

13

TITLE DATA

CONSUMERS POWER COMPANY

Gaylord Industrial Development Corporation

TRACT 368-D318-14

Warranty Deed 1/18/68 2/14/68 120 425

ACCOUNT NO.

MAP 7-63

98 TITABAWASSEE-LIVINGSTON #3133 RECORDED IN DEEDS LIBER 120 PAGE 425

Recorded FEB 14 1968 at 9:30 o'clock AM Liber 120 of Deeds, Page 425-6 T.W. Wentz Register of Deeds

MICHIGAN STATE

Otsego COUNTY

Bagley TOWNSHIP

MUNICIPALITY

SECTION 16

T 30 N R 3 W

6.330 PLAT OR AREA

This Indenture, Made January 18th 1968

BETWEEN GAYLORD INDUSTRIAL DEVELOPMENT CORPORATION, a Michigan corporation, of P.O. Box 26, Gaylord, Michigan, party 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 Three Thousand and no/100

Dollars (\$3,000.00) to it 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 Bagley, County of Otsego and State of Michigan, and described as follows, to-wit:

A parcel of land in the SW 1/4 of Section 16, T30N, R3W, 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 81° 43' 50" E along the East and West 1/4 line of said section 893.64 feet to the place of beginning of this description; thence continuing S 81° 43' 50" E along said East and West 1/4 line of said section 726.62 feet to the W'ly line of the New York Central Railroad right of way; thence S 03° 09' 10" W along said W'ly line of said railroad right of way 286.14 feet; thence N 81° 43' 50" W, 583.16 feet; thence S 62° 27' 20" W, 278.58 feet to the E'ly line of Highway E-75; thence N'ly on a curve to the right along said highway right of way, said curve having a radius of 3190.53 feet, a chord bearing of N 19° 38' 15" W, a chord distance of 333.16 feet; thence N 62° 27' 20" E, 262.49 feet to the place of beginning.

Excepting and reserving to first party, its successors or assigns, the easement and right to cross said parcel 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.

OTSEGO COUNTY Gaylord, Mich. TREASURER'S OFFICE Feb 14 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

OTSEGO COUNTY 000208 STATE OF MICHIGAN REAL ESTATE TRANSFER TAX IN 03.30

SEE NOTE #1 FOR REL. OF R/W FOR ELEC. LINE.

SEE NOTE #2 FOR SALE OF LAND

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 itself and its successors, 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 ensembling and delivery of these presents it is well seized of the above granted premises in FEE SIMPLE; that they are free from all encumbrances whatever.

Table with columns: BALANCE, TRANSFERS, AMOUNT, ITEMS OF COST, JOURNAL ENTRY, DATE. The table is mostly empty with some handwritten entries.

Formerly 1387-D145-14

MAPPED AND CHECKED

OTHER DATA AND NOTES

GENERAL ENGINEERING MAP REFERENCES
 Line Map No. E-76944 Sheet 20 of
 Plan & Profile No. _____ Sheet _____ of
 Survey Map No. _____ Sheet _____ of

NOTE #1
 Sheets
 Sheets
 Sheets

(By Sale # 189.504-4; 274-143 & T75-202) Consumers power Company granted a rel of r/w for an elec line across the land on the caption of this tract and other lands as follows:

- | | |
|--|-------------|
| 1. Consumers Power Company | Rel. of R/W |
| 11-14-75 | Elec. Line |
| 2. Northern Michigan Elec. Cooperative, Inc. | X-14 |

DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS

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

License and permit to use the following desc premises situated and being in the Twp of Bagley, Co. of Otsego and State of Michigan, to wit:

Pcl #1: The N 285 ft of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec 16, T30N, R3W, and also all that portion of the SW $\frac{1}{4}$ of sd Sec 16 desc as a strip of land 100 ft in width lying S'ly & SE'ly of a line which sd line is desc as: Comm at the pl of intersec of the E & W $\frac{1}{4}$ line of sd sec with the W'ly line of Hwy Old US-27 which sd pl of intersec is N 81° 43' 50" W, 158.6 ft from the cen of sd sec; th N 81° 43' 50" W alg sd E & W $\frac{1}{4}$ line of sd sec, 1659.94 ft; th S 62° 27' 20" W, 262.49 ft to a pl of end of sd line on the E'ly line of the r/w of Hwy I-75, exc therefrom the rr r/w of the Penn Central Transportation Company;

Pcl #2: A strip of land 330 ft in width across the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec 14, T30N, R3W, more particularly desc as follows: To find the pl of beg of sd desc, comm at the SW cor of sd Sec 14; run th S 89° 15' 30" E alg the S line of sd sec, 511.53 ft to the pl of beg; th con S 89° 15' 30" E alg the S line of sd Sec, 370.49 ft; th N 26° 17' 40" W, 1328.08 ft; th N 73° 08' 30" W, 334.13 ft to the W line of Sec 14, th S 01° 10' 30" E alg the W line of sd sec, 383.86 ft to a pt N 01° 10' 30" W, 892.56 ft from the SW cor of sd sec; th S 73° 08' 30" E, 105.16 ft; th S 26° 17' 40" E, 968.73 ft to the pl of beg;

on the terms and conditions hereinafter mentioned, to be occupied and used For the purposes of constructing and repairing, removing, replacing, and maintaining an elec dist line consisting of poles, wires, cables, conduits and other fixtures and appurtenances on, over and across as above-desc land, the route to be taken by sd line of poles, wires, cables and conduits across sd above-desc land being desc as follows:

Pcl #1: In an E'ly & W'ly dir 25 ft distant S'ly of, par with and measured at right angles to the cen line of an existing elec line run across sd land above desc as Pcl 1, sd cen line of sd existing elec line being desc as beg on the NW 'ly line of sd land above desc as Pcl 1 at a pt which is 6 ft distant S'ly of and measured at right angles to the E & W $\frac{1}{4}$ line of Sec 16, T30N, R3W, run th E'ly par with sd E & W $\frac{1}{4}$ line of sd sec, 2365 ft; th S 52° E to a pl of end on the S line of sd land above desc as Pcl 1.

Pcl #2: In an E'ly & W'ly dir 25 ft distant S'ly of, par with and measured at right angles to the cen line of an existing elec line run across sd land above desc as Pcl 2, sd cen line of sd existing elec line being desc as run in an E'ly & W'ly dir across sd land above desc as Pcl #2, par with and 65 ft distant N'ly of the S line of sd land above desc as Pcl 2.

FOR FURTHER CONDITIONS, SEE ORIGINAL IN FILE.

ACCOUNT NO. _____

MAP _____

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

98a

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and that it will and its successors shall forever 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 Gaylord Industrial Development Corporation, has caused these presents to be signed in its name by its and sealed with its corporate seal, the day and year first above written.

GAYLORD INDUSTRIAL DEVELOPMENT CORPORATION

Signed, Sealed and Delivered in Presence of

Fred J. Coolbaugh
Samuel B. Miller

By Robert J. Noa
Robert J. Noa President

Attest: H. E. Collins
H. E. Collins Secretary

STATE OF MICHIGAN }
COUNTY OF Otsego } ss.

On January 18th, 1968

before me, a Notary Public in and for Kent County, acting in Otsego County, personally appeared Robert J. Noa, President of

Gaylord Industrial Development Corporation, the corporation named in and which executed the within instrument and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors;

and said Robert J. Noa acknowledged said instrument to be the free act and deed of said corporation.

Fred J. Coolbaugh
Fred J. Coolbaugh
Notary Public, Kent County, Michigan.

My commission expires May 3rd 1969

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
BY CORPORATION

TO

REGISTER'S OFFICE, ss.
COUNTY OF _____
This instrument was presented and received for record this _____ day of _____ A. D. 19 _____ at _____ o'clock _____ M., and recorded in Liber _____ of Deeds on page _____ as a proper certificate was furnished in compliance with Section 3531, Compiled laws of 1929, as amended by Act 261, P. A. of 1931.
Register of Deeds.

NOTE #2 : (Otsego #48) Consumers Energy Company granted an easement across the ld on the caption of this tract, as follows:

1. Consumers Energy Company
1-5-98
2. Paxton Resources, LLC

Easement - for Gas Flowline & Underground elec dist cable

Forever, the easement and right for gas flowline and underground electric distribution cable purposes on, over, under, along and across that certain piece or parcel of land situate in the Township of Bagley, County of Otsego and State of Michigan, known and described as follows:

A strip of land 15 feet in width located in the Southwest 1/4 of Section 16, T30N, R3W, whose centerline is described as beginning at a point on the East and West 1/4 line of said section, also being the North line of Consumers Energy Company's electric transmission fee strip, which point is S81deg03'14"E, 1415.95 feet from the West 1/4 corner of said section; thence S09deg00'00"W, 285.00 feet to the South line of Consumers Energy Company's electric transmission fee strip and the point of ending of this description.

The easement hereby conveyed is for the sole and only purpose of locating, constructing and maintaining over, under and across said land a gas flowline and an underground electric distribution cable. The route and course of said flowline and cable being described as follows:

To run in a North and South direction and to be buried a minimum of 3 feet beneath the surface of the land, said distance to be measured from the surface to the top of the flowline and cable.

FOR FURTHER CONDITIONS, SEE ORIGINAL IN FILE: