

TITLE DATA

MICHIGAN STATE

Lake COUNTY

Newkirk & Ellsworth TOWNSHIP

CONSUMERS POWER CO.

Reservation from Sale

Quitclaim Deed

NAME OF GRANTOR

3-17-75

MUNICIPALITY

SECTION 25

TOWN

RANGE

TRACT 71-DX1-1, 2 & 3

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

PLAT OR AREA

MAP

RESERVATION FROM SALE OF LAND FOR ELECTRIC TRANSMISSION

T 74-92

QUITCLAIM DEED

THIS INDENTURE, Made this 17th day of March, 1975, Between CONSUMERS POWER COMPANY, a Michigan corporation, 212 West Michigan Avenue, Jackson, Michigan (successor by merger to Consumers Power Company, a Maine corporation), first party, and

STATE OF MICHIGAN, DEPARTMENT OF NATURAL RESOURCES, Stevens T. Mason Building, Lansing, Michigan 48926, second party,

WITNESSETH:

That the said first party, for and in consideration of the sum of Fifty-one Thousand Eight Hundred and no/100 Dollars (\$51,800.00) to it in hand paid by second party, the receipt whereof is hereby confessed and acknowledged, does by these presents grant, bargain, sell, remise, release and forever QUITCLAIM unto the said second party and to its successors and assigns Forever, the following described land situate in the Townships of Newkirk and Ellsworth County of Lake and State of Michigan, known and described as follows:

Parcel 1

The NE 1/4 of the NW 1/4 of Section 4, T19N, R12W, Newkirk Township.

Excepting and reserving to first party, its successors and assigns FOREVER, an easement 132 feet in width upon which to erect and maintain one or more lines consisting of towers, pole structures, poles, wires, cables, conduits and other fixtures and appurtenances for the purpose of transmitting and distributing electricity and/or conducting a communication business on, over, under and across the premises above described as Parcel 1, including all public highways upon or adjacent to said parcel of land.

The SW'ly line of said easement shall be 96 feet distant SW'ly of and measured at right angles to the center line of the existing electric transmission line located on said above-described Parcel 1, and the NE'ly line of said easement shall be 36 feet distant NE'ly of and measured at right angles to the center line of said existing electric transmission line.

Also excepting and reserving to first party, its successors and assigns, the right to cut, trim, remove, destroy or otherwise control all trees and brush standing on all that portion of a strip of land 69 feet in width which lies within the land above described as Parcel 1 along, adjoining, adjacent and measured at right angles to the NE'ly line of the strip of land 132 feet in width described in the next above paragraph of exception and reservation, and standing on all that portion of a strip of land 69 feet in width which lies within said land above described as Parcel 1 along, adjoining, adjacent and measured at right angles to the SW'ly line of said strip of land 132 feet in width which is described in the next above paragraph of exception and reservation, and also the right to re-enter upon said strips of land from time to time to keep said strips of land clear of trees and brush.

Parcel 2

The S 1/2 of the NE 1/4 of Section 25, T19N, R12W, Newkirk Township, and the S 1/2 of the S 1/2 of the NE 1/4 of the NE 1/4 of said Section 25.

Excepting and reserving to first party, its successors and assigns FOREVER, an easement 53 feet in width upon which to erect and maintain one or more lines consisting of towers, pole structures, poles, wires,

cables, conduits and other fixtures and appurtenances for the purpose of transmitting and distributing electricity and/or conducting a communication business on, over, under and across the premises above described as Parcel 2, including all public highways upon or adjacent to said parcel of land.

The W'ly line of said easement shall be 53 feet distant W'ly of and measured at right angles to the E'ly line of said land above described as Parcel 2.

Also excepting and reserving to first party, its successors and assigns, the right to cut, trim, remove, destroy or otherwise control all trees and brush standing on all that portion of a strip of land 69 feet in width which lies within the land above described as Parcel 2 along, adjoining, adjacent and measured at right angles to the W'ly line of the strip of land 53 feet in width described in the next above paragraph of exception and reservation, and also the right to re-enter upon said strip of land from time to time to keep said strip of land clear of trees and brush.

Parcel 3

The NW 1/4 of Section 31, T19N, R11W, Ellsworth Township.

Excepting and reserving to first party, its successors and assigns FOREVER, an easement 79 feet in width upon which to erect and maintain one or more lines consisting of towers, pole structures, poles, wires, cables, conduits and other fixtures and appurtenances for the purpose of transmitting and distributing electricity and/or conducting a communication business on, over, under and across the premises above described as Parcel 3, including all public highways upon or adjacent to said parcel of land.

The E'ly line of said easement shall be 79 feet distant E'ly of and measured at right angles to the W'ly line of said land above described as Parcel 3.

Also excepting and reserving to first party, its successors and assigns, the right to cut, trim, remove, destroy or otherwise control all trees and brush standing on all that portion of a strip of land 69 feet in width which lies within the land above described as Parcel 3 along, adjoining, adjacent and measured at right angles to the E'ly line of the strip of land 79 feet in width described in the next above paragraph of exception and reservation, and also the right to re-enter upon said strip of land from time to time to keep said strip of land clear of trees and brush.

Also reserving to first party, its successors, licensees, lessees or assigns and its and their agents and employees, the right to enter at all times upon said above-described easements 132 feet, 53 feet, and 79 feet in width respectively, for the purpose of patrolling and constructing, repairing, removing, replacing, improving, enlarging and maintaining such wires, cables, conduits, structures, towers, pole structures, poles and other supports with all necessary braces, guys, anchors, manholes and transformers and stringing thereon and supporting and suspending therefrom lines of wires, cables or other conductors for the transmission of electrical energy and/or communication. It is understood that no buildings or other structures will be placed within the limits of said easements herein reserved. It is further understood that nonuse or a limited use of the easements herein reserved by first party, its successors or assigns, shall not prevent first party, its successors or assigns, from later making use of the easements to the full extent herein reserved.

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