

TITLE DATA

CONSUMERS POWER COMPANY 16

John Vivio and wife, Theresa

TRACT 3-E112-16

Warranty Deed NAME OF GRANTOR 12/5/66 1/23/67 115 137
 KIND OF INSTRUMENT DATE OF INST. DATE OF RECORD LIBER PAGE 693606

ACCOUNT NO. 110. #8243

MAP 11-123

LIVINGSTON SUBSTATION SITE

RECORDED IN DEEDS 115 PAGE 137

Recorded JAN 23 1967
 at 9:30 o'clock A.M.
 Liber 115 of Deeds, Page 137
 T.W. West
 Register of Deeds.

WARRANTY DEED

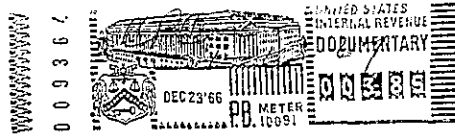
This Indenture, made December 5, 1966
 BETWEEN JOHN VIVIO and THERESA VIVIO, his wife,
 of M-68, Indian River, Michigan,

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 ONE DOLLAR and Other Good and Val-
 able Consideration to him in hand paid by the said party of the second part, the receipt whereof is hereby confessed and ac-
 knowledged, 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 Livingston County of Otsego and State of Michigan, and described as follows,
 to-wit:

The E 1/2 of the W 1/2 of the SW 1/4 of the SW 1/4 of Section
 31, T31N, R3W.

Excepting and reserving to first parties, the right to remove
 all trees on said above-described land on or before December 1,
 1967. In the event first parties fail to remove said trees
 on or before December 1, 1967, then title to said trees shall
 revert to and vest in second party.



OTSEGO COUNTY, Calhoun, Mich.
 TREASURER'S OFFICE JAN 23 1967
 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

SEE NOTE #1 FOR REL OF R/W FOR TELEPHONE CABLE
 SEE NOTE #2 FOR REL OF R/W FOR ELECTRIC LINES
 SEE NOTE #3 FOR ESMT FOR ELEC DIST POLE LINE

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 incum-
 brances 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

Fred J. Coolbaugh
 Marjorie S. Coolbaugh
 John Vivio
 Theresa Vivio

STATE OF MICHIGAN,)
) ss.
 County of Cheboygan) On December 5th, 1966
 before me, a Notary Public of Kent County, Michigan, acting in Cheboygan
 County, personally appeared John Vivio and Theresa Vivio

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

My commission expires May 3rd, 1969

Fred J. Coolbaugh
 Notary Public,
 Kent County, Michigan.
 PREPARED BY B. R. HOOD, CO. 212 W. MICHIGAN AVENUE, JACKSON, MICHIGAN

MICHIGAN STATE		Otsego COUNTY		Livingston TOWNSHIP	
MUNICIPALITY		SECTION 31		T 31 N R. 3 W	
PLAT OR AREA		10.95A			
BALANCE	SEE NOTE #4 FOR LICENSE TO MERCURY EXPLORATION CO				
	ENVIRONMENTAL ASSESSMENT REFER TO DOCUMENT IN FILE!				
TRANSFERS					
AMOUNT					
ITEMS OF COST					
JOURNAL ENTRY					
DATE					

MAPPED AND CHECKED

Mo.

Copy of this instrument is on file in the office of the Register of Deeds for the County of Livingston, Michigan.

GENERAL ENCLOSURE MAP REFERENCES

Map No. _____	Sheet _____	of _____	State _____
Plat & Pledge No. _____	Sheet _____	of _____	State _____
Survey Map No. _____	Sheet _____	of _____	State _____

1. Consumers Power Co. 6-6-71 Rel of R/W X-16
2. General Telephone Co. Telephones Telec of Michigan

DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS

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

Witness the seal and right to construct and maintain, locate and replace a buried telephone cable, sig, under and across right certain pt of sd ptsh in the Twp of Livingston, Co of Change and State of Mich. to wit:

The SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec 31, T31N, R3W

The /s/ hereby conveyed and rel is for the sole and only purpose of locating and establishing sig, under and across sd above-secd ptsh, a telephone cable not to exceed 3" in diameter, and to be buried approx 36" beneath the surface of the lg on a route as follows:

In an N'ly and W'ly direc 40' E of the S ln of sd Sec 31.

This rel is executed by CPCo and accepted by General Telephone Co of Mich., subj to the following conditions, anything in the case for sd telephone cable to the contrary notwithstanding, to wit:

FOR FURTHER CONDITIONS SEE ORIGINAL IN FILE:

NOTE #2

(By Sale No. 189.404-7; T 72-132) Consumers Power Company granted a release of right of way for an electric line across the land on the caption of this tract and other lands as follows:

1. Consumers Power Co. 6-6-72 Rel of R/W X-16
2. Top O'Mich Rural Elec Co. Electric Line

The grant and right to construct and maintain an elec distribution ln, overhead in part and underground in part, consisting of poles, wires, cables, conduits and other fixtures and appurtenances on, over, under and across the following desc pts of lg in the Twp of Livingston, County of Otsego and State of Mich, to wit:

The SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec 31, T31N, R3W.

The route to be taken by sd ln of poles, wires, cables and conduits on, over, under and across sd lg being more spec desc as follows:

Beg at a point on the W ln of Sec 31, T31N, R3W, which is 441' distant N of the S ln of sd sec, run th E parallel with the S ln of sd sec 40' to a pole and the place of ending of an overhead elec distribution ln and the pob of an underground elec distribution ln cable, th S parallel with the W ln of sd sec and 40' right angular distant E therefrom 281', th E parallel with the S ln of sd sec and 160' right angular distant N therefrom 1397', th N parallel with and 7' right angular distant W of the W 1/8 ln of sd sec 186' to a pole and the pob of an overhead elec distribution ln and the place of ending of sd underground elec distribution ln cable, th E parallel with the S ln of sd sec 7' to the W 1/8 ln of sd sec.

FOR FURTHER CONDITIONS SEE ORIGINAL IN FILE:

NOTE #3: (By Sale No. Otsego #31; 189.348-6) CPCo granted an Easement for Electric Distribution Pole Line on land across the caption of this tract as follows:

1. Consumers Power Company
4-21-92
2. Top 0' Michigan Rural Electric Co.

Forever, the easement and right to maintain, repair, and remove an existing electric distribution line on, over, and across a parcel of land in the Township of Livingston, County of Otsego, and State of Michigan, described as follows:

The South 55 feet of the Southwest 1/4 of the Southwest 1/4 of Section 31, Township 31 North, Range 3 West.

The easement hereby conveyed and released is for the sole and only purpose of allowing Grantee to maintain, repair, and remove an existing three-phase overhead electric distribution line, with one lateral line and guy wire with anchor at Pole #55, in an East-West direction on, over, and across said parcel of land.

This instrument is executed by Grantor and accepted by Grantee subject to the following terms and conditions:

FOR FURTHER CONDITIONS SEE ORIGINAL IN FILE.

NOTE 4#: (By Sale No. Otsego #39) CPCo granted license for gas and brine flowlines and for access driveway across the land on the caption of this tract, as follows:

1. Consumers Power Company
8-25-94
2. Mercury Exploration Company, Inc.

CPCo hereby grants to Licensee, on the terms and conditions hereinafter mentioned, the LICENSE and PERMIT to enter upon and use certain strips of land in the Township of Hayes and Livingston, County of Otsego, and State of Michigan, hereinafter described, for 1 gas flowline, 1 brine flowline, and lateral lines and for an access driveway.

The gas and brine flowlines shall be located along the centerlines of the following described strips of land:

Flowline Strip #3: A 10 foot wide strip of land across part of Section 31, Township 31 North, Range 3 West, lying 5 feet on each side of and coincident to the following described centerline: Commence at the Southwest corner of said Section 31 and run thence South 88° 50' 59" East 746.53 feet, along the South line of said Section 31, to the point of beginning; thence North 00° 03' 55" West 90.81 feet; thence North 44° 57' 13" East 62.58 feet; thence South 89° 43' 21" East 648.91 feet to the West 1/8 line of said section and the point of ending.

Licensee also hereby grants to Licensee the license and permit to use, during construction of the flowlines and lateral lines, strips of land 10 feet in width lying on both sides of the "Flowline" and "Lateral" strips of land described above. These temporary rights shall cease upon the completion of the installation of Licensee's flowlines and lateral lines.

FOR FURTHER CONDITIONS SEE ORIGINAL IN FILE