

ORIGINAL INSTRUMENT MAP REFERENCES

Vol. No. 1-10178 Sheet 8 of Sheets
Plan & Profile No. Sheet of Sheets
Series Map No. Sheet of Sheets

DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS

1. Abstract
2. Notices of Filing
3. Title Search
4. Mortgage Release
5. Title Vouchers
6. Other Documents

TITLE DATA

CONSUMERS POWER COMPANY

TRACT 87-D308--2(contd.)

NAME OF GRANTOR

ACCOUNT NO.

MAP

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

LIBER 156 PAGE 636

that said petitioner within 20 days after the entry of this Order shall deposit with the Register of this Court the sum hereinafter stated as just compensation for damages to be paid to the respondents or, in the alternative, that said petitioner pay said sum directly to the respondents or their attorney of record and file a receipt therefor signed by said respondents or their attorney of record with the Register of this Court.

3. That the just compensation for damages as determined by the Commissioners and as hereby confirmed by this Court is \$65,500.00.

4. The interest in the land hereinafter described which is hereby vested in petitioner, its successors and assigns forever, is as follows:

An easement 150 feet in width upon which to erect, lay and maintain electric transmission circuits and facilities consisting of towers or poles of steel, wood or other material, or any combination of same, and all wires, cables and equipment required for the purpose of transmitting electric energy and electric control circuits and devices on, over and across the parcels of land described below, including all public highways upon or adjacent to said parcels of land; said 150 foot easement being more specifically described below. Also the right to enter at all times upon said 150 foot easement described below for the purpose of constructing, operating and repairing, renewing, extending, changing, patrolling and maintaining such towers and poles with all necessary crossarms, braces, guys, anchors and applicances and stringing thereon and supporting and suspending therefrom lines of wires, cables or other conductors for the transmission of electric energy and control circuits and devices, together with the right to renew or repair the aforesaid. Also the right, at any time, to cut, remove or otherwise control all trees and brush within the areas described below. Also the easement and right to construct, lay and maintain underground counterpoise wires or cables within the boundaries of said 150 foot easement. The use of the land lying within said 150 foot easement by respondents and their grantees shall be subject to the restriction that no buildings or other structures will be placed on the 150 foot easement described below without the written consent of said Consumers Power Company.

5. The description of said parcel and the description and location on said parcel of the transmission line easement interest and tree easement are as follows:

STATE OF MICHIGAN) RECORDED 23rd
COUNTY OF OTSEGO)
A.D. 1974 AT 10:00

Theodore A. Head
REGISTER OF DEEDS

LIBER 156 PAGE 637

Parcel 1

Description: Land in the Township of Hayes, Otsego County, described as:

The W 1/2 of the NW 1/4 and the NW 1/4 of the SW 1/4 of Section 16; the SE 1/4 of Section 17; the SE 1/4 of Section 19; Section 20; the N 1/2 of Section 30; the N 1/2 of the SW 1/4 and the N 1/2 of the SE 1/4 of Section 30; all in T30N, R4W, Hayes Township, Otsego County, Michigan.

Interest Acquired: An easement for electric transmission lines and the other purposes as described in paragraph four, above, described and located on said Parcel as follows:

A strip of land 150 feet in width across the above-described land being 75 feet on each side of a center line described as follow: to find the place of beginning of said center line, commence at the North 1/4 corner of said Section 16, thence S 88° 30' 10" W along the North line of said Section 16 1377.02 feet to the West 1/8 line of said Section 16; thence S 00° 04' 15" E along said 1/8 line 2773.99 feet to the place of beginning of said center line; running thence S 46° 03' 20" W to the West line of Section 30, T30N, R4W, and the point of ending, said point of ending being 7861.74 feet Northerly of the Southeast corner of Section 36, T30N, R5W, as measured along the township line.

Also, the right, at any time, to cut, remove or otherwise control (1) all trees and brush standing or growing within the limits of said 150 foot strip of land, (2) all trees and brush standing or growing on a strip of land 40 feet in width lying NW'ly of and adjoining and measured at right angles to the NW'ly line of said 150 foot easement hereby sought to be condemned over and across the lands described above, and (3) all trees and brush standing or growing on a strip of land 40 feet in width lying SE'ly of and adjoining and measured at right angles to the SE'ly line of said 150 foot easement hereby sought to be condemned over and across the lands described above, when, in the judgment of petitioner, such trees and brush standing or growing on said 40 foot strips of land constitute a potential danger or hazard to the operation and maintenance of electric transmission line facilities constructed on said 150 foot strip of land. Also the right to enter upon said 150 foot strip of land and said 40 foot strips of land from time to time to cut, control and remove trees and brush as aforesaid.

Bernard C. Burt
Judge of Probate

Approved as to form and substance.

HANNA & HANNA

By

[Signature]

2255.1 - 2 etc.