

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF OTSEGO

BOARD OF COMMISSIONERS, COUNTY OF
OTSEGO,

Plaintiff,

vs.

File No. 594

COUNTY OF OTSEGO, a Municipal Corpo-
ration, TOWNSHIP OF BAGLEY, a Municipal
Corporation, TOWNSHIP OF OTSEGO LAKE,
a Municipal Corporation, MICHIGAN DEPART-
MENT OF NATURAL RESOURCES, et al,

Defendant.

PROPOSED ORDER DETERMINING THE
NORMAL WATER LEVEL OF OTSEGO LAKE

At a session of said Court held in the Courthouse in the City of
Gaylord, Otsego County, Michigan on the 20th day of December, 1971.

PRESENT: Hon. Dennis J. O'Keefe, Circuit Judge

Upon the reading of the petition of the Board of Commissioners of
Otsego County, and taking of proofs and the hearing of evidence in open Court.

IT IS HEREBY ORDERED and ADJUDGED that the normal water level
of Otsego Lake shall be a maximum of 1273.5 feet above mean sea level and a
minimum of 1272 feet above mean sea level.

IT IS FURTHER ORDERED and ADJUDGED that said Order of
determination and maintenance of the level of Otsego Lake shall not and does
not pertain to the level of the pike spawning marsh, operated by the Department
of Natural Resources, on the Northwestern edge of Otsego Lake, being the
parcel of land described as:

Government Lot One (1), in the North 1/2 of the Northeast 1/4,
Section 20, Township 30 North, Range 3 West, Otsego County,
Michigan

Said land being the subject of Otsego County Circuit Court Case
No. 136-2.

FILED
THIS 25th DAY OF Feb 19 72
Gordon W. Anty
CLERK

IT IS FURTHER ORDERED that the Decree and Amended Decree entered in the above case is not affected by this Order.

IT IS FURTHER ORDERED and ADJUDGED that the lands and property deemed to be specially benefited by the determination and maintenance of said normal level are those lands situated within the following described boundaries:

A parcel of land in Otsego Lake and Bagley Townships, Otsego County, Michigan, bounded by a line described as follows:

Commencing at the intersection of Sections 5 and 6, T29N, R3W, Otsego Lake Township and Sections 31 and 32, T30N, R3W, Bagley Township, said point being the center of West Otsego Lake Drive and the Point of Beginning;

Thence north along the centerline of West Otsego Lake Drive between Sections 31 and 32 and 29 and 30, in Bagley Township to an interesection with a county road;

Thence northeasterly along the centerline of West Otsego Lake Drive across the northwest 1/4 of Section 29 to the north line of Section 29;

Thence north along the centerline of West Otsego Lake Drive through the center of Section 20 to the interesection of Old Alba Road;

Thence in an arc along the centerline of West Otsego Lake Drive Road in Section 17 and 20, Bagley Township to the east line of said Section 17;

Thence east along the centerline of West Otsego Lake Drive between Sections 16 and 21, Bagley Township to the centerline of Old 27 Highway;

Thence southerly along the centerline of said Old 27 Highway through Sections 21, 28 and 33, Bagley Township, to the south line of Bagley Township;

Thence continuing into Otsego Lake Township along the centerline of Old 27 Highway southwesterly across Government Lots 1, 2 and 3, Section 4, to the West line of Section 4;

Thence continuing along the centerline of Old 27 Highway southwesterly across Government Lot 5, Section 5, Otsego Lake Township, to the south line of Section 5;

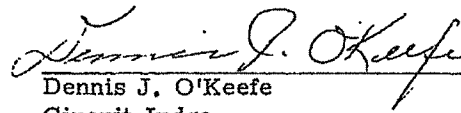
Thence continuing along said centerline of Old 27 Highway southwesterly across Government Lot 4, the NE 1/4 of the SE 1/4, Government Lot 5 and Government Lot 6 of Section 8, Otsego Lake Township to the south line of said Section 8 and the centerline of Mancelona Road;

Thence west along the centerline of Mancelona Road in Sections 8 and 17, Otsego Lake Township, to the section corner common to Sections 7, 8, 17 and 18, Otsego Lake Township and the centerline of West Otsego Lake Drive;

Thence north along the centerline of West Otsego Lake Drive between Sections 7 and 8 and Sections 5 and 6 to the north line of Otsego Lake Township and the Point of Beginning.

and those political subdivisions benefited by the determination and maintenance of said normal level are the County of Otsego, the Township of Bagley and the Township of Otsego Lake and the same shall be included in said special assessment district for assessment at large.

Dated Feb 22, 1972


Dennis J. O'Keefe
Circuit Judge