

Oct 14 3 19 PM '98

Penny A. Papera
Register of Deeds
Manistee, Michigan 49660

EASEMENT FOR UNDERGROUND ELECTRIC LINE

Form 368D 4/97

Parties: "Owner" is James C. Galloway, a single manOwner's address is 609 Booth Ave, Cantonment, FL 32533

"Consumers" is CONSUMERS ENERGY COMPANY, a Michigan corporation. Consumers' address is 212 West Michigan Avenue, Jackson, Michigan 49201.

Grant of Easement: For good and valuable consideration, Owner grants Consumers a permanent easement for an underground electric line in, on, under, and across a portion of "Owner's Land", called the "Easement Area". Owner's Land is in the township of Norman, County of Manistee, and State of Michigan and is described in the attached Exhibit A. The Easement Area is within Owner's Land and is described in the attached Exhibit B. Consumers may attach additional lines outside the Easement Area running laterally from the main electric line to the South edge(s) of Owner's Land, in which event the Easement Area shall include a 10 - foot-wide strip of land, being 5 feet on each side of each such lateral line, as constructed on Owner's Land.

Purpose: The purpose of the easement is to enter Owner's Land to construct, operate, inspect, maintain, replace, improve, remove, and enlarge an underground electric line on the Easement Area. The electric line may consist of underground cables (including fiber-optic cable), conduits, wires, conductors, subsurface junction vaults, surface-mounted transformers and enclosures, and other equipment for transmitting and distributing electrical energy and communications signals.

Tree Control: Consumers shall have the right from time to time hereafter to enter Owner's Land to trim, cut down, and otherwise remove and control any trees, brush, roots, or other vegetation, whether inside or outside the Easement Area, that Consumers believes may interfere with the construction, operation, and maintenance of the electric line.

Buildings/Structures: Owner shall not: 1) locate any buildings, structures, septic systems, drain fields, pools, or swimming pools within the Easement Area, 2) plant any trees within the Easement Area, or 3) change the ground elevation within the Easement Area. If Owner violates this provision, Owner shall reimburse Consumers for expenses Consumers incurs in correcting the violation. If Consumers corrects the violation by relocating the electric line on Owner's Land, this easement shall automatically apply to such relocated line.

Successors: This easement shall bind and benefit Owner's and Consumers' respective heirs, successors, lessees, licensees, and assigns.

Date: 8-21-98

Witnesses:

Virginia J. Bowen
Patricia J. Bowen
Joe Bowen
Steve Bowen

Owner:

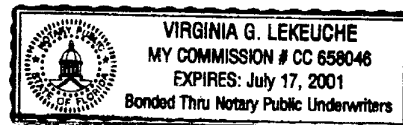
James C. Galloway
James C. Galloway

Acknowledgment

The foregoing instrument was acknowledged before me in ESCAMBIA County, ^{FLORIDA} ~~Michigan~~, on August 21, 1998, by JAMES C. GALLOWAY (only)
AL. DR. LIC USED AS I.D.

Virginia G. Lekeuche
 Notary Public

ESCAMBIA County, ~~Michigan~~ ^{FLORIDA}
 Acting in ESCAMBIA County
 My Commission Expires: _____



Prepared by: Robert J Gonsler, Consumers Energy Co.
 1551 W Houghton Lake Dr, Prudenville, MI 48651

EXHIBIT A

Owner's Land

The E 1/2 of the SW 1/4 of the SE 1/4 of Section 17, T21N R13W EXCEPT Road R/W.

EXHIBIT B

Easement Area

X A 10 -foot-wide strip of land, being 5 feet on each side of the underground electric line, as constructed on Owner's Land.