

TITLE DATA

Harry E. Wolfe and wf., Virginia J.

Warranty Deed | 6/3/68 | 7/17/68 | 123 | 86 | #321

ACCOUNT NO. W.O. 8337

MAP 6

TITTABAWASSEE-LIVINGSTON



LIBER 123 PAGE 86

Recorded July 12, 1968 at 9:30 o'clock A.M. Liber 123 of Deeds, Page 80. Thos. H. Shurtz Register of Deeds.

This instrument, made June 3, 1968 BETWEEN HARRY E. WOLFE and VIRGINIA J. WOLFE, his wife, of 33235 Seven Mile Road, Livonia, 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 Seventeen Thousand and no/100

Dollars (\$17,000.00) 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 strip of land 365 feet in width across the E 1/2 of Section 33, T30N, R2W, described as follows: To find the place of beginning of this description commence at the N 1/4 post of said section; run thence S 88° 03' 35" E along the North line of said section 637.96 feet to the place of beginning of this description; thence S 37° 21' 55" E, 3399.27 feet to the East line of said section; thence N 03° 01' 50" W along the said East line of said section 4.71 feet to the E 1/4 post of said section; thence continuing N 01° 46' 10" W along the said East line of said section 622.51 feet; thence N 37° 21' 55" W, 2590.38 feet to the North line of said section; thence N 88° 03' 35" W along the said North line of said section 471.71 feet to the place of beginning.

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.

Also excepting and reserving to first parties herein, their heirs or assigns, all oil, gas and other minerals (but not including sand, clay or gravel) in and under said strip of land, 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.

SEE NOTE #1 FOR REL OF R/W FOR GAS MAIN AND PETROLEUM PRODUCTS PIPELINE.

SEE NOTE #2 FOR REL OF R/W FOR PIPELINE

SEE NOTE #3 FOR ESMT

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

Samuel B. Miller, Samuel B. Miller, Lillian Potter

Harry E. Wolfe, Virginia J. Wolfe, OTSEGO COUNTY TREASURER'S OFFICE, July 12, 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. W. H. A. [Signature] COUNTY TREASURER

STATE OF MICHIGAN,) ss. County of Wayne) On June 3, 1968 before me, a Notary Public of Otsego County, Michigan, acting in Wayne County, personally appeared Harry E. Wolfe and Virginia J. Wolfe

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.

Table with columns: MICHIGAN STATE, Otsego COUNTY, Chester TOWNSHIP, 33 SECTION, 30N TOWN, 2W RANGE, 23.09a PLAT OR AREA

Main ledger table with columns: BALANCE, TRANSFERS, AMOUNT, ITEMS OF COST, JOURNAL ENTRY, DATE

Written vertically: Farmer by 1364-D145-2

Handwritten circled number 18

MAPPED AND CHECKED

OTHER DATA AND NOTES

NOTE #1 (By Sale No. 189.164-7; T71-38) Consumers Power Co granted a rel of r/w for a gas main and petroleum products pipeln across the ld on the cap of this tract as follows:

GENERAL ENGINEERING MAP REFERENCES			
Line Map No. <u>F 169 44</u>	Sheet <u>19</u>	of	
Plan & Profile No. _____	Sheet _____	of	
Survey Map No. _____	Sheet _____	of	

1. Consumers Power Co.			
5-11-71	Rel of R/W	X-2	
2. Michigan Consolidated Gas Co.	Gas Main		

Forever, the esmt and right to construct and maintain, repair and replace a 10" gas main and an 8" petroleum products pipeln in, on, under, through and across the following desc ld in the Twp of Chester, Co of Otsego and State of Mich, to wit:

The SE'ly 300', sd distance being meas at right angles to the E ln of Sec 33, T30N, R2W, of a strip of ld 365' in width across the E $\frac{1}{2}$ of sd sec, sd strip of ld 365' in width being desc as follows: To find the pob of this desc comm at the N $\frac{1}{4}$ post of sd sec; run th S 88° 03' 35" E alg the N ln of sd sec, 637.96' to the pob of this desc; th S 37° 21' 55" E, 3399.27' to the E ln of sd sec; th N 03° 01' 50" W alg the sd E ln of sd sec, 4.71' to the E $\frac{1}{4}$ post of sd sec; th cont N 01° 46' 10" W alg the sd E ln of sd sec, 622.51'; th N 37° 21' 55" W, 2590.38' to the N ln of sd sec; th N 88° 03' 35" W alg the sd N ln of sd sec, 471.71' to the pob.

The r/w hereby conveyed and rel is for the sole and only purpose of locating and establishing in, on, under, through and across sd above-desc premises a 10" gas main and an 8" petroleum products pipeln, the respective ctr lns of which are desc as follows:

10-inch gas main

In a N'ly and S'ly direc in, on, under, through and across sd above-desc ld not more than 55' distant W of the E ln of Sec 33, T30N, R2W.

8-inch petroleum products pipeline

In a N'ly and S'ly direc in, on, under, through and across sd above-desc ld not more than 20' distant W of the E ln of Sec 33, T30N, R2W.

This rel is executed by CPCo and accepted by Mich Consolidated Gas Co subj to the following conditions, anything in the specs for sd gas main and for sd petroleum products pipeln to the contrary notwithstanding, to wit:

FOR FURTHER CONDITIONS SEE ORIGINAL IN FILE:

NOTE #2 (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:

1. Consumers Power Co.			
6-25-73	Rel of R/W	X-2	
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 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 16: A strip of ld 365' in width across the E $\frac{1}{2}$ of Sec 33, T30N, R2W, Chester Twp, Otsego Co, desc as beg at a point on the N ln of sd sec which sd point is S 88° 03' 35" E, 637.96' from the N $\frac{1}{4}$ post of sd sec; th S 37° 21' 55" E, 3399.27' to a point on the E ln of sd sec which sd point is S 03° 01' 50" E, 4.71' from the E $\frac{1}{4}$ post of sd sec; th N 03° 01' 50" W alg the E ln of sd sec, 4.71' to the E $\frac{1}{4}$ post of sd sec; th N 01° 46' 10" W alg the E ln of sd sec, 622.51'; th N 37° 21' 55" W, 2590.38' to the N ln of sd sec; th N 88° 03' 35" W alg the N ln of sd sec, 471.71' 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:

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

4A

LIBER 531 PAGE 308

(PERSONAL ACKNOWLEDGEMENT)

STATE OF MICHIGAN)
COUNTY OF Livingston) SS.

On this 5TH day of July, 1969, before me, a Notary Public of Livingston County, Michigan, acting in Livingston County, personally appeared Charles W. Flake and wife Heltrude K. Flake

to me known to be the persons described in and who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

Ronald H. Daugherty
Donald H. Daugherty
Notary Public, Livingston County, Michigan
My commission expires December 15, 1972

STATE OF MICHIGAN)
COUNTY OF Livingston) SS.

On this 9TH day of July, 1969, before me, a Notary Public of Livingston County, Michigan, acting in Livingston County, personally appeared Ralph Russell and wife Shirley M. Russell

to me known to be the same persons named in and who executed the foregoing instrument, and severally acknowledged the execution of the same to be their free act and deed.

Ronald H. Daugherty
Donald H. Daugherty
Notary Public, Livingston County, Michigan
My commission expires December 15, 1972

CLARENCE B. ACKBURN
REGISTER OF DEEDS
LIVINGSTON COUNTY, MICH.

NOV 4 PM 2 35

RECORDED

RETURN TO LAND & RW DEPT.
CONSUMERS POWER CO.
212 MICHIGAN AVE WEST
JACKSON, MICHIGAN

MAPPED
AND
CHECKED

NOTE #3: (By Sale No. Otsego #34; 421.070-4) Consumers Power Company granted an Esmt across the land on the caption of this tract as follows:

1. Consumers Power Company
9-11-92 Esmt
2. Michigan Consolidated Gas Company

Forever the easement and right for gas pipeline purposes over, under, along and across that certain piece or parcel of land situate in the Township of Chester, County of Otsego and State of Michigan, know and described as follows:

A 50 foot wide easement across part of the East 1/2 of the Northeast 1/4 of Section 33, Township 30 North, Range 2 West, lying 30 feet East of and 20 feet West of the following described lines:

Commencing at the Point of Beginning on the Southerly line of consumers Power Company feet strip, said point being 91 feet Westerly of the East line of Section 33, as measured along the Southerly line of said feet strip; thence North 01° East, 647 feet to the point of ending on the Northerly line of said fee strip, said point being 91 feet Westerly of the East line of Section 33, as measured along the Northerly line of said fee strip.

Said Consumers Power Company feet strip more particularly described as follows:

A strip of land 365 feet in width across the East 1/2 of Section 33, Township 30 North, Range 2 West, described as follows: To find the place of beginning of this description, commence at the North 1/4 post of said section; run thence South 88° 03' 35" East along the North line of said section, 637.96 feet to the place of beginning of this description; thence South 37° 21' 55" East, 3399.27 feet to the East line of said section; thence North 03° 01' 50" West along the said East line of said section, 4.71 feet to the East 1/4 post of said section; thence continuing North 01° 46' 10" West along the said East line of said section, 622.51 feet; thence North 37° 21' 55" West 2590.38 feet to the North line of said section; thence North 88° 03' 35" West along the said North line of said section, 471.71 feet to the place of beginning

The intent of this description is to provide a 50-foot wide easement for a proposed pipeline to be constructed 10 feet West of the existing 10" Pigeon River Pipeline.

The easement hereby conveyed is for the sole and only purpose of locating, constructing and maintaining over and across said land a 12" pipeline to be buried a minimum of 3 feet beneath the surface of the land, as measured from the surface of the land to the top of the 12" gas pipeline. Furthermore, the 12" gas pipeline for which easement rights are hereby granted shall run in a Northerly and Southerly direction distant not more than 55 feet West of the East line of Section 33.

FOR FURTHER CONDITIONS SEE ORIGINAL IN FILE.