

TITLE DATA
 The United States of America
 Deed
 NAME OF GRANTOR: 8-20-73
 DATE OF INST.: 11-21-73
 DATE OF RECORD: 91
 LIBER: 356
 PAGE

ACCOUNT NO. _____

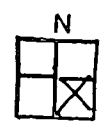
TRACT: 1 2
 MAP: 2 + 6 1 4

189.059 - 1

TITTABAWASSEE - LIVINGSTON

Form 1860-9 (March 1965) (formerly 4-1043)
 Eastern States 9340
 File #3133

The United States of America

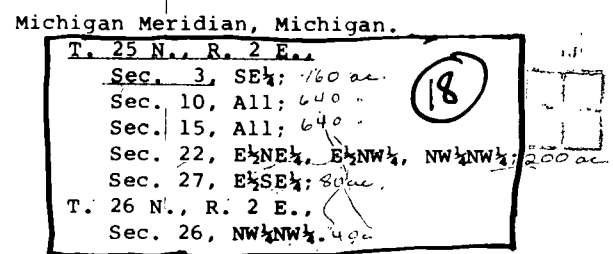


To all to whom these presents shall come, Greeting:

WHEREAS, The Consumers Power Company, owner of certain tracts of land situated and included within the limits of the Huron National Forest, Michigan, has, under the provisions of the Act approved March 20, 1922 (42 Stat. 465), as amended by the Act of February 28, 1925 (43 Stat. 1090), as supplemented by the Act of June 11, 1960 (74 Stat. 205), reconveyed and relinquished the said tracts to the United States and has, under the provisions of said Act, selected in lieu thereof the following described land:

RECORDED

At 10:41 clock A.M.
 Date: Nov. 21, 1973
 Liber 91 Miss. Page 356-357
 Patricia Wright, Dep.
 Register of Deeds
 Oscoda County, Michigan



The area described contains 1,760.00 acres, according to the official plats of the surveys of the said lands, on file in the Bureau of Land Management:

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT unto the Consumers Power Company and to its successors, the tracts above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities and appurtenances, of whatsoever nature, thereunto belonging, unto the Consumers Power Company, and to its successors and assigns forever.

Except that this patent shall not convey the oil and gas rights in the SE 1/4 sec. 3, all of sec. 10, all of sec. 15, E 1/2 NE 1/4, E 1/2 NW 1/4, NW 1/4 NW 1/4 sec. 22, T. 25 N., R. 2 E., until oil and gas leases ES 3825, ES 3845, ES 3925, ES 3926, and ES 4105 shall terminate or be relinquished, but upon such termination or relinquishment of the said leases all the rights and interests to the oil and gas deposits in the above described lands shall automatically vest in the patentee, its successors and assigns. This entry is made under Section 29 of the Act of February 25, 1920 (41 Stat. 437) and the Act of March 4, 1933 (47 Stat. 1570) and the patent is issued subject to the rights of prior permittees or lessees to use so much of the surface of said land as is required for mining operations, without compensation to the patentee for damages resulting from proper mining operations, for the duration of oil and gas leases ES 3825, ES 3845, ES 3925, ES 3926, and ES 4105 and any authorized extension of those leases.

The E 1/2 SE 1/4 sec. 27, T. 25 N., R. 2 E., and the NW 1/4 NW 1/4 of sec. 26, T. 26 N., R. 2 E., are subject to outstanding oil, gas and mineral rights, rights of ingress and egress across lands lying on watercourse or streams, aboriginal antiquities and right to explore and excavate for same, and jurisdiction over hunting and

SEE NOTE #1 FOR SALE OF PART OF ABOVE LAND to Michael Phillips

Patent Number 61-74-0014

SEE NOTE #2 FOR SNOWMOBILE TRAIL ESPT

SEE NOTE #3 FOR GAS PIPELINE ESPT. 91 PAGE 356 PART OF THE

SEE NOTE #4 FOR SALE OF ABOVE LAND.

MICHIGAN		Oscoda	Big Creek
STATE	COUNTY	3, 10, 15, 22, 27, 26	TOWNSHIP T25N, 26N, R2E
MUNICIPALITY		SECTION	TOWN RANGE
PLAY OR AREA			
BALANCE			
		Sec 3	158.27 acres (SOLD)
	TRANSFERS	Sec 10	634.76 acres (SOLD)
		Sec 15	640 acres approx (SOLD)
Sec 22		200 acres approx (SOLD)	
AMOUNT	Sec 27	80 acres approx (SOLD)	
	Sec 26	40.41 acres 13.15 sold 27.26 left after sale - Sec 26	
ITEMS OF COST.			
	SEE ENVIRONMENTAL ASSESSMENT IN ORIGINAL FILE		
JOURNAL ENTRY			
DATE			

5 OSCODA CO.



OTHER DATA AND NOTES

NOTE #1

(By Sale No. T78-432; 189.119-1) Consumers Power Company conveyed a part of the land on the caption of this tract, excepting mineral rights as follows:

1. Consumers Power Company
1-23-79 WX-4
2. [Michael Phillips & wf] (24)

Forever, the following desc land situate in the Twp of Big Creek, Co. of Oscoda, and State of Michigan, known and desc as follows:

(20)

[The NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec 26, T26N, R2E, excepting therefrom the E 430 ft thereof.]

Saving, excepting and reserving to first party, its successors and assigns, Forever, all nonmetallic minerals, coal, oil and gas (but not including sand, clay or gravel) lying and being on, within, or under the land herein conveyed,

FOR FURTHER CONDITIONS SEE ORIGINAL IN FILE.

NOTE #2

(By Sale No. Oscoda Co. #7; 189.106-8*) Consumers Power Co. granted an esmt for a snowmobile trail across the ld and other lds on the caption of this tract as follows:

1. Consumers Power Co.
6-15-81 Esmt for Snowmobile Trail X-5
4
2. Co of Oscoda, Dept. of Public Works

FOR FURTHER CONDITIONS SEE ORIGINAL IN FILE.

NOTE #3:

(By Sale No. Oscoda Co. #24; 189.316-3) CPCo granted an esmt for gas pipeline purposes across the ld on the caption of this tract as follows:

1. Consumers Power Company
5-8-89
2. Sun Exploration & Production Co. X-1 (Sec. 15)

Forever, the esmt and right to construct, maintain, repair and replace 1 3 $\frac{1}{2}$ " diameter gas pipeline under and across ld in the Twp of Big Creek, Co of Oscoda and State of Mich., desc as follows:

A 20 foot wide strip of ld (the "Esmt Strip") across Sec 15, T25N, R2E, being 10 ft on each side of the following desc cen ln: Beg at a pt on the W sec ln of sd Sec 15, sd pt being N 00 deg 42' 13" W 229.87 ft from the W $\frac{1}{4}$ post of sd sec; th S 66 deg 22' 07" E to a pt located 20 ft due E, of sd W sec ln; th S 00 deg 42' 13" E, alg a ln located 20 ft E of and parallel to the sd W sec ln, to the E & W $\frac{1}{4}$ ln of sd sec; th N 89 deg 00' 29" E alg sd E & W $\frac{1}{4}$ ln of sd sec, 5258.72 ft to a pt located S 89 deg 00' 29" W 20 ft from the E sec ln of sd sec; th S 00 deg 44' 24" E 2184.57 ft alg a ln located 20 ft W of and parallel to the sd E sec ln; th S 66 deg 22' 07" E 21.96 ft to a pt on sd E sec ln, which pt is N 00 deg 44' 24" W 440.20 ft from the SE cor of sd sec, and which pt is the POE of sd cen ln of sd "Esmt Strip".

The cen ln of sd 3 $\frac{1}{2}$ " diameter gas pipeline shall be located and run alg the above desc cen ln of the "Esmt Strip", as nearly as possible. Sd gas pipeline shall be buried a minimum distance of 3 ft beneath the surface of the ld, sd distance being measured from the surface of sd ld to the top of sd gas pipeline.

Grantee shall also have the right to enter upon 2 certain acres of Grantor's ld (the "Temp. Const. Area"), sd 2 acres being a 10 foot wide strip of ld on each side of, alg, and adj to the Esmt Strip, for use during and in connection with the original construction of sd gas pipeline. All rights of Grantee to enter upon or to make any use or occupancy of sd gas 2 10 foot wide Temp Const. Areas shall terminate upon completion of the orig. const. of sd gas pipeline. FOR FURTHER CONDITIONS, SEE ORIGINAL IN FILE.

GENERAL ENGINEERING MAP REFERENCES

Map No.	Sheet	of
Plan & Profile No.	Sheet	of
Survey Map No. S-F 16944	Sheet 56 and of 59-63	

Sheet
Sheets
Sheet

DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS

1. Abstract YES
2. Opinions of Title YES
3. Title Search
4. Mortgage Releases
5. Tax Documents
6. Other Documents

TITLE DATA

CONSUMERS POWER COMPANY

286.1-D318-57

1/2

1/4 (Cont'd)

TRACT _____

MAP _____

NAME OF GRANTOR _____

ACCOUNT NO. _____

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

Form 1860-10
 (March 1965)
 (formerly 4-1044)
 Eastern States 9340

fishing rights, to the State of Michigan as appear of record in deed dated March 14, 1930, recorded in Liber 21, pages 36, 37, 38, 39 of the records of Oscoda County, Michigan.

There is also reserved to the United States, and its assigns, an easement for a road over and across the S $\frac{1}{2}$ S $\frac{1}{2}$ sec. 10, T. 25 N., R. 2 E., being 66 feet in width, 33 feet on each side and adjacent to the centerline, being more particular described as: Beginning at a point on the West section line of Section 10, which point is approximately 107 feet North of the section corner common to Sections 9, 10, 15, and 16; thence N87°47'E 522.6 feet; thence S89°12'E 1,675.3 feet; thence along the arc of a 1,000 foot radius curve left 379.3 feet, thence N69°04'E 1,046.6 feet; thence along the arc of a 1,000 foot radius curve right 268.8 feet; thence N84°28'E 622.4 feet; thence along the arc of a 700 foot radius curve right 373.2 feet; thence S64°59'E 559.8 feet to the point of ending on the East line of Section 10, which point is located approximately 260 feet North of the section corner common to Sections 10, 11, 14, and 15. The rights herein reserved include construction, reconstruction, improvement and maintenance of the existing road; full, free and quiet use and control of the road by the United States and its assigns; and public use in accordance with the Rules and Regulations of the Secretary of Agriculture. Provided, that if for a period of 5 years the United States, or its assigns, shall cease to use, or preserve for prospective future use, the above road, or any segment thereof, for the purpose reserved, or if at any time the Regional Forester determines that the road, or any segment thereof, is no longer needed for the purpose reserved, the easement traversed thereby shall terminate. In the event of such nonuse, or of such determination by the Regional Forester, the Regional Forester shall furnish to the patentee, its successors, or assigns, a statement in recordable form evidencing termination, in accordance with the provisions of the act of February 28, 1925 (43 Stat. 1090).

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.



GIVEN under my hand, in Silver Spring, Maryland the TWENTIETH day of AUGUST in the year of our Lord one thousand nine hundred and SEVENTY-THREE and of the Independence of the United States the one hundred and NINETY-EIGHTH.

By *Lowell J. Vay*
 Director Eastern States Office
 Lowell J. Vay

Patent Number 61-74-0014

NOTE #4: (By Sale No. Oscoda Co #17) CECO conveyed a part of the land on the caption of this tract, exc and reserving mineral rights and easement rights for existing and future elec trans line rights, esmt rights for electric substations and fiber optic cable rights, as follows:

1. Consumers Energy Company
9-2-98
2. [The Great Lakes Fishery Trust Lands Corporation] (38)

Partial Sale - QCD

Forever, land desc below in the Township of Big Creek, Oscoda County and State of Mich, desc as:

- Parcel #1: The SE 1/4 of Sec:3,T25N, R2E, containing approx 160 acres. (inst #5 - completely sold).
- Parcel #2: Entire Section 10, T25N, R2E, containing approx 640 acres. (inst #1 - completely sold).
- Parcel #3: Entire Section ¹⁵ T25N, R2E, containing approx 640 acres. (inst #1 - completely sold).
- Parcel #4: The N 1/2 of Sec 22, exc the SW 1/4 of the NW 1/4 of T25N, R2E, containing approx 280 acres. (inst #7 - completely sold).
- Parcel #6: Entire Section 27, T25N, R2E, exc therefrom 11 acres in the SE cor of the W 1/2 of the SE 1/4, desc as all that part commencing at the SE cor of the SW 1/4 of the SE 1/4, th N 11 chains, th W 10 chains, thence S 11 chains, th E 10 chains to the POB; containing approx 629 acres. (inst #2 - completely sold).

Exc and reserving to Grantor, its successors and assigns, all oil, gas and associated hydrocarbon substances WX in and under sd ld and the exclusive right to store, re-store and protect oil, gas and associated hydrocarbon substances in the subsurface strata underlying the ld. Grantor, its successors and assigns may request of Grantee the right to enter upon sd lds for the purpose of (i) exploring for, mining, taking, storing, processing, making merchantable, transporting and removing sd oil, gas and associated hydrocarbon substances, and (ii) storing, restoring and protecting oil, gas and other hydrocarbon substances in the subsurface strata and taking and re-taking same from storage. Grantee will not unreasonably or arbitrarily withhold such permission.

Saving, exc and reserving to Grantor, its successors and assigns, the following exclusive esmts in, over, across, and unser the ld desc above, attached hereto and made a part thereof: 1) to enter upon the sd ld; 2) to construct, operate, repair, inspect, replace, improve, enlarge and remove existing and future elec facilities located on sd ld, including but not ltd to elec substations, overhead and/or underground lns consisting 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 elec control circuits and devices for the purpose of trans and dist elec; 3) to construct, operate, repair, inspect, replace, improve, enlarge and remove existing & future comm facilities located on sd ld, including but not ltd to overhead and/or underground lns consisting of towers, pole structures, poles or any combination of same, with wires, cables, fiber optic cables and other fixtures and appurtenances for the purpose of conducting a communication or related business; and 4) to cut, trim, remove, destroy or otherwise control any trees and brush located on sd ld which may, in the opinion of Grantor, interfere or threaten to interfere with or be hazardous to the above desc existing and future facilities.

Esmt for 1 existing and 1 future line over pcls 1 through 8 inclusive, and over pcl 25, the c/l of the future DX ln to be located 100 ft W'ly of the c/l of the existing ln, sd existing c/l being desc as follows:

Pcls 1 through 8: Desc for an elec trans ln c/l on, over, across and through Big Creek Twp., Oscoda Co Mich., T25N, R2E, further desc as: To find the POB, comm at the NW cor of Sec 2, Big creek twp, Oscoda Co Mich., T25N, R2E; th alg the W ln of sd Sec 2, S 1 deg 23'34" E, 2090.14 ft to the intersection of sd W ln and the elec trans ln c/l and the POB. Th, S 33 deg 24' 54" W, 571.81 ft alg sd c/l to its intersection with the E & W 1/4 ln of Sec 3 of sd twp at a pt S 88 deg 34' 01" W, 326.41 ft from the E 1/4 cor thereof. Th, continuing alg sd c/l; S 33 deg 24'54" W, 3205.70 ft to its intersection with the S ln of sd Sec 3, at a pt N 88 deg 41' 12" E, 456.41 ft from the S 1/4 cor thereof. Th, continuing alg sd c/l S 33 deg 24'54" W, 842.19 ft to a pt on the N & S 14/ ln of Sec 10, of sd twp at a pt S 0 deg 37'14" W, 692.57 ft from the N 1/4 cor thereof. Th, continuing alg sd c/l, S 33 deg 24' 54" W, 207.63 ft to tower #273; th continuing alg sd c/l S 0 deg 39' 02" W, 3934.27 ft to twr #274; th continuing alg sd c/l S 0 deg 00'34" E, 456.70 ft to the S ln of sd sec 10, at a pt S 89 deg 01' 59" W, 109.55 ft from the S 1/4 cor thereof. Th, continuing alg sd c/l, S 0 deg 00'34" E, 491.0 ft to a twr; th, continuing alg sd c/l S 0 deg 37'07" E, 4763.46 ft to twr #283, and the intersection of the S ln of Sec 15 of sd Twp and sd c/l, at a pt S 89 deg 16'29" W, 113.11 ft from the S 1/4 cor of sd Sec 15. Th, continuing alg sd c/l, S 1 deg

23'08" E, 5265.54 ft to a pt on the S ln of Sec 22 of sd twp at a pt S 89 deg 32'20" W, 116.20 ft from the S 1/4 cor of sd Sec 22. Th continuing alg sd c/l S 1 deg 23'08" E, 205.00 ft to the Twr #289. Th continuing alg sd c/l S 5 deg 54'36" E, 1354.74 ft to its intersection with the N & S 1/4 ln of Sec 27 of sd twp, at a pt S 1 deg 02'29" E, 1553.67 ft from the N 1/4 cor of sd Sec 27. Th, continuing alg sd c/l, S 5 deg 54'36" E, 3703.27 ft to Twr #294. Th continuing alg sd c/l, S 2 deg 01'50" E, 18.90 ft to the S ln of Sec 27, at a pt N 89 deg 27'58" E, 314.64 ft from the S 1/4 cor of sd Sec 27. Th, continuing alg sd c/l S 2 deg 01'50" E, 4390.46 ft to Twr #298. Th continuing S 5 deg 32'17" W, 888.40 ft to the intersection of sd c/l and the S ln of Sec 34 of sd twp, at a pt N 89 deg 23'19" E, 197.27 ft from the S 1/4 cor of sd Sec 34, and the POE of this desc.

~~Parcel #25: The c/l of an existing 345 kV elec trans ln, across a portion fo the NW 1/4 of the SW 1/4 of Sec 26, T26N, R2E, Big Creek Twp, Oscoda Co, Mich., desc as follows: To find the POB, comm at the W 1/4 cor of sd sec; th N 89 deg 40'21" E, alg the E & W 1/4 ln of sd sec, 1209.34 ft to the c/l of sd elec trans ln and the POB for this desc; th S 00 deg 30'56" E, parallel with and 115 ft W of the W 1/8 ln of sd sec, as measured at right angles, 1333.37 ft to the S 1/8 ln of sd sec and the POE for this desc. NOTE: Bearings are based on the W ln of Sec 26 from the SW cor to the W 1/4 cor assumed as N 00 deg 26'30" W.~~

Listing of DX tract sheets for the above parcels:

286.1-DX318-5 (Sec 3)
286.1-DX318-1 (Sec 10 & Sec 15)
~~286.1-DX318-6 (Sec 22)~~
286.1-DX318-7 (Sec 22)
286.1-DX318-2 (Sec 27)

FOR FURTHER CONDITIONS AND RESERVATIONS, REFER TO THE ORIGINAL DOCUMENT FILED IN THE GENERAL SALE FILE - OSCODA COUNTY.