

TITLE DATA

Dept. of Natural Resources for the State of Michigan

TRACT 29.1-D308-1

Deed NAME OF GRANTOR 3-27-73 6-22-73 135 150-154  
 KIND OF INSTRUMENT DATE OF INST. DATE OF RECORD LIBER PAGE

ACCOUNT NO.

MAP 12-14 + 15 + 15-107

265-1

KEYSTONE-LIVINGSTON  
 Formerly Boardman-Livingston

No. 102138

172-211  
 189-535-8

DEED under Act 193, Public Acts of 1911

THIS INDENTURE, Made this Twenty-seventh day of March, in the year of our Lord, 1973

BY AND BETWEEN, The DEPARTMENT OF NATURAL RESOURCES for the STATE OF MICHIGAN, by virtue of the authority of Act 17 of Public Acts 1921, as amended, Act 380 of Public Acts 1965, as amended, and Act 193 of Public Acts 1911, as amended, party of the first part, and Consumers Power Company, a Michigan corporation, 212 West Michigan Avenue, Jackson, Michigan 49201, party of the second part.

WITNESSETH, That

WHEREAS, Consumers Power Company, a Michigan corporation, the said party of the second part has purchased from the State of Michigan land situate in the County of Kalkaska, State of Michigan, hereinafter more particularly described.

AND WHEREAS, said lands having been made exchangeable for other lands under and by virtue of the provisions of Act 193, Public Acts of 1911, and the DEPARTMENT OF NATURAL RESOURCES for the State of Michigan having by resolution, dated the Fourteenth day of July, 1972 authorized the sale of said lands to said second party in consideration of the said second party deeding to the State of Michigan certain other lands of approximately equal value, as provided for in said Act 193, Public Acts of 1911.

NOW, THEREFORE, THIS INDENTURE WITNESSETH, That the said DEPARTMENT OF NATURAL RESOURCES for the State of Michigan, Party of the first part, as aforesaid, acting for and in behalf of the State under and by virtue of the authority vested in it by Act 193, Public Acts of 1911, in consideration of the premises and of the deeding to the State of Michigan by said second party of such certain other lands of approximately equal value, the receipt of the conveyance for the said lands, being hereby acknowledged, does by these presents, grant, convey, release and quit-claim unto the said Consumers Power Company, a Michigan corporation, party of the second part, and to its successors, and assigns forever, all the right, title and interest acquired by the State in and to premises described as:

Township 27 North, Range 8 West, Township of Kalkaska  
 Section 2 Part of S½, Beginning at SW corner said section, thence North 0°53'49" East along West line of section 330.00 feet, South 88°30'49" East 2,648.82 feet to North-South 1/4 line, North 89°49'13" East 1,146.18 feet, North 64°25'04" East 1,662.24 feet to East section line, South 0°36'45" West along section line 367.77 feet, South 64°25'04" West 1,574.28 feet to South section line, South 89°49'13" West along section line 1,224.61 feet to South 1/4 post, North 88°30'49" West along section line 2,650.96 feet to point of beginning, (Parcel 37)\*  
 Section 4 South 330 feet of SW¼, (Parcel 34)\*  
 Section 5 Part of SE½, Beginning at SE corner said section, thence North 89°03'00" West along South section line 711.33 feet, North 59°57'27" East 640.87 feet, South 89°03'00" East 161.80 feet to East section line, South 00°55'24" West along section line 330.02 feet to point of beginning, (Parcel 34)\*  
 Section 7 Part of SW¼, Beginning at SW corner said section, thence North 63°29'58" East 2,774.24 feet to North-South 1/4 line, South 0°39'14" West along 1/4 line 370.91 feet, South 63°29'58" West 1,939.69 feet to South section line, South 89°52'51" West along section line 742.67 feet to point of beginning, and Part of SE¼, Commencing at SW corner said section, thence North 63°29'58" East 2,774.24 feet to North-South 1/4 line and point of beginning, North 63°29'58" East 2,959.92 feet to East section line, South 0°47'37" West along section line 371.37 feet, South 63°29'58" West 2,958.90 feet to North-South 1/4 line, North 0°39'14" East along 1/4 line 370.91 feet to point of beginning, (Parcel 34)\*

18  
 See next pg for balance of desc.

MAPPED AND CHECKED

SEE NOTE #1 FOR REL OF R/W FOR PIPELINE  
 SEE NOTE #2 FOR LICENSE FOR PIPELINE PURPOSES.  
 SEE NOTE #3 FOR RELEASE OF RIGHT OF WAY FOR PIPELINE

MICHIGAN Kalkaska Kalkaska, Rapid River  
 STATE COUNTY TOWNSHIP  
 MUNICIPALITY SECTION TOWN RANGE  
 335.85  
 PLAT OR AREA

BALANCE	TRANSFERS	AMOUNT	ITEMS OF COST	JOURNAL ENTRY	DATE
SEE NOTE #4 FOR RIGHT OF WAY FOR PIPELINE					
SEE NOTE #5 FOR RIGHT OF WAY FOR PIPELINE					
SEE NOTE #6 FOR RIGHT OF WAY FOR GAS LIFT PIPELINE & FOR FLOW PIPELINE					
SEE NOTE #7 FOR PIPELINE ESMT TO Amoco Production Co.					
		29.1-D308-1 Section 2, T27N, R8W - 29.72 acres			
		3 Section 4 " " 20.16			
		1 Section 5, " " 3.31			
		1 Section 7, " " 40.28			
		1 Section 8, " " 43.01			
		1 Section 13, " " 3.16			
		2 Section 5, T28N, R8W 36.30			
		4 Section 7, " " 10.69			
		1 Section 8, " " 9.77			
		3 Section 13, " " 4.78			
		1 Section 13, T28N, R8W 34.07			
		3 Section 23, " " 28.87			
		2 Section 24, " " 11.75			
		6 Section 26, " " 7.10			
		9 Section 27, " " 30.65			
		12 Section 33, " " 11.59			

KALKASKA  
 COLD SPRINGS  
 RAPID RIVER

GENERAL ENGINEERING MAP REFERENCES

Sheet No. <u>10-11-11</u>	Sheet <u>5</u> of <u>5</u>	Sheet
No. _____	Sheet _____ of _____	Sheet
Sheet No. _____	Sheet _____ of _____	Sheet

(By Sale #189.277-7; T #74-401) Consumers Power Company granted a license for pipeline purposes across the land on the caption of this tract as follows:

1. Consumers Power Co.  
1-10-75  
Lic. to r/w
2. Shell Oil Co.  
Pipeline

Forever, the joint and right to construct, transport, receive, maintain, repair, replace, change the size of and remove a 3" pipeline and all appurtenances thereto, including but not limited to air patrol markers, valves and corrosion control equipment, for the transportation of liquids, gases, solids, or mixtures of any or all thereof, in, on, under, through and across those certain parcels or parts of 15' shown in the map of Rapid River, Kalkaska Co, and State of Mich, desc as follows:

Pcl 3: Part of the SW 1/4 of Sec 27, T28N, R7W, desc as beg at the SE cor of sd sec; run th N 00° 22' 35" E alg W sec ln 65.90'; N 65° 30' 42" E, 2923.17' to the N&S 1/4 ln; S 00° 21' 09" W alg sd N&S 1/4 ln 363.65'; S 65° 30' 42" W, 2205.27' to S sec ln; S 89° 59' 14" W alg sd S sec ln 651.52' to point of beg, except Pennsylvania RR r/w.

Pcl 4: Part of the SW 1/4 of the SE 1/4 of Sec 27, T28N, R7W, desc as follows: To find the p.o.b. of this desc comm at the S 1/4 cor of sd sec; run th N 00° 21' 09" E alg N&S 1/4 ln 914.57' to point of beg; run th N 00° 21' 09" E alg N&S 1/4 ln 363.65'; N 65° 30' 42" E, 116.75' to S 1/8 ln; W 89° 59' 13" E alg sd S 1/8 ln 796.52'; S 65° 30' 42" W, 994.46' to point of beg.

The r/w hereby conveyed and released is for the sole and only purpose of maintaining upon, over, under and across sd above-desc premises, a 3" pipeline and appurtenances, sd pipeline is buried approx 3' beneath the surface of the ld, sd depth measured from the surface of the ld to the top of sd pipeline, alg a ctr ln desc as follows:

Beg at a point on the S ln of the NE 1/4 of the NE 1/4 of Sec 33, T28N, R7W, being the S ln of Pcl 1 above desc 15' right angular distant SE'ly from the SE'ly ln of the r/w of Hwy US-131; run th N 19° 40' 42" E alg a ln parallel with the E'ly ln of sd hwy r/w 980.7'; th N 65° 30' 42" E across Pcl 1 above desc and into Pcl 2 and Pcl 3 above desc, being 15' right angular distant NW'ly from the SE'ly lns of Pcl 2 and Pcl 3 above desc 2445.1' to the W'ly r/w ln of the Penn Central Transportation Co's 100' r/w; th cont N 65° 30' 42" W, 119.36' to a point on the E'ly ln of sd Penn Central Transportation Co's 100' r/w and the point of re-entry onto ld owned by CPCo and a part of Pcl 3 above desc; cont th N 65° 30' 42" E, 969'; th N 00° 21' 09" E alg a ln parallel with the N&S 1/4 ln of Sec 27, T28N, R7W, sd N&S 1/4 ln being the W ln of Pcl 4 above desc 347.1' to a point of ending on the N'ly ln of Pcl 5 above desc.

This instrument is executed by CPCo and accepted by Shell Oil Co subj to the following conditions, anything in the spec for sd pipeline to the contrary notwithstanding, to wit:  
FOR FURTHER CONDITIONS SEE INTERNAL INSTRUMENT

NOTE #2

(By Sale #189.277-7; T #74-401) Consumers Power Company granted a license for pipeline purposes across the land on the caption of this tract as follows:

- |                            |          |     |
|----------------------------|----------|-----|
| 1. Consumers Power Company |          |     |
| 1/16/75                    | License  | X-5 |
| 2. Shell Oil Company       | Pipeline |     |

License & permit to construct & maintain 4 3-inch flow lines, in, on, under, through & acr. land in the Twp. of Rapid River, Co. of Kalkaska, State of Mich., desc. as fol:

Pcl 4 Part of the SW 1/4 of the NE 1/4 of the NW 1/4 of Sec. 26, T28N, R7W, desc. as fol: To find the p.o.b. of this desc. comm. at the N 1/4 corner of sd. sec., run. th. S 00° 14' 20" W alg. the N&S 1/4 line of sd. sec. 160.89 ft., th. S 43° 54' 50" W 962.47 ft. to the p.o.b., run. th. S 43° 54' 50" W 637.95 ft. to the N 1/8 line of sd. sec., th. S 89° 55' 27" W alg. sd. N 1/8 line of sd. sec. 221.53 ft. to the W 1/8 line of sd. sec., th. N 00° 15' 48" E alg. sd. W 1/8 line of sd. sec. 247.24 ft., th. N 43° 54' 50" E 567.67 ft., th. N 89° 53' 34" E 269.94 ft., th. S 00° 15' 09" W 196.82 ft. to the p.o.b. Pcl 6 Pt. of NW 1/4 of NE 1/4 of Sec. 26, T28N, R7W, desc. as beg. at the N 1/4 cor. of sd. sec. run. th. N 89° 51' 41" E alg. N line of sd. sec. 157.39 ft., th. S 43° 54' 50" W 223.85 ft. to N&S 1/4 line of sd. sec. th. N 00° 14' 20" E alg. sd. N&S 1/4 line of sd. sec. 160.89 ft. to the pt. of beg.

(Continued on next sheet.)

NAME OF GRANTOR

ACCOUNT NO.

MAP

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

-2- Deed No. 102138

Township 27 North, Range 8 West, Township of Kalkaska

Section 8 Part of NE $\frac{1}{4}$ , Commencing at NE corner said section, thence North 89°03'00" West along North section line 70.46 feet to point of beginning, North 89°03'00" West along section line 640.87 feet, South 59°57'27" West 2,237.44 feet to North-South 1/4 line, South 00°42'11" West along 1/4 line 383.97 feet, North 59°57'27" East 2,983.11 feet to point of beginning, and Part of W $\frac{1}{4}$ , Commencing at West 1/4 corner of said section, thence South 00°47'37" West along West section line 92.35 feet to point of beginning, South 00°47'37" West along section line 371.37 feet, North 63°29'58" East 180.50 feet, North 59°57'27" East 2,884.04 feet to North-South 1/4 line, North 00°42'11" East along 1/4 line 383.97 feet, South 59°57'27" West 3,070.13 feet to point of beginning, (Parcel 34)\*

Section 18 Part of NW $\frac{1}{4}$ , Beginning at NW corner said section, thence North 89°52'51" East along North section line 742.67 feet, South 63°29'58" West 834.87 feet to West section line, North 0°41'31" East along section line 371.01 feet to point of beginning, (Parcel 34)

Township 28 North, Range 6 West, Township of Cold Springs

Section 5 Part of E $\frac{1}{4}$ , Commencing at NE corner said section, thence South 89°13'13" West along North section line 116.26 feet, South 40°13'07" West 1,832.38 feet to East 1/8 line and point of beginning, South 40°13'07" West 2,019.64 feet to North-South 1/4 line, South 00°04'25" East along North-South 1/4 line 510.29 feet, North 40°13'07" East 2,020.93 feet to East 1/8 line, North 00°10'05" West along East 1/8 line 509.30 feet to point of beginning, and Part of SW $\frac{1}{4}$ , Commencing at SW corner of said section, thence North 89°58'16" East along South section line 615.99 feet to point of beginning, North 89°58'16" East along South section line 432.36 feet, North 40°13'07" East 2,437.99 feet to North-South 1/4 line, North 00°04'25" West along North-South 1/4 line 510.29 feet, South 40°13'07" West 3,106.56 feet to point of beginning, (Parcel 83)\*

Section 7 Part of NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Commencing at NE corner said section, thence South 00°01'41" West along East section line 728.57 feet to point of beginning, South 00°01'41" West along East section line 511.36 feet, South 40°13'07" West 103.14 feet to North 1/8 line, South 88°49'34" West along North 1/8 line 439.88 feet, North 40°13'07" East 784.63 feet to point of beginning, (Parcel 83), and Part of N $\frac{1}{4}$  of S $\frac{1}{4}$ , Commencing at South 1/4 corner said section, thence South 88°44'36" West along South section line 816.38 feet, North 40°13'07" East 1,760.97 feet to South 1/8 line and point of beginning, North 40°13'07" East 1,759.36 feet to East-West 1/4 line, South 88°47'18" West along East-West 1/4 line 439.14 feet, South 40°13'07" West 1,759.81 feet to South 1/8 line, North 88°45'57" East along South 1/8 line 124.32 feet to North-South 1/4 line, North 88°44'14" East along South 1/8 line 316.11 feet to point of beginning, (Parcel 81)

Section 8 Part of NW $\frac{1}{4}$ , Commencing at NW corner said section, thence North 89°58'16" East along North section line 616.0 feet to point of beginning, North 89°58'16" East along North section line 432.36 feet, South 40°13'07" West 1,624.52 feet to West section line, North 0°01'41" East along West section line 511.36 feet, North 40°13'07" East 954.55 feet to point of beginning, (Parcel 83)\*

Section 18 Part of SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Commencing at West 1/4 corner said section, thence North 00°01'35" East along West section line 584.76 feet to point of beginning, North 00°01'35" East along section line 511.35 feet, North 40°13'07" East 290.75 feet to North 1/8 line, North 88°51'06" East along North 1/8 line 439.71 feet, South 40°13'07" West 971.96 feet to point of beginning, (Parcel 76)

Township 28 North, Range 7 West, Township of Rapid River

Section 13 Part of East 3/4, Commencing at South 1/4 corner said section, thence South 89°53'40" West along South section line 55.46 feet to point of beginning, South 89°53'40" West along section line 459.45 feet, North 43°58'06" East 445.5 feet, North 40°13'07" East 4,476.6 feet to East section line, South 0°01'35" West along section line 511.35 feet, South 40°13'07" West 4,096.80 feet, South 43°58'06" West 136.62 feet to point of beginning, (Parcel 76)

-3- Deed No. 102138

Township 28 North, Range 7 West, Township of Rapid River

Section 23 Part of SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Beginning at East 1/4 corner said section, thence North 00°00'56" West along East section line 418.37 feet, South 43°54'50" West 583.90 feet to the East and West 1/4 line, North 89°40'49" East along East-West 1/4 line 405.10 feet to point of beginning, (Parcel 74), and Part of S $\frac{1}{4}$ , Beginning at South 1/4 corner said section, thence North 89°51'41" East along South section line 157.39 feet, North 43°54'50" East 2,766.20 feet, South 89°43'32" West 460.22 feet, South 43°54'50" West 2,764.68 feet to South section line, North 89°51'41" East along South section line 301.77 feet to point of beginning, (Parcel 72)

Section 24 Part of the W $\frac{1}{4}$ , Beginning at West 1/4 corner said section, thence South 00°19'52" West along West section line 57.65 feet, North 43°54'50" East 1,881.69 feet to North 1/8 line, North 89°56'28" West along North 1/8 line 457.60 feet, South 43°54'50" West 1,221.55 feet to West section line, South 00°00'56" East along West section line 418.37 feet to point of beginning, (Parcel 74)

Section 26 Part of NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , Beginning at North 1/4 corner said section, thence North 89°51'41" East along North section line 157.39 feet, South 43°54'50" West 223.85 feet to North-South 1/4 line, North 00°14'20" East along North-South 1/4 line 160.89 feet to point of beginning, (Parcel 72), and Part of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , Commencing at North 1/4 corner said section, thence South 00°14'20" West along North-South 1/4 line 160.89 feet, South 43°54'50" West 962.47 feet to point of beginning, South 43°54'50" West 637.95 feet to North 1/8 line, South 89°55'27" West along North 1/8 line 221.53 feet to West 1/8 line, North 00°15'48" East along West 1/8 line 247.24 feet, North 43°54'50" East 567.67 feet, North 89°53'34" East 269.94 feet, South 00°15'09" West 196.82 feet to point of beginning, (Parcel 69) and Part of NW $\frac{1}{4}$  of SW $\frac{1}{4}$ , Beginning at West 1/4 corner said section, thence South 00°22'42" West along West section line 302.39 feet, North 43°54'50" East 419.84 feet to East and West 1/4 line, South 89°59'13" West along East-West 1/4 line 289.18 feet to point of beginning, (Parcel 64)

Section 27 Part of SW $\frac{1}{4}$ , Beginning at SW corner said section, thence North 00°22'35" East along West section line 65.90 feet, North 65°30'42" East 2,923.17 feet to North-South 1/4 line, South 00°21'09" West along North-South 1/4 line 363.65 feet, South 65°30'42" West 2,205.27 feet to South section line, North 89°59'14" West along South section line 651.52 feet to point of beginning, except Pennsylvania Railroad right of way, (Parcel 58)\* and Part of NE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Beginning at East 1/4 corner said section, thence South 00°19'42" West along East section line 302.39 feet, South 43°51'50" West 557.73 feet, South 65°30'42" West 307.20 feet, North 00°20'04" East 167.72 feet, South 89°58'27" West 429.30 feet, North 65°30'42" East 564.46 feet, North 43°51'50" East 596.69 feet to East-West 1/4 line, North 89°57'41" East along East-West 1/4 line 168.94 feet to point of beginning, (Parcel 64), and Part of SW $\frac{1}{4}$  of SE $\frac{1}{4}$ , Commencing at South 1/4 corner said section, thence North 00°21'09" East along North-South 1/4 line 914.57 feet to point of beginning, North 00°21'09" East along North-South 1/4 line 363.65 feet, North 65°30'42" East 116.75 feet to South 1/8 line, North 89°59'13" East along South 1/8 line 796.52 feet, South 65°30'42" West 994.46 feet to point of beginning, (Parcel 60)\*

Section 33 Part of NE $\frac{1}{4}$ , Commencing at North 1/4 corner said section, thence South 0°30'03" West along North-South 1/4 line 1,322.65 feet to North 1/8 line and point of beginning, South 0°30'03" West along North-South 1/4 line 207.79 feet, North 65°30'42" East 488.76 feet to North 1/8 line, North 89°19'45" West along North 1/8 line 443.0 feet to point of beginning, and Part of NW $\frac{1}{4}$ , Commencing at West 1/4 corner said section, thence North 0°30'42" East along West section line 239.24 feet, North 65°30'42" East 1,459.07 feet to West 1/8 line and point of beginning, North 65°30'42" East 1,090.92 feet to North 1/8 line, South 89°20'03" East along North 1/8 line 333.23 feet to North-South 1/4 line, South 0°30'03" West along North-South 1/4 line 207.79 feet, South 65°30'42" West 1,458.72 feet to West 1/8 line, North 0°31'23" East along West 1/8 line 364.15 feet to point of beginning, (Parcel 53)

Containing 335.85 acres, more or less, subject to all existing easements.

18

Each of sd. flow lines is to be a trial run with 2 1/2 inch outside diameter pipe; distance of sd. land, as distance being used, from the surface of sd. land to the top of sd. flow lines. 2 of sd. flow lines are to be buried in the same trench and 1 foot apart alg. a center line desc. as beg. at a point on the SE'ly line of sd. land above desc. as Pol. 5, th. slight angular distant 5 1/2 ft. from the E line of Sec. 26, T28N, R6W, run. th. N'ly parallel with sd. E line of sd. sec. to a point wh. sd. point is 15 ft. right angular distant N'ly from the SE'ly line of sd. land above desc. as Pol. 5, th. N'ly parallel with the SE'ly line of sd. land above desc. as Poles 5, 4, 3 and 2 to a point wh. sd. point is 4 ft. distant N'ly 6 feet. at right angles to the ESW 1/4 line of sd. Sec., th. N'ly parallel with sd. ESW 1/4 line of sd. sec. and line N'ly extension to a point of ending on the N'ly line of sd. land above desc. as Pol. 1; & 2 of sd. flow lines are to be buried in the same trench and 1 foot apart alg. a center line desc. as beg. at a point in sd. 1st hereinabove desc. center line wh. sd. point is 1290.37 ft. distant E from the W line of sec. 26, T28N, R6W, sd. distance being meas. alg. a line wh. sd. line is 15 ft. right angular distant N'ly from the SE'ly line of sd. land above desc. as Poles 2 & 3, run. th. N'ly parallel with the ESW 1/4 line of sd. sec. to a point of ending on the N'ly line of sd. land above desc. as Pol. 3.

FOR FURTHER CONDITIONS, SEE ORIGINAL IN FILE.

NOTE #3

(By Act No 189.518-4; 175-195) Consumers Power Company granted a release of right of way for a pipe line across the land on the caption of this tract and other lands as follows:

- |                                      |                  |     |
|--------------------------------------|------------------|-----|
| 1. Consumers Power Company           |                  | X-3 |
| April 9, 1976                        | Pipeline License | X-4 |
| 2. Michigan Consolidated Gas Company |                  |     |

The license and permit to construct and maintain a four (4) inch outside diameter pipeline in, on under, through and across land in the Township of Cold Springs, County of Kalkaska, and State of Michigan, described as follows:

A parcel of land 30 ft in width, being 20 ft N'ly and W'ly of and 10 ft S'ly and E'ly of a line described as follows: To find the point of beg of sd line, com at the W 1/4 corner of Sec 18, T28N, R6W; run th N 00° 1' 35" E alg the W line of sd sec, 584.76 ft to the SE'ly line of Licensor's land; th N 40° 13' 7" E 120 ft alg the SE'ly line of Licensor's fee strip to the pt of beg of sd line; run th N parallel to the W line of sd sec, 86 ft; th N 40° 13' 7" E parallel to the SE'ly line of Licensor's fee strip to a pt that is 55 ft N'ly, as measured at right angles, from the S 1/8 line of Sec 7, T28N, R6W; th E to the pt of ending of sd line on the SE'ly line of Licensor's fee strip at a pt which is 55 ft N as measured at right angles, from the S 1/8 line of sd Sec 7, and which pt bears N 40° 13' 7" E from the pt of beg of sd line.

Together with the right to use temporarily as additional work space a strip of land 45 feet in width contiguous to and S'ly of the 30 ft strip of land hereinabove described during the construction, maintenance, or removal of sd pipeline.

This License is executed by Consumers Power Company and accepted by Michigan Consolidated Gas Company subject to the following conditions.

FOR FURTHER CONDITIONS, SEE ORIGINAL IN FILE.

NOTE #4

(By Kalkaska Co. #11) Consumers Power Co. granted a right of way for pipeline purposes across the land on the caption of this tract as follows:

- |                         |                  |     |
|-------------------------|------------------|-----|
| 1. Consumers Power Co.  |                  |     |
| 3-16-82                 | R/W for Pipeline | X-9 |
| 2. Amoco Production Co. |                  |     |

FOR FURTHER CONDITIONS, SEE ORIGINAL IN FILE:

NOTE #5

(By Kalkaska Co. #9; 189.275-1\*) Consumers Power Co. granted a right of way for pipeline purposes across the land on the caption of this tract as follows:

- |                          |                  |     |
|--------------------------|------------------|-----|
| 1. Consumers Power Co.   |                  |     |
| 4-19-82                  | R/W for Pipeline | X-9 |
| 2. Shell Pipe Line Corp. |                  |     |

FOR FURTHER CONDITIONS, SEE ORIGINAL IN FILE:

(CONTINUED ON NEXT SHEET)

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

ACCOUNT NO. \_\_\_\_\_

MAP \_\_\_\_\_

10  
7.10  
7.

-4- Deed No. 102138

The following reservation does not apply to any rights as may be outstanding in third party on the descriptions marked \*

SAVING AND EXCEPTING out of this conveyance and always reserving unto the said State of Michigan all metallic minerals, coal, oil and gas lying and being on, within or under the said lands hereby conveyed, together with the rights of ingress and egress, including the use of vehicles over and across all of said lands for natural resources management purposes, whether by the State or its lessees, permittees or assigns, with full and free liberty and power to said State of Michigan, its duly authorized officers, representatives and assigns and its or their lessees, agents and workmen, and all other persons by its or their authority or permission, whether already given or hereafter to be given at any time and from time to time, to enter upon said lands and take all usual, necessary or convenient means for piping and taking away the said minerals, coal, oil and gas, except that no mines, wells or shafts shall be drilled, sunk or constructed on the surface of said lands, said minerals, coal, oil and gas to be removed by wells mines or shafts located on adjoining lands. Also SAVING AND RESERVING unto the State of Michigan for the use and benefit of the people of the State of Michigan the rights of ingress and egress over and across all of the above lands for hunting, fishing and recreational purposes compatible with public uses authorized on adjoining State land, subject, however, to the control of vehicular traffic for these purposes by the Grantee. Also EXCEPTING AND RESERVING to the State of Michigan all aboriginal antiquities, including mounds, earthworks, forts, burial and village sites, mines or other relics, and also reserving the right to explore and excavate for same by and through its duly authorized agents and employees pursuant to the provisions of Act 173 of the Public Acts of 1929; provided that such reservations shall not include the right to excavate in such a manner as to endanger the poles, towers, structures, pipelines and other public utility facilities placed upon said land. The reservations above set forth shall not include the right to erect buildings or other structures which would interfere or threaten to interfere or be detrimental to the use of the land for electric lines, gas lines and other public utility facilities.

IN WITNESS WHEREOF, the said party of the first part, by the Deputy Director thereof, has hereunto subscribed its name and affixed the seal of said Department of Natural Resources the day and year first herein above written.

Signed, Sealed and Delivered  
in Presence of:

DEPARTMENT OF NATURAL RESOURCES  
FOR THE  
STATE OF MICHIGAN

Roger V. Robinson  
Roger V. Robinson

Rhea Jenkins  
Rhea Jenkins

By Gaylord A. Walker  
Gaylord A. Walker, Deputy Director

-5- Deed No. 102138

STATE OF MICHIGAN, )  
                                  )ss.  
County of Ingham )

On this Twenty-seventh day of March, A.D. 1973, before me a Notary Public in and for said county personally appeared Gaylord A. Walker, Deputy Director of the Department of Natural Resources for the State of Michigan, to me known to be the same person who executed the within instrument, and who acknowledged the same to be his free act and deed and the free act and deed of the Department of Natural Resources for the State of Michigan in whose behalf he acts for the purpose of complying with the provisions of Act No. 193 of the Public Acts of 1911.

Rhea Jenkins  
Rhea Jenkins  
Notary Public, Ingham County, Michigan  
Commission Expires December 1, 1975

Recorded in Liber 208 of Deeds, Page 138  
Lands Division Records

Prepared by Harold R. Bucks  
DEPARTMENT OF NATURAL RESOURCES  
Lands Division  
Lansing, Michigan 48926

By reference to the original plat of the land on the caption of this instrument, it is shown that the land on the caption of this instrument is the same as the land on the plat of the land on the caption of this instrument.

- |                         |                                |     |
|-------------------------|--------------------------------|-----|
| 1. Consumers Power Co.  | R/W for Gas Inlet Pipeline and | R-9 |
| 6-21-82                 | for Gas Pipeline               |     |
| 2. Amoco Production Co. |                                |     |
- FOR FURTHER CONDITIONS, SEE ORIGINAL IN FILE.

NOTE #7: (By Sale No. Kalkaska Co #31; 189.640-6) CPCo granted an esmt for pipeline purposes across the ld on the caption of this tract, as follows:

- |                             |                 |
|-----------------------------|-----------------|
| 1. Consumers Power Company  | Esmt - Pipeline |
| 11-21-90                    |                 |
| 2. Amoco Production Company |                 |

Forever, the esmt and right for pipeline purposes on, over, under, along and across that certain piece or parcel of land situate in the Twp of Rapid River, Co of Kalkaska and State of Mich., known & desc as follows:

That part of the W 1/2 of the W 1/2 of Sec 24, T28N, R7W, desc as being a strip of land 30 ft in width, lying 10 ft E'ly & 20 ft W'ly of and adjacent to a line desc as follows: To find the POB, comm at the W 1/4 cor of sd Sec 24; th N 00 deg 08' 22" E along the W line of sd Sec 24, 418.37 ft to the N'ly line of CPCo's land: th N 44 deg 04 min 08 sec E along sd N line, 50.45 ft to the POB; th S 00 deg 08' 22" W being 35 ft E of and parallel with the W line of sd Sec 24, 454.83 ft; th S 00 deg 33' 55" W, 20.99 ft to the S'ly line of CPCo's land to the POE.

The esmt hereby conveyed is for the sole and only purpose of locating, constructing and maintaining over and across sd land 2 pipeline, each to be a maximum of 4 1/2 inches in diameter. Sd pipelines are to be buried a minimum of 3 ft beneath the surface of the land, sd distance being measured from the surface of sd land to the top of sd pipelines. The route and course of sd pipelines being desc as follows:

Sd pipelines shall parallel each other and run in a N'ly & S'ly direction under and across sd land.

FOR FURTHER CONDITIONS, SEE ORIGINAL IN FILE.