

Deed NAME OF GRANTOR 3-27-73 6-19-73 89 581-585
KIND OF INSTRUMENT DATE OF INST. DATE OF RECORD LIBER PAGE

ACCOUNT NO. _____

TITTABAWASSEE-LIVINGSTON

No. 102142

DEED under Act 193, Public Acts of 1911

THIS INDENTURE, Made this 27th 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 Oscoda, 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 1 East, Township of Greenwood
Section 1 Part of N $\frac{1}{2}$, Beginning at NW corner of said section, thence South 00°18'22" East along West line of section 63.15 feet, South 41°36'28" East 3,481.71 feet to East-West 1/4 line of section, North 89°36'32" East along East-West 1/4 line of section 485.35 feet, North 41°36'28" West 3,561.73 feet to North line of section, North 89°59'54" West along section line 432.55 feet to point of beginning, and Part of S $\frac{1}{2}$, Commencing at SE corner of said section, thence South 89°59'15" West along South line of section 183.00 feet to point of beginning, South 89°59'15" West along section line 490.98 feet, North 41°36'28" West 3,511.57 feet to East-West 1/4 line of section, North 89°36'32" East along 1/4 line of section 485.35 feet, South 41°36'28" East 3,347.95 feet, South 42°18'13" East 169.77 feet to point of beginning, (Parcel 286)
Section 2 Part of NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Beginning at NE corner of said section, thence South 0°18'22" East along East line of section 63.15 feet, North 41°36'28" West 84.51 feet to North line of section, South 89°53'20" East along section line 22.78 feet, South 89°59'54" East 33.00 feet to point of beginning, (Parcel 286)

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SEE NEXT PAGE

SEE FOLLOWING SHEETS FOR EASEMENTS PRIOR TO PURCHASE - ESMT MERGED WITH FE

PIPELINE

SEE NOTE #2 FOR ESMT



ok DER
Formerly 325.1-D318-3

		MICHIGAN	Oscoda	Greenwood, Elmer
		STATE	COUNTY	TOWNSHIP
		MUNICIPALITY	SECTION	TOWN RANGE
		PLAT OR AREA		
BALANCE				
TRANSFERS				
AMOUNT				
		325.1-D318-3	Section 1, T27N, R1E	59.29a
			Section 2, " "	0.04a
			Section 12, " "	52.68a
			Section 7, T27N, R2E	8.17a
ITEMS OF COST			Section 17, " "	11.29a
			Section 18, " "	30.15a
			Section 20, " "	21.06a
			Section 28, " "	25.90a
			Section 29, " "	13.64a
			Section 6, T28N, R1E	22.63a
			Section 7, " "	17.80a
			Section 8, " "	32.26a
			Section 21, " "	20.18a
			Section 26, " "	50.22a
			Section 27, " "	12.24a
			Section 35, " "	26.75a
		Section 36, " "	2.80a	
JOURNAL ENTRY				
DATE				

GENERAL ENGINEERING MAP REFERENCES

Life Map No.	F-16944	Sheet 15/16 of 17	of	Sheets
Profile No.		Sheet	of	Sheets
Survey Map No.		Sheet	of	Sheets

~~NOTE #1: (By Sale No. Oscoda Co. #1) CPCo conveyed a part of the ld on the caption of this tract, exc and reserving esmt rights for ingress & egress rights, as follows:~~

~~Forever, the following desc ld situate in the Twp of Elmer, Co of Oscoda, State of Mich., known & desc as follows:~~

1. Consumers Power Company
12-18-85
2. John E Lee & wf

~~A part of ld located in the N 3/4 of the W 1/2 of the W 1/2 of Sec 21, T27N, R2E., desc as follows: to find the POB of this desc, comm at the NW cor of sd sec, run th S 00 deg 30' 14" E alg the W ln of sd sec 1031.46 ft to the POB of this desc, th continuing S 00 deg 30' 14" E alg sd W ln of sd sec 2948.91 ft to the S 1/8 ln of sd sec, th S 89 deg 38' 20" E alg the sd S 1/8 ln of sd sec 1315.69 ft to the W 1/8 ln of sd sec, th N 00 deg 39' 46" W alg sd W 1/8 ln of sd sec 2659.70 ft to the N 1/8 ln of sd sec, th N 89 deg 54' 08" W alg sd N 1/8 ln of sd sec 1047.27 ft, th N 41 deg 42' 23" W, 396.17 ft to the POB.~~

~~Also conveying to 2nd party, his heirs or assigns, an esmt 33 ft in width for ingress to and egress from and above desc ld, being 16 1/2 ft and egress from sd above desc ld, being 16 1/2 ft on each side of a cen ln desc as follows: To find the POB of sd cen ln comm at the 1/4 cor between Sections 20 & 21, T27N, R2E, run th S 00 deg 30' 14" E, alg sd sec ln 615.74 ft to the POB of sd cen ln, run th S 89 deg 29' 46" W, 330 ft to the POE of sd cen ln.~~

~~FOR FURTHER CONDITIONS, SEE ORIGINAL IN FILE.~~

NOTE #1: (By Sale No. Crawford #25 & Oscoda #35) CPCo granted an Easement for Four Gas Pipelines and Two Water Pipelines across the land on the caption of this tract as follows:

1. Consumers Power Company
8-18-93 Esmt
2. Wolverine Gas & Oil Co., Inc.

Forever, the easement and right to construct, maintain, replace and repair four gas pipelines and two water pipelines on, over, under, along and across that certain piece or parcel of land situate in the Township of Greenwood, County of Oscoda and the Township of Lovells, County of Crawford, State of Michigan, known and described as follows:

WATERING LINE

A parcel of land, described as follows:

Part of Sections 6, 7 and 8, Township 28 North, Range 1 West, and part of Section 1, Township 28 North, Range 1 West, described as being a strip of land 10 feet in width lying 5 feet on each side of and adjacent to a center line described as commencing at the Southwest corner of said Section 8; thence N 00° 10' 30" E along the West line of said section, 1776.99 feet; thence S 37° 11' 59" E, 1326.04 feet; thence S 52° 05' 21" W, 168.57 feet to the point of beginning on the Southwesterly line of an existing Consumers Power Company fee strip; thence N 52° 05' 21" E, 192.57 feet; thence N 37° 11' 59" W, 1947.54 feet to Point "A"; thence continuing N 37° 11' 59" W, 180.88 feet to Point "B"; thence continuing N 37° 11' 59" W, 3013.19 feet to Point "C"; thence continuing N 37° 11' 59" W,

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MAP

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Township 27 North, Range 1 East, Township of Greenwood

Section 12 Part of NE 1/4 of NE 1/4, Commencing at NE corner of said section, thence South 89°59'15" West along North line of section 183.00 feet to point of beginning, South 89°59'15" West along section line 490.98 feet, South 41°39'03" East 158.54 feet, South 42°18'13" East 849.97 feet to East line of section, North 00°15'59" West along section line 545.08 feet, North 42°18'13" West 273.28 feet to point of beginning, (Parcel 286)

Township 27 North, Range 2 East, Township of Elmer

Section 7 Commencing at NW corner of said section, thence South 00°15'24" East along West line of section 202.16 feet to point of beginning, South 00°15'24" East along section line 545.08 feet, South 42°29'35" East 6,044.92 feet to South line of section, North 88°47'56" East along South line of section 485.78 feet, North 42°29'35" West 6,767.51 feet to point of beginning, (Parcel 286)

Section 17 Part of N 1/2 of NW 1/4, Commencing at NW corner of said section, thence South 00°04'42" West along West line of section 462.76 feet to point of beginning, South 00°04'42" West along West line of section 539.54 feet, South 42°29'35" East 461.74 feet to North 1/8 line of section, South 88°46'25" East along North 1/8 line 505.03 feet, North 42°29'35" West 1,208.10 feet to point of beginning, (Parcel 286) and Part of N 1/2 of SE 1/4, Commencing at South 1/4 corner of said section, thence North 00°24'54" West along North-South 1/4 line of section 1,431.07 feet to point of beginning, North 00°24'54" West along North-South 1/4 line 548.76 feet, South 42°29'35" East 209.86 feet, South 41°42'23" East 674.63 feet to South 1/8 line of section, North 89°13'39" West along South 1/8 line of section 494.90 feet, North 41°42'23" West 137.94 feet to point of beginning, (Parcel 279)*

Section 18 Part of NE 1/4, Commencing at NE corner of said section, thence South 88°47'56" West along the North line of section 416.66 feet to point of beginning, South 88°47'56" West along North line of section 485.78 feet, South 42°29'35" East 1,333.64 feet to East line of section, North 00°04'42" East along East line of section 539.54 feet, North 42°29'35" West 615.75 feet to point of beginning, (Parcel 286)

Section 20 Part of E 1/2 of E 1/2, Beginning at the SE corner of said section, thence North 89°24'09" West along South line of section 330.03 feet, North 00°27'11" West 3,981.00 feet to North 1/8 line of section, South 89°14'25" East along North 1/8 line of section 99.14 feet, South 41°39'20" East 350.48 feet to East line of section, South 00°27'11" East along East line of section 3,721.29 feet to point of beginning, and Part of NE 1/4 of SE 1/4 of NE 1/4, Commencing at the NE corner of said section, thence South 00°30'14" East along East line of section 1,326.79 feet to point of beginning, South 00°30'14" East along East section line 258.77 feet, North 41°42'23" West 350.48 feet to North 1/8 line of section, South 89°16'52" East along North 1/8 line of section 230.92 feet to point of beginning, (Parcel 278)

Section 28 Part of SW 1/4, Commencing at West 1/4 corner of said section, thence South 00°11'43" East along West line of section 478.96 feet to point of beginning, South 00°11'43" East along section line 347.51 feet, South 71°55'48" East 2,779.60 feet to North-South 1/4 line of section, North 00°12'25" West along North-South 1/4 line of section 347.54 feet to South 1/8 line of section, North 71°55'48" West 2,779.49 feet to point of beginning, (Parcel 278)

Section 29 Part of E 1/2 of E 1/2, Beginning at NE corner of said section, thence South 00°11'43" East along East line of section, 3,472.11 feet, North 71°55'48" West 347.37 feet, North 00°11'43" West 3,367.28 feet to North line of section, South 89°29'43" East along North line of section, 330.02 feet to point of beginning, (Parcel 278)

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Township 28 North, Range 1 East, Township of Greenwood

Section 6 Part of S 1/2, Beginning at South 1/4 corner of said section, thence South 89°42'13" West along South line of section 158.83 feet, North 37°11'12" West 1,619.61 feet, North 55°25'17" West 24.33 feet to South 1/8 line of section, North 89°45'38" East along 1/8 line of section 465.78 feet, South 37°11'12" East 1,636.78 feet to South line of section, South 89°42'13" West along section line 297.54 feet to point of beginning, (Parcel 303)

Section 7 Part of S 1/2 of NE 1/4, Commencing at East 1/4 corner of said section, thence South 89°36'56" West along East-West 1/4 line of section 387.59 feet to point of beginning, South 89°36'56" West along said 1/4 line 455.85 feet, North 37°11'12" West 1,641.67 feet to North 1/8 line of section, North 89°39'35" East along 1/8 line of section 456.12 feet, South 37°11'12" East 1,641.23 feet to point of beginning, (Parcel 301), and Part of NE 1/4 of NW 1/4, Beginning at North 1/4 corner of said section, thence South 00°00'15" East along North-South 1/4 line of section 210.19 feet, North 37°11'12" West 262.80 feet to North line of section, North 89°42'13" East along section line 158.83 feet to point of beginning, (Parcel 303), and Part of E 1/2 of SE 1/4, Commencing at East 1/4 corner of said section, thence South 89°36'56" West along East-West 1/4 line of section 387.59 feet to point of beginning, South 89°36'56" West along East-West 1/4 line 455.85 feet, South 37°11'12" East 1,389.88 feet to East line of section, North 00°10'30" East along section line 601.48 feet, North 37°11'12" West 638.73 feet to point of beginning, (Parcel 301)

Section 8 Part of W 1/2 of SW 1/4, Commencing at South 1/4 corner of said section, thence South 89°32'08" West along South line of section 1,328.99 feet to point of beginning, thence along section line South 89°32'08" West 189.70 feet, North 37°11'12" West 1,877.23 feet to West line of section, North 00°10'30" East along section line 601.48 feet, South 37°11'12" East 2,189.84 feet to West 1/8 line of section, South 00°11'21" West along 1/8 line 350.93 feet to point of beginning, (Parcel 301)

Section 17 Part of NW 1/4, Commencing at North 1/4 corner of said section, thence South 89°32'08" West along North line of section, 1,063.32 feet to point of beginning, South 89°32'08" West along section line 455.37 feet, South 37°10'27" East 2,509.61 feet to North-South 1/4 line of section, North 00°03'46" East along North-South 1/4 line 603.22 feet, North 37°10'27" West 1,757.16 feet to point of beginning, (Parcel 299), and Part of NW 1/4 of SE 1/4, Commencing at East 1/4 corner of said section, thence South 89°39'56" West along East-West 1/4 line of section 1,743.77 feet to point of beginning, South 89°39'56" West along East-West 1/4 line 456.08 feet, South 37°10'27" East 412.07 feet, South 48°01'15" East 837.96 feet to East 1/8 line of section, North 00°05'52" East along East 1/8 line 490.23 feet, North 48°01'15" West 476.04 feet, North 37°10'27" West 103.96 feet to point of beginning, (Parcel 295), and Part of SE 1/4 of SE 1/4, Commencing at SE corner of said section, thence North 00°07'58" East along East line of section 524.98 feet to point of beginning, North 00°07'58" East along section line 489.97 feet, North 48°01'15" West 436.60 feet to South 1/8 line of section, South 89°43'50" West along 1/8 line 542.90 feet, South 48°01'15" East 1,165.35 feet to point of beginning, (Parcel 297)

Section 21 Part of NW 1/4, Commencing at NW corner of said section, thence North 89°44'14" East along North line of section 581.56 feet to point of beginning, North 89°44'14" East along North section line 542.89 feet, South 47°58'54" East 2,043.55 feet to North-South 1/4 line of section, South 00°02'23" East along North-South 1/4 line 491.60 feet, North 47°58'54" West 2,774.26 feet to point of beginning, (Parcel 293)*

Section 26 Part of SW 1/4, Commencing at SW corner of said section, thence South 89°53'39" East along South line of section 587.83 feet to point of beginning, South 89°53'39" East along South section line 493.94 feet, North 41°38'18" West 194.11 feet, North 43°05'35" West 1,389.33 feet to West line of section, South 00°10'47" West along section line 532.48 feet, South 43°05'35" East 857.56 feet to point of beginning, (Parcel 288)

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see next page for balance of land description

NOTE #1 cont...

1194.14 feet; thence North 55° 26' 06" West, 1043.43 feet to Point "D"; thence continuing North 55° 26' 06" West, 441.04 feet to Point "E"; thence continuing North 55° 26' 06" West, 1526.42 feet to Point "F"; thence continuing North 55° 26' 06" West, 2693.22 feet to Point "G"; thence continuing North 55° 26' 06" West, 316.43 feet; thence South 60° 35' 20" West, 144.08 feet; thence South 71° 39' 13" West, 42.07 feet to a point on the Southwesterly line of said fee strip and the point of ending, said point being 105.78 feet East of the Northwest corner of said Section 1 and 1039.05 feet Southeasterly along the Southwesterly line of said fee strip.

LATERALS

Parcel 1

A parcel of land, described as follows:
Part of the Southeast 1/4 of Section 7, Township 28 North, Range 1 East, described as a strip of land 10 feet in width lying 5 feet on each side of and adjacent to a center line described as: Beginning at a point "A"; thence North 52° 48' 01" East, 178.65 feet; and thence North 31° 59' 13" East, 22.08 feet to a point on the Northeasterly line of an existing Consumers Power Company fee strip and the point of ending.

Parcel 2

A parcel of land, described as follows:
Part of the Southwest 1/4 of Section 7, Township 28 North, Range 1 East, described as a strip of land 10 feet in width lying 5 feet on each side of and adjacent to a center line described as: Beginning at Point "B"; thence South 53° 48' 22" West, 165.85 feet to a point on the Southeasterly line of an existing Consumers Power Company fee strip and the point of ending.

Parcel 3:

A parcel of land, described as follows:
Part of the Northwest 1/4 of Section 7, Township 28 North, Range 1 East, described as a strip of land 10 feet in width lying 5 feet on each side of and adjacent to a center line described as: Beginning at Point "C"; thence North 71° 07' 29" East, 140.88 feet; and thence North 70° 59' 53" East, 69.65 feet to a point on the Northeasterly line of an existing Consumers Power Company fee strip and the point of ending.

Parcel 5:

A parcel of land, described as follows:
Part of the Southwest fractional 1/4 of Section 6, Township 28 North, Range 1 East, described as a strip of land 10 feet in width lying 5 feet on each side of and adjacent to a center line described as: Beginning at Point "D"; thence North 00° 36' 52" East, 161.61 feet; and thence North 01° 01' 57" West, 81.04 feet to a point on the Northeasterly line of an existing Consumers Power Company fee strip and the point of ending.

Parcel 6:

A parcel of land, described as follows:
Part of the Southwest fractional 1/4 of Section 6, Township 28 North, Range 1 East, described as a strip of land 10 feet in width lying 5 feet on each side of and adjacent to a center line described as: Beginning at Point "D"; thence South 00° 36' 52" West, 199.17 feet to a point on the Southwesterly line of an existing Consumers Power Company fee strip and the point of ending.

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Township 28 North, Range 1 East, Township of Greenwood

Section 27 Part of NE $\frac{1}{4}$, Commencing at SE corner of said section, thence North 00°10'47" East along East line of section 1,157.63 feet, North 43°05'35" West 2,016.13 feet to point of beginning, North 43°05'35" West 1,862.92 feet to North-South 1/4 line of section, South 00°02'18" West along North-South 1/4 line 533.87 feet, South 43°05'35" East 1,129.92 feet to East-West 1/4 line of section, South 89°50'28" East along East-West 1/4 line 501.14 feet to point of beginning, and Part of NW $\frac{1}{4}$, Commencing at NW corner of said section, thence South 89°47'10" East along the North line of section 965.68 feet to point of beginning, South 89°47'10" East along North line of section 501.59 feet, South 43°05'35" East 1,747.67 feet to North-South 1/4 line of section, South 00°02'18" West along North-South 1/4 line 533.87 feet, North 43°05'35" West 2,481.32 feet to point of beginning, and Part of SE $\frac{1}{4}$, Commencing at SE corner of said section, thence North 00°10'47" East along East line of section 625.15 feet to point of beginning, North 00°10'47" East along East line of section 532.48 feet, North 43°05'35" West 2,016.13 feet to East-West 1/4 line of section, North 89°50'28" West along East-West 1/4 line 501.14 feet, South 43°05'35" East 2,747.21 feet to point of beginning, (Parcel 288)

Section 35 Part of SE $\frac{1}{4}$, Beginning at SE corner of said section, thence North 00°02'29" West along the East line of section 524.08 feet, North 41°38'18" West 2,824.93 feet to East-West 1/4 line of section, North 89°53'30" West along East-West 1/4 line 489.22 feet, South 41°38'18" East 3,527.35 feet to South line of section, South 89°53'20" East along South line of section 22.78 feet to point of beginning, (Parcel 286)

Section 36 Part of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Beginning at SW corner of said section, thence North 00°02'29" West along West line of section 524.08 feet, South 41°38'18" East 701.26 feet to South line of section, North 89°59'54" West along South line of section 465.55 feet to point of beginning, (Parcel 286)

Containing 411.47 acres, more or less, subject to all existing easements.

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

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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 N. Robinson
Roger N. Robinson

Rhea Jenkins
Rhea Jenkins

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

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

On this 27th 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 142
Lands Division Records

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