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Steve B. Sechkar and wife, Lena Mae

Warranty Deed, 12/22/67, 2/27/68, 120, 534

ACCOUNT NO. W.O. 7337

MAP



LIBER 120 PAGE 534

Recorded FEB 27 1968 at 9:30 o'clock A.M. Liber 120 of Deeds, Page 534 T. W. Wente, Jr. Registrar of Deeds

MICHIGAN STATE, Otsego COUNTY, Chester TOWNSHIP, SECTION 12, T 29 N, R 2 W, 345a PLAT OR AREA

This Indenture, made December 22, 1967 BETWEEN STEVE B. SECHKAR and LENA MAE SECHKAR, his wife, of 4213 West 20th Street, Cleveland, Ohio, parties of the first part, and CONSUMERS POWER COMPANY, a corporation duly authorized to do business in Michigan and having its principal office therein at 212 West Michigan Avenue, Jackson, Michigan 49201, party of the second part.

Witnesseth, That the said party of the first part, for and in consideration of the sum of ONE DOLLAR and Other Good and Valuable Consideration to him in hand paid by the said party of the second part, the receipt whereof is hereby confessed and acknowledged, does by these presents grant, bargain, sell, remise, release, alien and confirm unto the said party of the second part, its successors and assigns, Forever, all that certain piece or parcel of land situate and being in the Township of Chester, County of Otsego and State of Michigan, and described as follows, to-wit:

A 365 foot strip of land across the N 1/2 of the S 1/2 of the NW 1/4 of the SW 1/4 of Section 12, T29N, R2W, described as follows: To find the place of beginning of this description commence at the W 1/4 post of said section; run thence S 89° 29' 57" E along the East and West 1/4 line of said section 684.57 feet; thence S 27° 14' 03" E, 744 feet to the North line of the N 1/2 of the S 1/2 of the NW 1/4 of the SW 1/4 of said section and the place of beginning of this description; thence continuing S 27° 14' 03" E, 371.48 feet to the South line of the N 1/2 of the S 1/2 of the NW 1/4 of the SW 1/4 of said section; thence N 89° 39' 16" W along the South line of the N 1/2 of the S 1/2 of the NW 1/4 of the SW 1/4 of said section 411.79 feet; thence N 27° 14' 03" W, 371.9 feet to the North line of the N 1/2 of the S 1/2 of the NW 1/4 of the SW 1/4 of said section; thence S 89° 36' 10" E, 411.99 feet along the North line of the N 1/2 of the S 1/2 of the NW 1/4 of the SW 1/4 of said section 411.99 feet to the place of beginning.

SEE NOTE #1 FOR REL OF R/W FOR PIPELINE Excepting and reserving to first parties, their heirs or assigns, the easement and right to cross said strip of land at such places and in such a manner as is mutually satisfactory to both parties so long as said crossing shall not interfere with the use of said land by second party, its successors or assigns.

SEE NOTE #2 FOR WATER, OIL & GAS PIPELINE EASEMENT.

Together with all and singular the hereditaments and appurtenances thereunto belonging or in anywise appertaining: To Have and to Hold the said premises, as herein described, with the appurtenances, unto the said party of the second part and to its successors and assigns, Forever. And the said party of the first part, for himself, his heirs, executors and administrators, does covenant, grant, bargain and agree to and with the said party of the second part, its successors and assigns, that at the time of the delivery of these presents he is well seized of the above granted premises in fee simple; that they are free from all incumbrances whatever and that he will, and his heirs, executors, and administrators shall Warrant and Defend the same against all lawful claims whatsoever.

SEE NOTE #3 FOR GAS PIPELINE ESMT.

When applicable, pronouns and relative words shall be read as plural, feminine or neuter. In Witness Whereof, The said party of the first part has hereunto set his hand the day and year first above written.

Signed, and Delivered in Presence of Samuel B. Miller, Samuel B. Miller, Anthony W. Kozie, Steve B. Sechkar, Lena Mae Sechkar

OTSEGO COUNTY, Gaylord, Mich., TREASURER'S OFFICE, Feb 27 1968, I hereby certify that according to our records all taxes returned to this office are paid for five years preceding the date of this instrument. This does not include taxes in the process of collection. A. W. Kozie, COUNTY TREASURER

STATE OF OHIO, ) ss. Cuyahoga County, Ohio, before me, Notary Public of Cuyahoga County, personally appeared Steve B. Sechkar and Lena Mae Sechkar,

My commission expires 19... A. W. KOZIE, Notary Public, My Commission Expires Mar. 5, 1968

Formerly 1358-D145-5

Table with columns: BALANCE, TRANSFERS, AMOUNT, ITEMS OF COST, JOURNAL ENTRY, DATE

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MAPPED AND CHECKED

OTHER DATA AND NOTES

NOTE #1 (By Sale No. 189.643-0; T72-388) Consumers Power Company granted a rel of r/w for a pipeline across the land on the caption of this tract and otherlands as follows:

GENERAL ENGINEERING MAP REFERENCES			
Line Map No. <u>F-16944</u>	Sheet <u>18</u>	of	Sheets
Plan & Profile No. _____	Sheet _____	of	Sheets
Survey Map No. _____	Sheet _____	of	Sheets

- |                          |            |     |
|--------------------------|------------|-----|
| 1. Consumers Power Co.   | Rel of R/W | X-5 |
| 6-25-73                  |            |     |
| 2. Shell Pipe Line Corp. | Pipeline   |     |

Forever, the esmt and right to construct, operate, inspect, renew, maintain, repair, replace, change the size of and remove a 16" and a 12" 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 pieces of pcls of ld situate in the Twp of Lovells, Crawford Co, and in the Twps of Charlton, Chester and Bagley, Otsego Co, and State of Mich, desc as follows:

Pcl 11: A strip of ld across the SW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ , across the SW  $\frac{1}{4}$  and across the SW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of Sec 12; T29N, R2W, Chester Twp, Otsego Co, desc as beg at a point on the W ln of sd sec which sd point is N 00° 09' 35" E, 136.65' from the W  $\frac{1}{4}$  post of sd sec; cont th N 00° 09' 35" E alg the W ln of sd sec, 346.28'; th S 72° 12' 07" E, 542.96'; th S 27° 14' 03" E, 1900.20'; th S 53° 49' 47" E, 2158.16' to a point on the S ln of sd sec which sd point is S 89° 54' 47" E, 522.50' from the S  $\frac{1}{4}$  post of sd sec; th N 89° 54' 47" W alg the sd S ln of sd sec, 716.98'; th N 61° 26' 30" W, 1380.32' to the W 1/8 ln of sd sec; th N 27° 56' 17" W, 373.26'; th N 27° 14' 03" W, 1929.25'; th N 72° 12' 07" W, 251.93' to the pob.

FOR 16" AND 12" PIPELINE ROUTE, SEE TRACT 334.1-D318-3; FOR FURTHER CONDITIONS SEE ORIGINAL IN FILE:

FOR REPLACEMENT (CHANGE OF PIPELINE SIZE, DATED SEPTEMBER 20, 1973) FOR ABOVE EASEMENT FOR PIPELINE (T72-388) SEE ORIGINAL IN FILE:

NOTE #2:

SALE NO: <u>Otsego #14</u>
TO: <u>CONOCO. v.l.n.c.</u>
DATE: <u>11-14-89</u>
<u>Oil Water &amp; EASEMENT</u>
<u>SEE GENERAL SALE FILE</u>

X-5

*Gas Pipeline Esmt*

NOTE #3: (By Sale Otsego #22; 189.577-0) CRCo granted an esmt for gas pipeline purposes across the ld on the caption of this tract, as follows:

- |                             |                      |
|-----------------------------|----------------------|
| 1. Consumers Power Company  | Esmt - Gas Pipelines |
| 4-8-91                      |                      |
| 2. Northwest Equipment Inc. |                      |

The esmt and right to construct, maintain, repair and replace 2 gas pipelines, not larger than 6" diameter each, under and across each of the following desc pcls of ld situate in the Twp of Chester, Co of Otsego and State of Mich:

PCL "A": A part of the SW $\frac{1}{4}$  of the NW $\frac{1}{4}$  and of the NW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Sec 12, T29N, R2W, more fully desc as follows: A strip of ld 10 ft in width lying 5 ft on each side of a cen ln desc as follows: To find the POB of sd cen ln of sd 10 foot wide strip of ld, comm at the SW cor of sd Sec 12; th alg the cen ln of Old State Rd and the S ln of sd sec, bearing S 89 deg 54' 47" E 1311.60 ft to the W 1/8 ln of sd sec; th N 00 deg 10' 21" E alg sd W 1/8 ln and the cen ln of Gingell Rd, 1430.16 ft to a ln which is 5 ft SW'ly of, as measured at right angles to, the NE'ly boundary ln of CPCo property, and the POB of sd cen ln of the herein desc 10 foot wide strip of ld; th alg sd ln which is 5 ft NE'ly boundary ln of CPCo property, N 27 deg 14' 03" W, 1723.57 ft to the N'ly ln of CPCo property and the POE of sd cen ln of the herein desc 10 foot wide strip of ld.

PCL "B": A part of the NW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Sec 12, T29N, R2W, more fully desc as follows: A strip of ld 10 ft in width, lying 5 ft on each side of a cen ln desc as follows: To find the POB of sd cen ln of sd 10 foot wide strip of ld, comm at the SW cor of sd Sec 12; th alg the cen ln of Old State Rd and the S ln of sd sec, S 89 deg 54' 47" E, 1311.60 ft to the W 1/8 ln of sd sec; th N 00 deg 10' 21" E alg sd W 1/8 ln and the cen ln of Gingell Rd, 1441.02 ft to the NE'ly boundary ln of CPCo property; th alg sd NE'ly ln, N 27 deg 14' 03" W, 491.83 ft to the POB of sd cen ln of the herein desc 10 foot wide strip of ld; th N 89 deg 36' 10" W, 366.84 ft to the POE of sd cen ln of the herein desc 10 foot wide strip of ld.

CONTINUED

NOTE #3 contd: The 2 gas pipelines to be located within each of the 10 foot wide strips of 1d desc above as Pcls "A", "B" & "C" shall be buried in parallel with each other in a single trench and shall run parallel to the above desc cen ln of the particular Pcl as nearly as practicable. Each of sd gas pipelines shall be buried not less than 3 ft below the surface of the ground sd distance being measured vertically from the surface of the ground to the top of the gas pipelines.

FOR FURTHER CONDITIONS, SEE ORIGINAL IN FILE.