

13

TITLE DATA

CONSUMERS POWER COMPANY

Willis E. Gelow, Jr and wife, Barbara L.
Warranty Deed 3/24/70 5/5/70 137 66 #316

TRACT 342-D318-8

ACCOUNT NO. W.O. 8339

MAP 2

TITTABAWASSEE-LIVINGSTON EHV TRANS. LINE

RECORDED IN DEE
LIBER 137 PAGE 66

OTSEGO COUNTY



REAL ESTATE
TRANSFER TAX
\$11.00

Recorded May 5, 1970
at 2:00 o'clock P.M.
Liber 137 of Deeds, Page 66
Rhoades W. White
Register of Deeds

This Indenture, made March 24, 1970
BETWEEN
WILLIS E. GELOW, JR. and BARBARA GELOW, his wife,
of 4212 LaForest Drive, Waterford, Michigan,
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 the said party of the first part, for and in consideration of the sum of TEN THOUSAND AND NO/100

Dollars (\$10,000.00) 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:

Parcel 1: A strip of land 330 feet wide in a part of the S 1/2 of the NE 1/4 of Section 11, T29N, R2W, described as follows: To find the place of beginning of this description commence at the E 1/4 post of said section; run thence N 00° 09' 35" E along East line of sd sec 136.65 feet to place of beginning of this description; thence continuing along sd East line of sd sec N 00° 09' 35" E, 346.28 feet; thence N 72° 12' 07" W, 344.76 feet; thence S 00° 11' 04" W, 346.23 feet; thence S 72° 12' 07" E, 344.91 feet to place of beginning.

Parcel 2: A parcel of land in the SW 1/4 of the NW 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 N 00° 09' 35" E along West line of sd sec 136.65 feet to place of beginning of this description; thence continuing along said West line of sd sec N 00° 09' 35" E, 346.28 feet; thence S 72° 12' 07" E, 542.96 feet; thence S 27° 14' 03" E, 363.21 feet to the East and West 1/4 line of sd sec; thence N 89° 29' 57" W along said East and West 1/4 line of sd sec 412.38 feet; thence N 27° 14' 03" W, 69.76 feet; thence N 72° 12' 07" W, 251.93 feet to place of beginning.

SEE NOTE #1 FOR REL OF R/W FOR PIPELINE

Excepting and reserving to first party, his heirs or assigns, the easement and right to cross said Parcels 1 and 2 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 ESMT FOR WATER, OIL & GAS PIPELINE ESMT

Also excepting and reserving to first party herein, his heirs or assigns, all oil, gas and other minerals (but not including sand, clay or gravel) in and under said Parcels 1 and 2, together with the right to remove the same by wells or shafts placed on the adjoining land. No wells or shafts are to be placed on the land herein conveyed.

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 TO NWEQUIPMENT, INC.

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 Miller IV
Samuel Miller

Samuel B. Miller
Samuel B. Miller

Willis E. Gelow, Jr.
Barbara Gelow
L.

OTSEGO COUNTY (Calver, Mich.)
TREASURER'S OFFICE (May 5, 1970)

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 hands of collection.

County Treasurer

STATE OF MICHIGAN,)
) ss. On March 24, 1970
County of Oakland)
before me, a Notary Public of Otsego County, Michigan, acting in Oakland

County, personally appeared Willis E. Gelow, Jr. and Barbara Gelow,

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, 1971
Samuel B. Miller
Notary Public,
Otsego County, Michigan.

Formerly 1361-D145-8

MICHIGAN	Otsego	Chester
STATE	COUNTY	TOWNSHIP
		T29N R2W
MUNICIPALITY	SECTION	TOWN RANGE
	7.43	
PLAT OR AREA		
BALANCE		
TRANSFERS		
AMOUNT		
ITEMS OF COST		
JOURNAL ENTRY		
DATE		

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 REFERENCES
 Line Map No. F-16944 Sheet 18 of _____
 Plan & Profile No. _____ Sheet _____ of _____
 Survey Map No. _____ Sheet _____ of _____

Sheets	1. Consumers Power Co		
Sheets	6-25-73	Rel of R/W	X-8
Sheets	2. Shell Pipe Line Corp	Pipeline	X-6

DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS

1. Abstract _____
2. Opinions of Title _____
3. Title Search _____
4. Mortgage Release _____
5. Tree Vouchers _____
6. Other Documents _____

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 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:

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 $\frac{1}{8}$ 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. X-8

Pcl 12: A strip of ld across the N $\frac{1}{2}$ of Sec 11, T29N, R2W, Chester Twp, Otsego Co, desc as beg at a point on the E ln of sd sec which sd point is N 00° 09' 35" E, 136.65' from the E $\frac{1}{4}$ post of sd sec; cont th N 00° 09' 35" E alg the sd E ln of sd sec, 346.28'; th N 72° 12' 07" W, 3446.46'; th N 37° 20' 33" W, 1398.51' to a point on the N ln of sd sec which sd point is S 89° 42' 01" E, 1143.27' from the NW cor of sd sec; th N 89° 42' 01" W alg the N ln of sd sec, 460.95'; th S 37° 20' 33" E, 1733.40'; th S 72° 12' 07" E, 3716.20' to the pob. X-6

FOR 16" AND 12" PIPELINE ROUTE, SEE TRACT 334.1-D318-3; FOR FURTHER CONDITIONS SEE ORIGINAL 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
Water Oiler EASEMENT
 SEE GENERAL SALE FILE

X-6

Gas Pipeline Esmt.

NOTE #3: (By Sale No 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. NW 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 & 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 $\frac{1}{8}$ ln of sd sec; th N 00 deg 10' 21" E alg sd W $\frac{1}{8}$ 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 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 to the N'ly ln of CPCo property & the POB

NOTE #3 contd: 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.