

TITLE DATA

Donald E. O'Dell, et al

TRACT 30-33146

Warranty Deed | 1/26/68 | 2/27/68 | 120 | 532 |

ACCOUNT NO. 110.8339

MAP

2

TITABAWASSEE-LIVINGSTON

RECORDED IN DEEDS

LIBER 120 PAGE 532

Recorded FEB 27 1968 at 9:30 o'clock P.M. Liber 120 of Deeds, Page 532-533 T.W. Werts Register of Deeds

WARRANTY DEED

This Indenture, made January 26, 1968 BETWEEN

DONALD E. O'DELL (a/k/a Donald F. O'Dell) and MARY J. O'DELL, his wife, of 388810 Hemon Street, Mt. Clemens, Michigan, and FRANK A. MIHELICH and GARNET A. MIHELICH, his wife, of 8105 Toepfer Street, Warren, Michigan, 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 Two Thousand and no/100

Dollars (\$2,000.00) 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 S 1/2 of the N 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, 372.17 feet to the North line of the S 1/2 of the N 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, 371.83 feet to the South line of the S 1/2 of the N 1/2 of the NW 1/4 of the SW 1/4 of said section; thence N 89° 36' 10" W along the South line of the S 1/2 of the N 1/2 of the NW 1/4 of the SW 1/4 of said section 411.99 feet; thence N 27° 14' 03" W, 372.26 feet to the North line of the S 1/2 of the N 1/2 of the NW 1/4 of the SW 1/4 of said section; thence S 89° 33' 04" E, along the North line of the S 1/2 of the N 1/2 of the NW 1/4 of the SW 1/4 of said section 412.18 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 ESMT.

SEE NOTE #3 FOR GAS PIPELINE

ESMT. TO NW Equipment Co.

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. COUNTY TREASURER

STATE OF MICHIGAN REAL ESTATE TRANSFER TAX \$82.20

Formerly 1359-D14576

Table with columns: BALANCE, TRANSFERS, AMOUNT, ITEMS OF COST, JOURNAL ENTRY, DATE. Includes sub-headers: MICHIGAN STATE, Otsego COUNTY, Chester TOWNSHIP, SECTION 12, TOWN T 29 N, RANGE R 2 W, MUNICIPALITY, PLAT OR AREA 345a.

13

18

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 other lands as follows:

GENERAL ENGINEERING MAP REVISIONS  
 Line Map No. F-16944 Sheet 18 of 1  
 Plan & Profile No. \_\_\_\_\_ Sheet \_\_\_\_\_ of \_\_\_\_\_  
 Survey Map No. \_\_\_\_\_ Sheet \_\_\_\_\_ of \_\_\_\_\_

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

Forever, the esmt and right to construct, operate, inspect, renew, maintain, repair, replace, change the size of and remove a 16" and 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 or 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:

DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS

1. Abstract \_\_\_\_\_
2. Opinions of Title \_\_\_\_\_
3. Title Search \_\_\_\_\_
4. Mortgage Release \_\_\_\_\_

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: Otsego #14  
 TO: CONOCO, INC.  
 DATE: 11-14-89  
 Oil, Water & EASEMENT  
 SEE GENERAL SALE FILE

X-6

*Gas Pipeline Esmt*

NOTE #3: (By Sale No. Otsego #22; 189.577-0) CPCo granted an esmt for gas pipeline purposes across the ld on the caption of this tract, as follows:

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

The esmt and right to construct, maintain, repair and replace 2 gas pipelines, not larger than 6 inch 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 NE  $\frac{1}{4}$  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 100foot 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 hereindesc 10 foot wide strip of ld; th alg sd ln which is 5 ft SW'ly of, as measured at right angles to, sd NE'ly boundary ln of CPCo property, N 27 deg 14' 03" W, 1723.57 ft tp the N'ly ln of CPCo property & the POE of sd cen ln of the herein desc 10 foot wide strip of ld.

The 2 gas pipelines to be located within each of the 10 foot wide strips of ld 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.

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

20

LIBER 120 PAGE 533

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

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

Willard Gocha  
Willard Gocha  
Samuel B. Miller  
Samuel B. Miller  
Frances Ratliff  
Frances Ratliff  
Samuel B. Miller  
Samuel B. Miller

Donald E. O'Dell  
Donald E. O'Dell  
Mary J. O'Dell  
Mary J. O'Dell  
Frank A. Mihelich Jr.  
Frank A. Mihelich Jr.  
Garnet A. Mihelich  
Garnet A. Mihelich

STATE OF MICHIGAN, ) ss.  
County of Macomb ) On January 26, 19 68  
before me, a Notary Public of Otsego County, Michigan, acting in Macomb  
County, personally appeared Donald E. O'Dell and Mary J. O'Dell,

to me known to be the same persons described in and who executed the within instrument, who severally acknowledged the same to be their free act and deed.

My commission expires December 12, 19 71  
Samuel B. Miller  
Samuel B. Miller, Notary Public,  
Otsego County, Michigan.

STATE OF MICHIGAN, ) ss.  
County of Macomb ) On January 26, 19 68  
before me, a Notary Public of Otsego County, Michigan, acting in Macomb  
County, personally appeared Frank A. Mihelich and Garnet A. Mihelich,

to me known to be the same persons described in and who executed the within instrument, who severally acknowledged the same to be their free act and deed.

My commission expires December 12, 19 71  
Samuel B. Miller  
Samuel B. Miller, Notary Public,  
Otsego County, Michigan.

PREPARED BY D. R. ROOD, CONSUMERS POWER CO  
212 W. MICHIGAN AVENUE, JACKSON, MICHIGAN

RETURN TO LAND & R/W DEPT.  
CONSUMERS POWER CO.  
212 MICHIGAN AVE. WEST  
JACKSON, MICHIGAN

WARRANTY DEED

TO

REGISTER'S OFFICE  
Country of  
This instrument was presented and received for record this day of  
at o'clock A.D. 19  
recorded in Liber M, and  
on page as a proper certificate  
was furnished in compliance with Section 353,  
Compiled Laws of 1929, as amended by Act 261,  
P. A. of 1931.  
Register of Deeds.