband and wife

William C. Carlson Notary Public
Kent County, Michigan
Acting in Isabella County, Michigan
My Commission Expires September 12, 2001

(CORPORATE ACKNOWLEDGEMENT)

STATE OF MICHIGAN)
COUNTY OF) SS.

The foregoing instrument was acknowledged before me this ___ day of 19___, by ___ of ___ corporation, on behalf of the corporation.

Notary Public
County, Michigan
Acting in County, Michigan
My Commission Expires

Return to: Consumers Energy Company
Real Estate and Right of Way Dept.
Attn: Nancy P. Fisher, P21-410B
1945 West Parnell Road
Jackson, Michigan 49201

Prepared By: Cynthia K Jones 4/26/99
Consumers Energy Company
1945 West Parnell Road
Jackson, Michigan 49201

20000001243
CONSUMERS ENERGY COMPANY
ATTN: NANCY P. FISHER
1945 WEST PARNELL RD
JACKSON MI 49201