

Bay Title & Abstract, Inc.

John C. May
President

345 S. Monroe Avenue
Green Bay, WI 54301

Phone 920-431-6100
Fax 920-431-6101

TITLE SEARCH REPORT

Wisconsin Dept. of Transportation
Northeast Region
944 Vanderperren Way
Green Bay, WI 54304

LR NO. 68433

ATTN: Ruth Johnson

PROJECT NO: 4075-33-00

A search of the records in the office of the Outagamie County Register of Deeds, Outagamie County Clerk of Courts and Outagamie County Treasurer was conducted on the following:

TRACT DATE: August 24, 2013 at 12:01 a.m.

LEGAL DESCRIPTION:

The Northeast 7.32 acres of the Southwest 11.32 acres of Private Claim Three (3) in the Town of Kaukauna, Outagamie County, Wisconsin, lying between the center line of the Green Bay Road and the Northwest line of Springville Plat more fully described as follows:

Commencing at a point in the center of the Green Bay Road 5 chains and 27 links Northeasterly along the center line of the Green Bay Road from a stake set at the intersection of the center of said road, with the Southwest line of Private Claim No. 3 or between Private Claim 33 and 3; thence South 40 deg. East parallel with the line between Private Claim 33 and 3, 20 chains to Springville Plat; thence South 50 deg. West 5 chains and 11 links to the line of Private Claim 33; thence North 40 deg. West along the line of said Private Claim 33, 7 chains to the corner of George Kromer's land; thence North 50 deg. East along said George Kromer's land 3 chains and 25 links to said Kromer's Southeast corner; thence North 40 deg. West along said Kromer's land to the center of the Green Bay Road; thence along the center of said road 1 chain and 86 links to the place of beginning.

AND

A triangular strip of land in that part of Private Claim Three (3), Township Twenty-one (21) North, Range Nineteen (19) East, in the Town of Kaukauna, Outagamie County, Wisconsin, lying between the centerline of the Green Bay Road and the Northwest line of the Springville Plat more fully described as follows:

Commencing at the intersection of the centerline of the Green Bay Road with the Southwesterly line of Private Claim 3; thence Northeasterly along the centerline of the Green Bay Road, 379.0 feet to the point of beginning; thence South 40 deg. East parallel with the Northeasterly line of Private Claim 3, 1326 feet, more or less, to a point in the Northwesterly line of the Springville Plat; thence Northeasterly along the Northwesterly line of the Springville Plat, 14.6 feet to a point; thence North 40 deg. 38 min. West 1326.2 feet to the point of beginning.

TAX PARCEL NO. 130048300

PROPERTY ADDRESS: W1289 State Rd. 96, Kaukauna, WI 54130

MAILING ADDRESS: 4630 County Rd E, Oshkosh, WI 54904

TITLE VESTS:

Robert G. Hatch, Trustee(s) or Successor Trustee(s), as Trustee(s) of the Robert G. Hatch Trust dated May 9, 1997 by virtue of a Quit Claim Deed dated July 1, 2003 and recorded November 17, 2003 as Doc. No. 1587176.

MORTGAGES:

No open mortgages of record.

EXCEPTIONS:

Rights of the public in that portion of the within described premises lying within the limits of public roads and public rights of way.

Easement to Wisconsin Electric Power Company recorded in Jacket 13225 Records, Image 50 as Doc. No. 1059008. Easement Assignment to American Transmission company, LLC recorded as Doc. No. 1393772.

Grant of Water Pipeline Easement to Fox Energy Company LLC recorded as Doc. No. 1591951. Correction to Easement recorded as Doc. No. 1617675. Affidavit of Entity Name Change of Fox Energy Company LLC to Sherry Energy LLC recorded as Doc. No. 1636800.

JUDGMENTS, TAX LIENS AND/OR CONSTRUCTION LIENS:

None of record.

PROPERTY TAXES:

The 2012 Real Estate Taxes in the amount of \$1,451.52 (which consists of \$1,338.83 in general tax and \$112.69 in special tax), have been paid.

Assessments: Land: \$19,300 Improvements: \$70,300 FMV: \$89,600

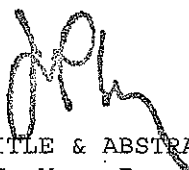
The Undersigned hereby certifies that this report is compiled from the public records of the county in which the property described herein is located. Liability herein is expressly limited to the cost of this report. No liability is assumed for facts not shown in detail. This report is not to be used as evidence of title in lieu of a certified abstract or title insurance.

Certification is only made for the 60 year time period prior to the effective date stated herein.

No search has been made for special improvement bonds, special assessments, deferred charges for public works.

Thank you for the opportunity to serve your title needs.

Sincerely,

A handwritten signature in dark ink, appearing to read 'JCM', is written over the printed name of John C. May.

BAY TITLE & ABSTRACT, INC.
John C. May, President

1587176

STATE BAR OF WISCONSIN FORM 3 - 2000
QUIT CLAIM DEED

Document Number

This Deed, made between ROBERT G. HATCH, A SINGLE PERSONGrantor, and ROBERT G. HATCH, TRUSTEE(S) OR SUCCESSOR
TRUSTEE(S), AS TRUSTEE(S) OF THE ROBERT G. HATCH TRUST
DATED MAY 9, 1997

Grantee.

Grantor quit claims to Grantee the following described real estate in
OUTAGAMIE County, State of Wisconsin (if more
space is needed, please attach addendum):
PER LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART
HEREOFOUTAGAMIE COUNTY
RECEIVED FOR RECORD

NOV 17 2003

AT 9 O'CLOCK A.M. P.M.
JANICE FLENZ
REGISTER OF DEEDS

Recording Area

Name and Return Address

ATTORNEY CHARLES E. WILLIAMS
PO BOX 2285
OSHKOSH, WI 54903-2285
920-233-2500

ENVELOPE

pd
1500

per attached addendum

FEE
16
EXEMPT

Parcel Identification Number (PIN)

This IS NOT homestead property.
(is) (is not)

Together with all appurtenant rights, title and interests.

Dated this 1st day of JULY, 2003Robert G. Hatch
* ROBERT G. HATCH

AUTHENTICATION

Signature(s) ROBERT G. HATCHauthenticated this 1st day of JULY, 2003Charles E. Williams
* CHARLES E. WILLIAMS

TITLE: MEMBER STATE BAR OF WISCONSIN

(If not,
authorized by § 706.06, Wis. Stats.)THIS INSTRUMENT WAS DRAFTED BY
ATTORNEY CHARLES E. WILLIAMS
PO BOX 2285 OSHKOSH, WI 54903-2285

(Signatures may be authenticated or acknowledged. Both are not necessary.)

ACKNOWLEDGMENT

STATE OF WISCONSIN)
) ss.
WINNEBAGO County)Personally came before me this _____ day of
, 2003 the above namedROBERT G. HATCHto me known to be the person(s) who executed the foregoing
instrument and acknowledged the same.Notary Public, State of WISCONSIN

My Commission is permanent. (If not, state expiration date: _____.)

* Names of persons signing in any capacity must be typed or printed below their signature.

QUIT CLAIM DEED

STATE BAR OF WISCONSIN
FORM No. 3 - 2000

INFO-PRO (800)655-2021 www.infoforms.com

ADDENDUM TO QUIT CLAIM DEED

GRANTOR: Robert G. Hatch

GRANTEE: Robert G. Hatch, trustee(s) or successor trustee(s) as trustee(s) of the Robert G. Hatch Trust dated May 9, 1997

PARCEL ID: 13-0-0483-00-2, 13-0-0493-00-2, 13-0-0499-00-2, 13-0-0500-00-2, 13-0-0501-00-2, 13-0-0502-00-2, 13-0-0503-00-2, 13-0-0504-00-2, 13-0-0507-00-2, 13-0-0508-00-2, 13-0-0509-00-2, 13-0-0510-00-2, 13-0-0511-00-2, 32-2-0898-00-2

LEGAL DESCRIPTION:

1. The Northeast 7.32 acres of the Southwest 11.32 acres of Private Claim 3 in Outagamie County, Wisconsin lying between the center line of the Green Bay Road and the northwest line of Springville Plat more fully described as follows: Being part of Private Claim No. Three (3), in the Township of Kaukauna, commencing at a point in the center of the Green Bay Road five (5) chains and twenty-seven (27) links northeasterly along the center line of the Green Bay Road from a stake set at the intersection of the center of said road, with the Southwest line of Private Claim No. 3, or between Private Claim 33 and 3; thence South 40° East parallel with the line between Private Claim 33 and 3, 20 chains to the Springville Plat; thence South 50° West 5 chains and 11 links to the line of Private Claim 33; thence N. 40° West along the line of said Private Claim 33, 7 chains to the corner of George Kromer's land; thence N. 50° East along said George Kromer's land 3 chains and 25 links to said Kromer's S.E. corner; thence North 40° West along said Kromer's land to the center of the Green Bay Road; thence along the center of said road 1 chain and 86 links to the place of beginning.
(For informational purposes only the above described real estate is also described in Vol. 71 of Deeds, page 178 , and is located in tax parcel # 13-0-0483 with a property address of W1289 State Road 96, Kaukauna, WI 54130).
2. A triangular strip of land in Section 18, Township 21 N, Range 19 E in Outagamie County, Wisconsin, and legally as follows:
A parcel of Land in that part of Private Claim 3, T 21 N, R 19 E, Town of Kaukauna, Outagamie County, Wisconsin, lying between the centerline of the Green Bay Road and the northwest line of the Springville Plat more fully described as follows:
Commencing at the intersection of the centerline of the Green Bay Road with the southwesterly line of Private Claim 3; thence Northeasterly along the centerline of the Green Bay Road, 379.0 feet to the point of beginning; thence S 40° E. parallel with the northeasterly line of P.C. 3, 1326 feet, more or less to a point in the northwesterly line of the Springville Plat; thence Northeasterly along the

northwesterly line of the Springville Plat, 14.6 feet to a point; thence N 40° 38' W. 1326.2 feet to the point of beginning and containing 0.22 acres of land, more or less.

(For informational purposes the above described real estate is also described in Volume 500 of Deeds Page 559 and is located in tax parcel #13-0-0483-00-2 with a property address of W1289 State Road 96, Kaukauna, WI 54130).

3. Vacant Lands: (unimproved)
All of Block One (1) and a 30' strip being part of unplatted Spring Street; All of Block Two (2) except lots 1,2,3,4 and 5; All of Block Three (3), except Lots 10, 11, 12, 13, and 14; and All of Block Four (4) of Springville Plat to the Town of Kaukauna, Outagamie County, Wisconsin. (228 Deeds page 439) (tax parcel #'s 13-0-0493-00-2, 13-0-0499-00-2, 13-0-0500-00-2, 13-0-0501-00-2, 13-0-0502-00-2, 13-0-0503-00-2, 13-0-0504-00-2, 13-0-0507-00-2, 13-0-0508-00-2, 13-0-0509-00-2, 13-0-0510-00-2, 13-0-0511-00-2)
4. Any and all interest in 30 foot strip lying immediately West of Block One (1), Springville Plat to the Town of Kaukauna, Outagamie County, Wisconsin, as reflected on Tax Bill Key No. 13-0493, Town of Kaukauna, Outagamie County, Wisconsin. (tax parcel # 13-0-0493-00-2)
5. Any and all interest in 30 foot strip lying immediately West of Lot One (1), Block Two (2), and West of Lot Ten (10) Block Three (3) of Springville Plat to the Town of Kaukauna, Outagamie County, Wisconsin, and reflected on Tax Bill Key No. 32-2-0898, of the City of Kaukauna, Outagamie County, Wisconsin. (tax parcel 32-2-0898-00-2)

Vol 71-178

1012

TO

WARRANTY DEED.—John Morris Company, Printers and Manufacturers of Stationery, Chicago.—18358-59.

Number

84515

This Indenture, Made this

Second

day of

October

in the year of

our Lord one thousand eight hundred and

Eighty Nine

BETWEEN

Wm. A. Hunt

(represented by

his attorney)

of Sauk County Wisconsin.

part^y of the first part, and

William Schiffler of the same place

WITNESSETH, That the said part^y of the first part, for and in consideration of the sum of

Five Hundred

part^y of the second part,

Dollars to

in

hand paid, by the said part^y of the secondpart, the receipt whereof is hereby confessed and acknowledged, has given, granted, bargained, sold, remised, released, aliened, conveyed and confirmed, and by these presents do and give, grant, bargain, sell, remise, release, alien, convey and confirm, unto the said part^y of the second part, his heirs and assigns forever,

The following described real estate, situated in the county of Outagamie and state of Wisconsin, to wit:

Being part of Private Claim number three (3) in the town of Kaukauna—commencing at a point in the center of the Green Bay Road 5 chains and 27 links from a stake set at the intersection of the center of said Road with the S.W. line of Private Claim No. 1 or between Private Claims 33 and 3, thence South 40° West parallel with the line between P.D. 33 and 3, 20 chains to the Springville plat thence N. 35° W. 5 chains and 11 links to the line of P.D. 33, thence N. 40° W. along the line of said P.D. 33 chains to the corner of George Hornum's land thence S. 55° E. along said George Hornum's land 3 chains and 25 links to said Hornum's S.W. corner, thence N. 40° W. along said Hornum's land to the center of the Green Bay Road thence along the center of said Road 100 links to the center of the Green Bay Road

TOGETHER with all and singular the hereditaments and appurtenances thereto belonging, or in any wise appertaining; and all the estate, right, title, interest claim or demand whatsoever, of the said party of the first part, either in Law or Equity, either in possession or expectancy of, in and to the above bargained premises, and their Hereditaments and Appurtenances. TO HAVE AND TO HOLD the said premises as above described, with the Hereditaments and Appurtenances, unto the said party of the second part and to his heirs and assigns forever.

AND THE SAID W. A. Mount heirs, executors and administrators, do it covenant, grant bargain and agree, to and with the said party of the second part, his heirs and assigns, that at the time of the enfeoffing and delivery of these presents he well seized of the premises above described, as of a good, sure, perfect absolute and indefeasible estate of inheritance in the law, in fee simple, and that the same are free and clear from all incumbrances whatever.

and that the above bargained premises, in the quiet and peaceable possession of the heirs and assigns, against all and every person or persons lawfully claiming the whole said part of the second part, his will forever WARRANT AND DEFEND.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal this 23rd day of October 1889 the day and first above written

Signed, Sealed and Delivered in Presence of
Joe Reoline
John Chase

STATE OF WISCONSIN, } ss. Personally came before me with this
County of Lincoln } W. A. Mount day of October
1889 personally came before me the above named W. A. Mount

to me known to be the person who executed the foregoing Deed and acknowledged the same to be his own and purposes therein contained



Received for Record at 2 o'clock P. M.
November 14th A. D. 1889
John M. Dean Register
Joe Reoline
John Chase

This Indenture, Made this 12th day of
between Albert Schiefelbein, a single man

VOL 500 PAGE 559
February, A. D., 19 58.

and Reuben Stelzner and Gertrude Stelzner, his wife, as joint tenants

part y of the first part
part ies of the second part.
Witnesseth, That the said part of the first part, for and in consideration of the sum of
One (\$1.00) dollar and other good and valuable consideration Dollars,
to him in hand paid by the said part ies of the second part, the receipt whereof is hereby confessed
and acknowledged, ha given, granted, bargained, sold, remised, released and quitclaimed, and by these
presents do es give, grant, bargain, sell, remise, release and quitclaim unto the said part ies of the
second part, and to their heirs and assigns forever, the following described real estate,
situated in the County of Outagamie, State of Wisconsin, to-wit:

A parcel of land in that part of Private Claim 3, T 21 N, R 19 E, Town of
Kaukauna, Outagamie County, Wisconsin, lying between the centerline of the
Green Bay Road and the northwest line of the Springville Plat, more fully
described as follows:

Commencing at the intersection of the centerline of the Green Bay Road with
the southwesterly line of P.C. 3; thence Northeasterly along the centerline
of the Green Bay Road, 379.0 feet to the point of beginning; thence S 40° E,
parallel with the northeasterly line of P.C. 3, 1326 feet, more or less to a
point in the northwesterly line of the Springville Plat; thence Northeasterly,
along the northwesterly line of the Springville Plat, 14.6 feet to a point;
thence N 40° 38' W 1326.2 feet to the point of beginning and containing 0.22
acres of land, more or less.

To Have and to Hold, the same together with all and singular the appurtenances and privileges thereunto
belonging or in anywise thereunto appertaining, and all the estate, right, title, interest and claim,
whatsoever of the said part y of the first part, either in law or equity, either in possession or
expectancy of, to the only proper use, benefit and behoof of the said parties of the second part,
their heirs and assigns forever.

In Witness Whereof, the said part y of the first part ha s hereunto set his hand s and
seal this 12th day of February, A. D., 19 58.

Signed and Sealed in Presence of

Ione H. Dorn

Ione H. Dorn

Daniel J. Burns, Jr.

Daniel J. Burns, Jr.

Albert Schiefelbein (Seal)
Albert Schiefelbein, a single
man

(Seal)

(Seal)

(Seal)

State of Wisconsin, } ss.
Outagamie County }

Personally came before me, this 12th day of February, A. D., 19 58,

the above named Albert Schiefelbein, a single man
to me known to be the person who executed the foregoing instrument and acknowledged the same.

Daniel J. Burns, Jr.
Daniel J. Burns, Jr.

Notary Public, Outagamie County, Wis.

My commission expires Oct. 12, A. D., 19 58.

This instrument was drafted by
DANIEL J. BURNS, JR., ATTORNEY

Vol. 500 Page 560

No. 503066

Albert Schiefelbein, a single
man

To

Reuben Stelzner and

Gertrude Stelzner, his wife

QUITCLAIM DEED

REGISTER'S OFFICE.

State of Wisconsin.
OUTAGAMIE County.

Received for Record this 24 day of
February, A. D., 1934
at 9 o'clock A. M., and recorded in
Vol. 500 of Deeds on page 559
J. M. Peters
Register of Deeds.

Deputy.
DANIEL J. BURNS, JR.
Attorney at Law
118 W. KIMBERLY AVE.
KIMBERLY, WIS.

550
1.60 A

0650-1
1.64

G

CLARIBEL STREET
MYRON STREET

0471-1
1.02 A

0477
5.0 A

0482
5.6 A 88

2-1025

2

0487

0481

0483
7.54 A

SPRINGVILLE

4

3

AUGUSTINE STREET

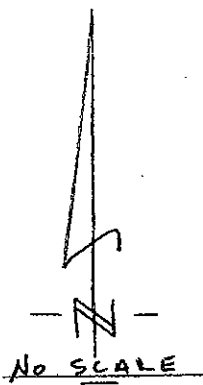
0484

PLANK ROAD

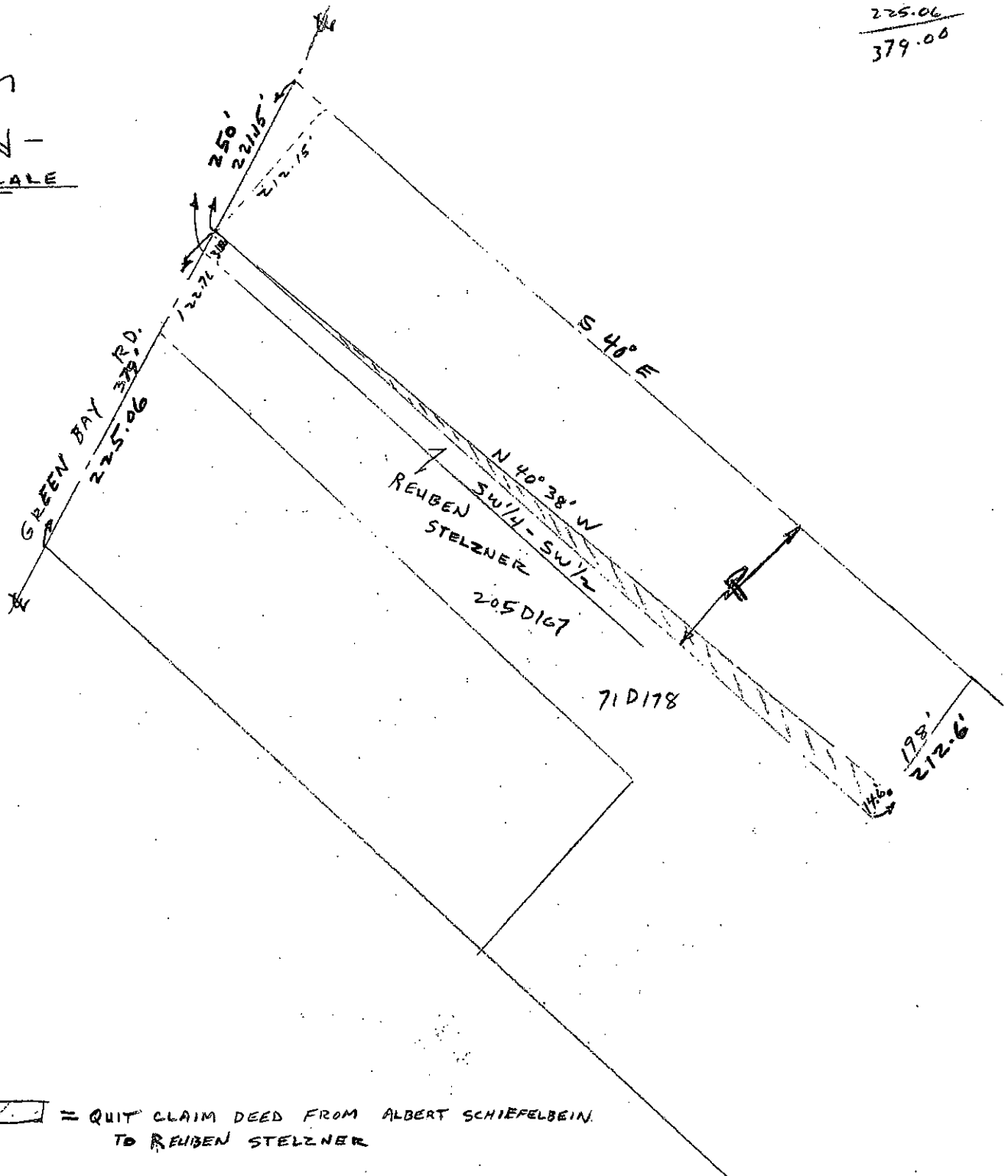
0 100 300 500 700 900

DISCLAIMER: This map is not guaranteed to be accurate, correct, current, or complete and conclusions drawn are the responsibility of the user.

Town of
Kaukauna



31.18
122.76
225.06
379.00



FOR AND IN CONSIDERATION of the sum of \$1.00 and other good and valuable consideration to him paid, the receipt whereof is hereby acknowledged, the undersigned grantor, ROBERT M. HATCH, owner, and

as mortgagee, do hereby convey unto

WISCONSIN ELECTRIC POWER COMPANY

a Wisconsin corporation, grantee, its successors and assigns, the right, permission and authority to construct, erect, install, operate, maintain and replace 1 single pole wood concrete or steel structure... of such material as grantee may select, together with the necessary crossarms, appliances, footings, stub supports and underground accessories, upon, along, over and across the hereinafter described strip of land, (... 60 ...) feet in width, and approximately (... 415.04 ...) feet in length, being a part of the property of grantor in Private Claim 3 in the Southwest 1/4 of Section 18, Township 21 North, Region 19 East, Town of Kaukauna, Outagamie, County, Wisconsin; the center line of said strip of land being described as follows:

(SEE ATTACHMENT)

The 1 single pole wood, concrete or steel structure located

shall have a maximum height of (... 80 ...) feet above the presently existing ground level.

The structure located

shall have a maximum height of (...) feet above the presently existing ground level.

The structure located

shall have a maximum height of (...) feet above the presently existing ground level.

The right, permission and authority is also granted to grantee to string, install, operate, maintain and replace 1 line (circuit) consisting of a total of 3 wires and cables together with 1 shield wire on said transmission line structure... supported by the necessary crossarms and appliances over and across said strip of land for the purpose of transmitting electric energy. The wires and cables shall carry a nominal voltage of 138,000 volts and a maximum voltage 145,000 volts. Said wires and cables shall be strung so as to have ground clearance not less than (... 25 ...) feet above the presently existing ground level at all points.

The right, permission and authority is also granted to grantee to cut down and remove or trim all trees and overhanging branches now or hereafter existing on said strip of land, to cut down and remove brush, or apply chemicals for purposes of brush control, and to cut down and remove or trim such trees now or hereafter existing on the property of grantor located outside of said strip of land which by falling might interfere with or endanger said lines, together with the right, permission and authority to enter in a reasonable manner upon property of grantor for such purpose.

The grantor covenant and agree that no structures will be erected, or inflammable material placed or accumulated, or trees planted on said strip of land, and grantor further covenants and agree that the elevation of the existing ground surface within said strip of land will not be altered by more than one (1) foot without the written consent of grantee.

Grantee and its agents shall have the right, permission and authority to enter upon said strip of land for the purposes of constructing, patrolling, repairing, maintaining and replacing said transmission line facilities and exercising the rights herein acquired. The further right, permission and authority is also granted to grantee to enter in a reasonable manner upon the property of grantor outside of said strip of land for the further purpose of access to said strip of land to construct, erect, operate, maintain and replace said facilities.

It is understood and agreed that the attached document, entitled Exhibit "A" and consisting of one (1) page, be incorporated herein by this reference as fully as though set out at length and shall, excepting

2044
8-21-23
R.F.W.

2044
8-21-23
R.F.W.

J 13225 I 51

Commencing at the intersection of the Southwesterly line of Private Claim number 35 with the U.S. Government property line lying Southerly of said government canal; thence South 40 degrees 33 minutes 46 seconds East along the Southwesterly line of said Private Claim number 35, 603.92 feet to its intersection with the Southeasterly right-of-way line of Elm Street extended Northeasterly; thence South 38 degrees 34 minutes 47 seconds West along said Southeasterly right-of-way line of Elm Street extended Northeasterly; thence South 38 degrees 34 minutes 47 seconds West along said Southeasterly right-of-way line and its Northeasterly and Southwesterly extensions, 2157.60 feet; thence North 51 degrees 21 minutes 38 seconds West, 9.03 feet; thence North 38 degrees 38 minutes 22 seconds East 917.89 feet; thence North 38 degrees 25 minutes 24 seconds East, 1306.72 feet to its intersection with curved Northeasterly right-of-way line of Thilmany Road; thence continuing North 38 degrees 25 minutes 24 seconds East, 238.65 feet; thence North 64 degrees 35 minutes 51 seconds East, 550.60 feet to its intersection with the U. S. Government property line lying Southerly of the U.S. Government Canal; thence continuing North 64 degrees 35 minutes 51 seconds East, 496.40 feet; thence North 54 degrees 22 minutes 59 seconds East, 386.02 feet; thence North 59 degrees 50 minutes 13 seconds East, 536.98 feet; thence North 66 degrees 12 minutes 32 seconds East, 451.03 feet; thence North 13 degrees 20 minutes 53 seconds East, 288.83 feet to its intersection with the U.S. Government property line lying Northerly of the U.S. Government canal; thence continuing North 13 degrees 20 minutes 53 seconds East, 98.62 feet to a point in the Augustine Street right-of-way and to the point of beginning of said center line description:

Thence North 53 degrees 15 minutes 55 seconds East, 579.61 feet; thence North 21 degrees 19 minutes 40 seconds East, 1312.46 feet to its intersection with the Southwesterly line of Private Claim No. 3; thence continuing North 21 degrees 19 minutes 40 seconds East, 637.02 feet to its intersection with the Northeasterly line of Private Claim No 3 and the point of termination of said described centerline.

J 13225 I 52

as its terms are specifically waived by grantor.. (designated landowner thereon) by designation at the bottom thereof, as thereon provided, be effective and binding on grantee (designated utility thereon).

Grantor.., for ~~himself~~ ^{des} his..... successors, assigns, heirs, executors and administrators, covenant.. and agree.. to and with grantee, its successors and assigns, that at the time of the ensembling and delivery of this easement ~~he is~~ ^{he is} well seized of said premises above described, as of a good, sure, perfect, absolute and indefeasible estate of inheritance in the law, in fee simple, and inat the same are free and clear from all incumbrances whatever, ~~except mortgage lien of~~ and will forever warrant and defend said easement against all and every person or persons lawfully claiming the whole or any part thereof.

This agreement shall be binding upon and/or inure to the benefit of the heirs, successors or assigns of all parties hereto.

IN WITNESS WHEREOF.....I.....have hereunto set...my.....hand..... and seal.....this
...31st...day of...July....., 1992...

In Presence of:

.....
.....(SEAL)
.....Robert M. Hatch
.....G.....(SEAL)
.....(SEAL)
.....(SEAL)
.....(SEAL)
.....(SEAL)
.....(SEAL)

STATE OF WISCONSIN
.....OUTAGAMIE...County } ss.

Personally came before me this..31st...day of...July....., 19..92..
the above named.....Robert M. Hatch
.....G.....

to me known to be the person.. who executed the foregoing instrument and acknowledged the same.
.....Russell F. Wiegman
Notary Public, Waukesha County, Wis.
My Commission expires Jan.: 14, 1996

STATE OF WISCONSIN
.....County } ss.

Personally came before me this.....day of....., 19.....
the above named.....

to me known to be the person.. who executed the foregoing instrument and acknowledged the same.
.....
Notary Public,County, Wis.
My Commission expires

1393772

Document Number

EASEMENT ASSIGNMENT

Document Title

This Easement Assignment ("Assignment") is made by and between Wisconsin Electric Power Company, a Wisconsin Corporation ("Assignor"), and American Transmission Company LLC, a Wisconsin limited liability company ("Assignee").

**OUTAGAMIE COUNTY
RECEIVED FOR RECORD****FEB -1 2001**

AT 2 O'CLOCK A.M. P.M.
JANICE FLENZ
REGISTER OF DEEDS

Recording Area

Name and Return Address:

Paul G. Hoffman, Esq.
Michael Best & Friedrich LLP
100 East Wisconsin Avenue
Milwaukee, WI 53202-4108

pd
54.00

Assignor hereby assigns to Assignee all of Assignor's right, title and interest in and to various easements identified on the attached and incorporated Exhibit "A" ("Easements"). Also included are Assignor's appurtenant rights, privileges and easements thereunto belonging, if any, in and to streets, roads, avenues, highways and lake and river bottoms adjoining the real property described in such Easements to the extent that any of the foregoing constitute real property of Assignor under applicable federal, state or local law, rule, regulation or governmental requirement of any kind to the extent appurtenant to such Easements. This Assignment is made subject to Section 196.485(5)(c)1. of the Wisconsin Statutes as created by 1999 Wis. Act 9 (as may be amended from time to time, and successor and replacement statutes thereto).

This Assignment, and the rights, obligations and interests assigned hereby shall be perpetual and shall run with the lands described within the Easements identified on Exhibit A, and shall be binding upon and inure to the benefit of Assignor and Assignee and each and all of their respective successors and assigns. This Assignment shall be construed in accordance with the laws of the State of Wisconsin.

This Assignment may be executed in one or more counterparts, all of which when taken together, shall constitute one and the same instrument.

This Assignment is made as of the 1st day of January, 2001.

WISCONSIN ELECTRIC POWER COMPANY,
a Wisconsin corporation

By: Michael James
Name: Michael James
Title: Manager of Property Management

ACKNOWLEDGMENT

STATE OF WISCONSIN)
) SS.
COUNTY OF MILWAUKEE)

Personally came before me this 1st day of December, 2000, the above-named Michael James, as Manager of Property Management of Wisconsin Electric Power Company, a Wisconsin corporation, to me known to be the person who executed the foregoing instrument in such capacity and acknowledged the same.

Paul M. Bachowski
Name: Paul Bachowski
Notary Public, Wisconsin
My commission expires: July 20, 2003

This instrument was drafted by Paul Bachowski on behalf of Wisconsin Electric Power Company, PO Box 2046, Milwaukee, Wisconsin 53201.

ASSIGNEE:
AMERICAN TRANSMISSION COMPANY LLC,
a Wisconsin limited liability company
By: ATC Management Inc., Its Manager

By: Walter T. Woelfle
Name: Walter T. Woelfle
Title: Vice President Legal and Secretary

ACKNOWLEDGMENT

STATE OF WISCONSIN)
) SS.
COUNTY OF WAUKESHA)

Personally came before me this 24 day of December, 2000, the above-named Walter T. Woelfle, Vice President Legal and Secretary of ATC Management Inc., Manager of American Transmission Company LLC, a Wisconsin limited liability company, to me known to be the person who executed the foregoing instrument in such capacity and acknowledged the same.

Marjorie D. Hoffmann
Marjorie D. Hoffmann
Notary Public, Wisconsin
My Commission Expires May 16, 2004

Outagamie	T/Freedom	NE	27	22N	18E	575957	V 680	R	P 560	WI
Outagamie	T/Freedom	NE	27	22N	18E	575958	V 680	R	P 563	WI
Outagamie	T/Freedom	NE	27	22N	18E	576384	V 680	R	P 193	WI
Outagamie	T/Freedom	NW	26	22N	18E	576385	V 682	R	P 22	WI
Outagamie	T/Freedom	SW	26	22N	18E	577585	V 685	R	P 198	WI
Outagamie	T/Freedom	SE	26	22N	18E	576386	V 682	R	P 25	WI
Outagamie	T/Freedom	SE	26	22N	18E	576387	V 682	R	P 28	WI
Outagamie	T/Freedom	SE	26	22N	18E	576388	V 682	R	P 31	WI
Outagamie	T/Freedom	SW	25	22N	18E	576389	V 682	R	P 34	WI
Outagamie	T/Freedom	NW	36	22N	18E	576390	V 682	R	P 37	WI
Outagamie	T/Freedom	NE	36	22N	18E	See Ex C				WI
Outagamie	T/Kaukauna	NW	31	22N	19E		V 682	R	P 40	WI
Outagamie	T/Kaukauna	NE	31	22N	19E	578820	V 688	R	P 404	WI
Outagamie	T/Kaukauna	SE	31	22N	19E	577254	V 684	R	P 283	WI
Outagamie	T/Kaukauna	SE	31							
Outagamie	T/Kaukauna	SW	32	22N	19E	577255	V 684	R	P 286	WI
Outagamie	T/Kaukauna	SW	32	22N	19E	576578	V 682	R	P 447	WI
		SW	32	22N	19E					
		NW	5	21N	19E					
		SW	5	21N	19E					
Outagamie	T/Kaukauna	NE	6	21N	19E	1029815	J 12091		I 38	WI
Outagamie	T/Kaukauna	NE	6	21N	19E	1029819	J 12091		I 55	WI
Outagamie	T/Kaukauna	SE	6	21N	19E	1029817	J 12091		I 46	WI
		SE	6							
Outagamie	T/Kaukauna	SW	5	21N	19E	1029816	J 12091		I 42	WI
Outagamie	T/Kaukauna	SW	5	21N	19E	1029818	J 12091		I 50	WI
Outagamie	T/Kaukauna	NE	7	21N	19E	1039952	J 12484		I 01	WI
Outagamie	T/Kaukauna	NE	7	21N	19E	1039951	J 12483		I 52	WI
		NW								
Outagamie	T/Kaukauna	SW	7	21N	19E	1039950	J 12483		I 48	WI
Outagamie	T/Kaukauna	SW	7	21N	19E	1097941	J 14733		I 8	WI
Outagamie	T/Kaukauna	SW	7	21N	19E	1049823	J 12850		I 47	WI
Outagamie	T/Kaukauna	SW	7	21N	19E	1044612	J 12656		I 25	WI
		SW	7							
Outagamie	T/Kaukauna	NW	18	21N	19E	1040846	J 12520		I 23	WI
		NW								
Outagamie	T/Kaukauna	SW	18	21N	19E	1043109	J 12599		I 56	WI
Outagamie	T/Kaukauna	SW	18	21N	19E	1059007	J 13225		I 46	WI
Outagamie	T/Kaukauna	SW	18	21N	19E	1059008	J 13225		I 50	WI
Outagamie	C/Kaukauna	SW	18	21N	19E	1057157	J 13151		I 22	WI
Outagamie	C/Kaukauna	SW	18	21N	19E	1066264	J 13503		I 9	WI

1591951

Document No.

**EXERCISE OF OPTION AND
GRANT OF WATER PIPELINE
EASEMENT AND -
CONSTRUCTION AND
MAINTENANCE EASEMENT**

For valuable consideration, the receipt of which is hereby acknowledged, the undersigned owner, ROBERT G. HATCH, hereby grants to FOX ENERGY COMPANY LLC, a Delaware limited liability company, its successors and assigns (the "Company") the permanent easements described in that certain **Option Agreement for Water Pipeline Easement and Construction and Maintenance Easement**, dated as of November 6, 2002, recorded in the official records of Outagamie County, Wisconsin, as Document No. 1510642 (the "Option Agreement"), together with all rights and privileges described therein, as such easement premises are more particularly described on Exhibit A and Exhibit B attached hereto. The easements are made for the benefit of and appurtenant to the Company's property that is more particularly described on Exhibit C attached hereto.

**OUTAGAMIE COUNTY
RECEIVED FOR RECORD**

DEC 18 2003

**AT 10:55 O'CLOCK A.M. P.M.
JANICE FLENZ
REGISTER OF DEEDS**

Return to:

Howard Allan
Prairie Land Services, Inc.
1502 Sapphire Way
Sun Prairie, WI 53590

*pd
2100*

13-0-0483-00
Tax Parcel Number

This instrument shall constitute (1) a "Notice of Exercise of Option" as described in Section 5.0 of the Option Agreement; (2) notice that the Company is exercising the option described in the Option Agreement; and (3) a grant of easements as identified herein.

This instrument may be executed in one or more counterparts.

Dated as of OCTOBER 9, 2003

OWNER:

Robert G. Hatch
Robert G. Hatch

THIS INSTRUMENT WAS DRAFTED BY:

Prairie Land Services, Inc.
1502 Sapphire Way
Sun Prairie, WI 53590

WINNEBAGO County, Wisconsin

Personally came before me this 9th day
of OCTOBER, 2003, the above
named Robert G. Hatch to me known to be
the person who executed the foregoing
instrument and acknowledge the same.

Robert G. Hatch, Notary Public

My commission expires: is permanent.

EXHIBIT "A"

A strip of land fifteen (15) feet in width, and approximately 415.04 feet in length, being as part of the property of Grantor in Private Claim 3 in the Southwest ¼ of Section 18, Township 21 North, Range 19 East, Town of Kaukauna, Outagamie County, Wisconsin: the centerline of said strip being twenty-two and one-half (22.5) feet east and parallel to the following described centerline:

Commencing at the intersection of the Southwesterly line of Private Claim Number 35 with the U.S. Government property line lying Southerly of said government canal; thence South 40 degrees 33 minutes 46 seconds East along the Southwesterly line of said Private Claim Number 35, 603.92 feet to its intersection with the Southeasterly right-of-way line of Elm Street extended Northeasterly; thence South 38 degrees 34 minutes 47 seconds West along said Southeasterly right-of-way line of Elm Street extended Northeasterly; thence South 38 degrees 34 minutes 47 seconds West along said Southeasterly right-of-way line and its Northeasterly and Southwesterly extensions, 2157.60 feet; thence North 51 degrees 21 minutes 38 seconds West, 9.03 feet; thence North 38 degrees 38 minutes 22 seconds East 917.89 feet; thence North 38 degrees 25 minutes 24 seconds East, 1306.72 feet to its intersection with curved Northeasterly right-of-way line of Thilmany Road; thence continuing North 38 degrees 25 minutes 24 seconds East, 238.65 feet; thence North 64 degrees 35 minutes 51 seconds East, 550.60 feet to its intersection with the U.S. Government property line lying Southerly of the U.S. Government Canal; thence continuing North 64 degrees 35 minutes 51 seconds East, 496.40 feet; thence North 54 degrees 22 minutes 59 seconds East, 386.02 feet; thence North 59 degrees 50 minutes 13 seconds East, 536.98 feet; thence North 66 degrees 12 minutes 32 seconds East, 451.03 feet; thence North 13 degrees 20 minutes 53 seconds East, 288.83 feet to its intersection with the U.S. Government property line lying Northerly of the U.S. Government canal; thence continuing North 13 degrees 20 minutes 53 seconds East, 98.62 feet to a point in the Augustine Street right-of-way and to the point of beginning of said center line description:

Thence North 53 degrees 15 minutes 55 seconds East, 579.61 feet; thence North 21 degrees 19 minutes 40 seconds East, 1312.46 feet to its intersection with the Southwesterly line of Private Claim Number 3; thence continuing North 21 degrees 19 minutes 40 seconds East, 30.00 feet; thence South 21 degrees 19 minutes 40 seconds West 30.00 feet to a point in the Southwesterly line of Private Claim Number 3 and the point of termination of said described centerline.

EXHIBIT "B"

A strip of land fifteen (15) feet in width, and approximately 415.04 feet in length, being as part of the property of Grantor in Private Claim 3 in the Southwest ¼ of Section 18, Township 21 North, Range 19 East, Town of Kaukauna, Outagamie County, Wisconsin: the centerline of said strip being thirty-seven and one-half (37.5) feet east and parallel to the following described centerline:

Commencing at the intersection of the Southwesterly line of Private Claim Number 35 with the U.S. Government property line lying Southerly of said government canal; thence South 40 degrees 33 minutes 46 seconds East along the Southwesterly line of said Private Claim Number 35, 603.92 feet to its intersection with the Southeasterly right-of-way line of Elm Street extended Northeasterly; thence South 38 degrees 34 minutes 47 seconds West along said Southeasterly right-of-way line of Elm Street extended Northeasterly; thence South 38 degrees 34 minutes 47 seconds West along said Southeasterly right-of-way line and its Northeasterly and Southwesterly extensions, 2157.60 feet; thence North 51 degrees 21 minutes 38 seconds West, 9.03 feet; thence North 38 degrees 38 minutes 22 seconds East 917.89 feet; thence North 38 degrees 25 minutes 24 seconds East, 1306.72 feet to its intersection with curved Northeasterly right-of-way line of Thilmany Road; thence continuing North 38 degrees 25 minutes 24 seconds East, 238.65 feet; thence North 64 degrees 35 minutes 51 seconds East, 550.60 feet to its intersection with the U.S. Government property line lying Southerly of the U.S. Government Canal; thence continuing North 64 degrees 35 minutes 51 seconds East, 496.40 feet; thence North 54 degrees 22 minutes 59 seconds East, 386.02 feet; thence North 59 degrees 50 minutes 13 seconds East, 536.98 feet; thence North 66 degrees 12 minutes 32 seconds East, 451.03 feet; thence North 13 degrees 20 minutes 53 seconds East, 288.83 feet to its intersection with the U.S. Government property line lying Northerly of the U.S. Government canal; thence continuing North 13 degrees 20 minutes 53 seconds East, 98.62 feet to a point in the Augustine Street right-of-way and to the point of beginning of said center line description:

Thence North 53 degrees 15 minutes 55 seconds East, 579.61 feet; thence North 21 degrees 19 minutes 40 seconds East, 1312.46 feet to its intersection with the Southwesterly line of Private Claim Number 3; thence continuing North 21 degrees 19 minutes 40 seconds East, 30.00 feet; thence South 21 degrees 19 minutes 40 seconds West 30.00 feet to a point in the Southwesterly line of Private Claim Number 3 and the point of termination of said described centerline.

EXHIBIT "C"

BENEFITED PROPERTY

PARCEL 1:

All that part of Fractional Lot 3, the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 4, and all that part of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ and the Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 5 that includes A PART OF LOT 1 Certified Survey map 4244, recorded in the Office of the Register of Deeds on February 4, 2002 as Document No. 1451536 in Volume 23 of Certified Survey Maps, Page 4244, in Township 21 North, Range 19 East, Town of Kaukauna, Outagamie County, Wisconsin, described as follows:

Beginning at the East $\frac{1}{4}$ corner of Section 5; thence N01°08'43"W, 735.22 feet along the East line of the Northeast $\frac{1}{4}$ of Section 5; thence N89°20'34"E, 1197.87 feet to the East line of the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 4; thence S00°35'28"E, 807.35 feet along the East line of said Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ to the Southeast corner of said Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence S87°11'22"E, 596.43 feet along the South line of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of said Section 4 to the center line of Government lot 3 of said Section 4; thence S00°33'24"E, 287.77 feet to the Northerly right-of-way of the Fox Valley and Western Ltd Railroad; thence S73°17'56"W, 3059.54 feet along said railroad right-of-way; thence N86°26'43"W, 165.13 feet to the Southwest corner of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 5; thence N00°31'39"W, 898.37 Feet along the West line of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of said Section 5; thence N86°43'24"W, 292.98 feet to the Northeast corner of lands owned by Earl N. & Bernadel A. Green having a Tax Parcel# 13-0-0349-00; thence N73°46'07"W, (recorded as N73°57'00"W) 131.36 feet to the Easterly right-of-way of U.S.H. 41; thence N19°54'36"E, 257.33 feet along said right-of-way; thence N41°23'42"E, 182.41 feet along said right-of-way to the South line of the survey by R.F. Reider, S1251 Map #B8912.1 Dated 01-02-1990; thence S87°19'49"E, 108.93 feet along said South line to the North line of the Southeast $\frac{1}{4}$ of Section 5; thence S86°43'24"E, 1417.50 feet along said North line to the East $\frac{1}{4}$ corner of Section 5 also the point of beginning.

Containing 83.442 acres of land.

TAX KEY NOS. 13-0-0344-00-1; 13-0-0308-00-1 AND 13-0-0313-00-1; and Part of 13-0-0347-00-1

PARCEL 2:

A part of the Southeast $\frac{1}{4}$ of the Fractional Northwest $\frac{1}{4}$ of Section 4, Township 21 North, Range 19 East, in the Town of Kaukauna, Outagamie County, Wisconsin, described as follows:

Commencing at the West $\frac{1}{4}$ corner of said Section 4; thence S87°11'22"E, 1192.86 feet along the South line of the said Northwest $\frac{1}{4}$ to the Southwest corner of said Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ and the point of beginning; thence N00°35'28"W, 807.35 feet along the West line of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence N89°20'34"E, 1198.87 feet to the East line of the Northwest $\frac{1}{4}$ of said Section 4, being S00°03'47"E, 1644.56 feet from the North $\frac{1}{4}$ corner of said Section 4; thence S00°03'47"E, 879.55 feet along the East line of the Northwest $\frac{1}{4}$ of said Section 4 to the Southeast corner of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of said Section 4; thence N87°11'22"W, 1192.86 feet along the South line of the Northwest $\frac{1}{4}$ of said Section 4 to the point of beginning. Subject to all easements and restrictions of record.

Containing 23.138 Acres of Land.

Part of Tax Key No. 13-0-0309-00-1

PARCEL 3:

All that part of the East $\frac{1}{2}$ of Lot 3 in Section 4, Township 21 North, Range 19 East, in the Town of Kaukauna, Outagamie County, Wisconsin, which lies on the North side of C. & N.W. right-of-way.

Containing 2.515 acres of land.

All of Tax Key No. 13-0-0310-00-1

1617675

Document Number

**CORRECTION OF DESCRIPTION IN
EASEMENT AND RIGHT-OF-WAY AGREEMENT**

This Correction of Description in Easement (the "Correction") is entered into between and among **ROBERT G. HATCH** ("Grantor") and **FOX ENERGY COMPANY LLC**, a Delaware limited liability company ("Grantee") hereinafter referred to as a "Party" or the "Parties,"

WHEREAS, under date of September 9, 2003, a certain Exercise of Option was executed by Grantor, which agreement is recorded as Document No. 1591951 of the Official Records of Outagamie County, Wisconsin. The Exercise of Option covered certain lands situated in said Outagamie County, Wisconsin, more particularly described therein as follows, (the "Initial Description"):

SEE THE ATTACHED EXHIBITS "A", "B", "C"

AND, WHEREAS Grantor and Grantee desire to correct and amend the Initial Descriptions "A" and "B" in the Exercise of Option and replace it with the following description, (the "Revised Description"):

SEE THE ATTACHED EXHIBIT "D" and "E"

AND, WHEREAS the Grantor is the owner of the land covered by the Revised Description.

NOW, THEREFORE, in consideration of TEN DOLLARS (\$10.00) cash in hand paid by Grantee to Grantor, the receipt whereof is hereby acknowledged, and other good and valuable considerations, and for the purpose of making said agreement definite and certain in respect to the identity of the lands intended to be covered thereby, Grantor and Grantee hereby acknowledge that it was the intention of the Grantor in the Exercise of Option to grant an easement across the lands covered by the Revised Description and accordingly the Parties hereby amend said Exercise of Option by correcting the Initial Description and replacing it with the Revised Description; and further, the parties hereby ratify and adopt the same as so amended. Except as amended herein, the Exercise of Option shall continue in full force and effect according to its existing terms.

IN WITNESS WHEREOF, the parties have executed this Correction of Description in Exercise of Option as of this 26 day of MAY, 2004.

Robert G. Hatch
ROBERT G. HATCH

FOX ENERGY COMPANY LLC,
a Delaware limited liability company

By: James J. Shield
Printed Name: James J. Shield
Title: VICE PRESIDENT

Approved as to form

gls

**OUTAGAMIE COUNTY
RECEIVED FOR RECORD**

JUN - 9 2004

AT 12:05
O'CLOCK A.M. P.M.
JANICE FLENZ
REGISTER OF DEEDS

This space is reserved for recording data

Return to

Prairie Land Services, Inc.
1502 Sapphire Way
Sun Prairie, WI 53590

pd
2500

Parcel Identification Number/Tax Key Number

13-0-0483-00

STATE OF WISCONSIN §

§

COUNTY OF WINNEBAGO §
~~OUTAGAMIE~~

This instrument was acknowledged before me on the 26th day of May, 2004, by Robert G. Hatch, known to me to be the person who executed the foregoing instrument.

Robert C. Wertsch
Notary Public

Printed Name: ROBERT C WERTSCH

My Commission Expires: 11/9/05

STATE OF ILLINOIS §

§

COUNTY OF LAKE §

This instrument was acknowledged before me on the 2 day of June, 2004, by James J. Shield, as VICE PRESIDENT of FOX ENERGY COMPANY LLC, a Delaware limited liability company, on behalf of said company.



Judith A. Nommensen
Notary Public

Printed Name: JUDITH A Nommensen

My Commission Expires: 11/9/05

EXHIBIT "A"

A strip of land fifteen (15) feet in width, and approximately 415.04 feet in length, being as part of the property of Grantor in Private Claim 3 in the Southwest $\frac{1}{4}$ of Section 18, Township 21 North, Range 19 East, Town of Kaukauna, Outagamie County, Wisconsin: the centerline of said strip being twenty-two and one-half (22.5) feet east and parallel to the following described centerline:

Commencing at the intersection of the Southwesterly line of Private Claim Number 35 with the U.S. Government property line lying Southerly of said government canal; thence South 40 degrees 33 minutes 46 seconds East along the Southwesterly line of said Private Claim Number 35, 603.92 feet to its intersection with the Southeasterly right-of-way line of Elm Street extended Northeasterly; thence South 38 degrees 34 minutes 47 seconds West along said Southeasterly right-of-way line of Elm Street extended Northeasterly; thence South 38 degrees 34 minutes 47 seconds West along said Southeasterly right-of-way line and its Northeasterly and Southwesterly extensions, 2157.60 feet; thence North 51 degrees 21 minutes 38 seconds West, 9.03 feet; thence North 38 degrees 38 minutes 22 seconds East 917.89 feet; thence North 38 degrees 25 minutes 24 seconds East, 1306.72 feet to its intersection with curved Northeasterly right-of-way line of Thilmany Road; thence continuing North 38 degrees 25 minutes 24 seconds East, 238.65 feet; thence North 64 degrees 35 minutes 51 seconds East, 550.60 feet to its intersection with the U.S. Government property line lying Southerly of the U.S. Government Canal; thence continuing North 64 degrees 35 minutes 51 seconds East, 496.40 feet; thence North 54 degrees 22 minutes 59 seconds East, 386.02 feet; thence North 59 degrees 50 minutes 13 seconds East, 536.98 feet; thence North 66 degrees 12 minutes 32 seconds East, 451.03 feet; thence North 13 degrees 20 minutes 53 seconds East, 288.83 feet to its intersection with the U.S. Government property line lying Northerly of the U.S. Government canal; thence continuing North 13 degrees 20 minutes 53 seconds East, 98.62 feet to a point in the Augustine Street right-of-way and to the point of beginning of said center line description:

Thence North 53 degrees 15 minutes 55 seconds East, 579.61 feet; thence North 21 degrees 19 minutes 40 seconds East, 1312.46 feet to its intersection with the Southwesterly line of Private Claim Number 3; thence continuing North 21 degrees 19 minutes 40 seconds East, 30.00 feet; thence South 21 degrees 19 minutes 40 seconds West 30.00 feet to a point in the Southwesterly line of Private Claim Number 3 and the point of termination of said described centerline.

EXHIBIT "B"

A strip of land fifteen (15) feet in width, and approximately 415.04 feet in length, being as part of the property of Grantor in Private Claim 3 in the Southwest $\frac{1}{4}$ of Section 18, Township 21 North, Range 19 East, Town of Kaukauna, Outagamie County, Wisconsin: the centerline of said strip being thirty-seven and one-half (37.5) feet east and parallel to the following described centerline:

Commencing at the intersection of the Southwesterly line of Private Claim Number 35 with the U.S. Government property line lying Southerly of said government canal; thence South 40 degrees 33 minutes 46 seconds East along the Southwesterly line of said Private Claim Number 35, 603.92 feet to its intersection with the Southeasterly right-of-way line of Elm Street extended Northeasterly; thence South 38 degrees 34 minutes 47 seconds West along said Southeasterly right-of-way line of Elm Street extended Northeasterly; thence South 38 degrees 34 minutes 47 seconds West along said Southeasterly right-of-way line and its Northeasterly and Southwesterly extensions, 2157.60 feet; thence North 51 degrees 21 minutes 38 seconds West, 9.03 feet; thence North 38 degrees 38 minutes 22 seconds East 917.89 feet; thence North 38 degrees 25 minutes 24 seconds East, 1306.72 feet to its intersection with curved Northeasterly right-of-way line of Thilmany Road; thence continuing North 38 degrees 25 minutes 24 seconds East, 238.65 feet; thence North 64 degrees 35 minutes 51 seconds East, 550.60 feet to its intersection with the U.S. Government property line lying Southerly of the U.S. Government Canal; thence continuing North 64 degrees 35 minutes 51 seconds East, 496.40 feet; thence North 54 degrees 22 minutes 59 seconds East, 386.02 feet; thence North 59 degrees 50 minutes 13 seconds East, 536.98 feet; thence North 66 degrees 12 minutes 32 seconds East, 451.03 feet; thence North 13 degrees 20 minutes 53 seconds East, 288.83 feet to its intersection with the U.S. Government property line lying Northerly of the U.S. Government canal; thence continuing North 13 degrees 20 minutes 53 seconds East, 98.62 feet to a point in the Augustine Street right-of-way and to the point of beginning of said center line description:

Thence North 53 degrees 15 minutes 55 seconds East, 579.61 feet; thence North 21 degrees 19 minutes 40 seconds East, 1312.46 feet to its intersection with the Southwesterly line of Private Claim Number 3; thence continuing North 21 degrees 19 minutes 40 seconds East, 30.00 feet; thence South 21 degrees 19 minutes 40 seconds West 30.00 feet to a point in the Southwesterly line of Private Claim Number 3 and the point of termination of said described centerline.

EXHIBIT "C"

BENEFITED PROPERTY

PARCEL 1:

All that part of Fractional Lot 3, the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 4, and all that part of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ and the Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 5 that includes A PART OF LOT 1 Certified Survey map 4244, recorded in the Office of the Register of Deeds on February 4, 2002 as Document No. 1451536 in Volume 23 of Certified Survey Maps, Page 4244, in Township 21 North, Range 19 East, Town of Kaukauna, Outagamie County, Wisconsin, described as follows:

Beginning at the East $\frac{1}{4}$ corner of Section 5; thence N01°08'43"W, 735.22 feet along the East line of the Northeast $\frac{1}{4}$ of Section 5; thence N89°20'34"E, 1197.87 feet to the East line of the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 4; thence S00°35'28"E, 807.35 feet along the East line of said Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ to the Southeast corner of said Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence S87°11'22"E, 596.43 feet along the South line of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of said Section 4 to the center line of Government lot 3 of said Section 4; thence S00°33'24"E, 287.77 feet to the Northerly right-of-way of the Fox Valley and Western Ltd Railroad; thence S73°17'56"W, 3059.54 feet along said railroad right-of-way; thence N86°26'43"W, 165.13 feet to the Southwest corner of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 5; thence N00°31'39"W, 898.37 Feet along the West line of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of said Section 5; thence N86°43'24"W, 292.98 feet to the Northeast corner of lands owned by Earl N. & Bernadel A. Green having a Tax Parcel# 13-0-0349-00; thence N73°46'07"W, (recorded as N73°57'00"W) 131.36 feet to the Easterly right-of-way of U.S.H. 41; thence N19°54'36"E, 257.33 feet along said right-of-way; thence N41°23'42"E, 182.41 feet along said right-of-way to the South line of the survey by R.F. Reider, S1251 Map #B8912.1 Dated 01-02-1990; thence S87°19'49"E, 108.93 feet along said South line to the North line of the Southeast $\frac{1}{4}$ of Section 5; thence S86°43'24"E, 1417.50 feet along said North line to the East $\frac{1}{4}$ corner of Section 5 also the point of beginning.

Containing 83.442 acres of land.

TAX KEY NOS. 13-0-0344-00-1; 13-0-0308-00-1 AND 13-0-0313-00-1; and Part of 13-0-0347-00-1

PARCEL 2:

A part of the Southeast $\frac{1}{4}$ of the Fractional Northwest $\frac{1}{4}$ of Section 4, Township 21 North, Range 19 East, in the Town of Kaukauna, Outagamie County, Wisconsin, described as follows:

Commencing at the West $\frac{1}{4}$ corner of said Section 4; thence S87°11'22"E, 1192.86 feet along the South line of the said Northwest $\frac{1}{4}$ to the Southwest corner of said Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ and the point of beginning; thence N00°35'28"W, 807.35 feet along the West line of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence N89°20'34"E, 1198.87 feet to the East line of the Northwest $\frac{1}{4}$ of said Section 4, being S00°03'47"E, 1644.56 feet from the North $\frac{1}{4}$ corner of said Section 4; thence S00°03'47"E, 879.55 feet along the East line of the Northwest $\frac{1}{4}$ of said Section 4 to the Southeast corner of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of said Section 4; thence N87°11'22"W, 1192.86 feet along the South line of the Northwest $\frac{1}{4}$ of said Section 4 to the point of beginning. Subject to all easements and restrictions of record.

Containing 23.138 Acres of Land.

Part of Tax Key No. 13-0-0309-00-1

PARCEL 3:

All that part of the East $\frac{1}{2}$ of Lot 3 in Section 4, Township 21 North, Range 19 East, in the Town of Kaukauna, Outagamie County, Wisconsin, which lies on the North side of C. & N.W. right-of-way.

Containing 2.515 acres of land.

All of Tax Key No. 13-0-0310-00-1

EXHIBIT "D"

A strip of land fifteen (15)-feet in width and approximately 415-feet in length, being a part of the property of Grantor in Private Claim 3 in the Southwest Quarter (1/4) of Section Eighteen (18), Township Twenty-One (21) North, Range Nineteen (19) East, Town of Kaukauna, Outagamie County, Wisconsin, the centerline of said strip being 22.5 feet East and parallel to the following described centerline:

Commencing at the intersection of the Southwesterly line of Private Claim No. 35 with the United States Government property line lying Southerly of the Government Canal;
Thence South 40°33'46" East along the Southwesterly line of said Private Claim No. 35, 603.92-feet to its intersection with the Southeasterly right-of-way line of Elm Street extended Northeasterly;
Thence South 38°34'47" West along said Southeasterly right-of-way line of Elm Street extended Northeasterly;
Thence South 38°34'47" West along said Southeasterly right-of-way line and its Northeasterly and Southwesterly extensions, 2,157.60-feet;
Thence North 51°21'38" West, 9.03-feet;
Thence North 38°38'22" East, 917.89-feet;
Thence North 38°25'24" East, 1,306.72-feet to its intersection with curved Northeasterly right-of-way line of Thilmany Road;
Thence continuing North 38°25'24" East, 238.65-feet;
Thence North 64°35'51" East, 550.60-feet to its intersection with the United States Government property line lying Southerly of the United States Government Canal;
Thence continuing North 64°35'51" East, 496.40-feet;
Thence North 54°22'59" East, 386.02-feet;
Thence North 59°50'13" East, 536.98-feet;
Thence North 66°12'32" East, 451.03-feet;
Thence North 13°20'53" East, 288.83-feet to its intersection with the United States Government property line lying Northerly of the United States Government Canal;
Thence continuing North 13°20'53" East, 98.62-feet to a point in the Augustine Street right-of-way and to the Point Of Beginning of said center line description:

Thence North 53°15'55" East, 579.61-feet;
Thence North 21°19'40" East, 1,312.46-feet to its intersection with the Southwesterly line of Private Claim No. 3;
Thence continuing North 21°19'40" East, 637.02-feet to its intersection with the Northeasterly line of Private Claim No. 3 and the Point of Termination of said described centerline.

Hatch Property

EXHIBIT "E"

A strip of land fifteen (15)-feet in width and approximately 415-feet in length, being a part of the property of Grantor in Private Claim 3 in the Southwest Quarter (1/4) of Section Eighteen (18), Township Twenty-One (21) North, Range Nineteen (19) East, Town of Kaukauna, Outagamie County, Wisconsin, the centerline of said strip being 37.5-feet East and parallel to the following described centerline:

Commencing at the intersection of the Southwesterly line of Private Claim No. 35 with the United States Government property line lying Southerly of the Government Canal;
Thence South 40°33'46" East along the Southwesterly line of said Private Claim No. 35, 603.92-feet to its intersection with the Southeasterly right-of-way line of Elm Street extended Northeasterly;
Thence South 38°34'47" West along said Southeasterly right-of-way line of Elm Street extended Northeasterly;
Thence South 38°34'47" West along said Southeasterly right-of-way line and its Northeasterly and Southwesterly extensions, 2,157.60-feet;
Thence North 51°21'38" West, 9.03-feet;
Thence North 38°38'22" East, 917.89-feet;
Thence North 38°25'24" East, 1,306.72-feet to its intersection with curved Northeasterly right-of-way line of Thilmany Road;
Thence continuing North 38°25'24" East, 238.65-feet;
Thence North 64°35'51" East, 550.60-feet to its intersection with the United States Government property line lying Southerly of the United States Government Canal;
Thence continuing North 64°35'51" East, 496.40-feet;
Thence North 54°22'59" East, 386.02-feet;
Thence North 59°50'13" East, 536.98-feet;
Thence North 66°12'32" East, 451.03-feet;
Thence North 13°20'53" East, 288.83-feet to its intersection with the United States Government property line lying Northerly of the United States Government Canal;
Thence continuing North 13°20'53" East, 98.62-feet to a point in the Augustine Street right-of-way and to the Point Of Beginning of said center line description:

Thence North 53°15'55" East, 579.61-feet;
Thence North 21°19'40" East, 1,312.46-feet to its intersection with the Southwesterly line of Private Claim No. 3;
Thence continuing North 21°19'40" East, 637.02-feet to its intersection with the Northeasterly line of Private Claim No. 3 and the Point of Termination of said described centerline.

Hatch Property

OUTAGAMIE
Document #

1636800

RECORDING REQUESTED BY

AND WHEN RECORDED MAIL TO:

Fox Energy Company LLC
c/o Calpine Corporation
717 Texas Avenue, Suite 100
Houston, Texas 77002
Attn: Jackie Thomas

OUTAGAMIE COUNTY
RECEIVED FOR RECORD

OCT 25 2004

AT 2 O'CLOCK A.M. P.M.
JANICE FLENZ
REGISTER OF DEEDS

pd
14900

SPACE ABOVE THIS LINE FOR RECORDER'S USE

AFFIDAVIT REGARDING ENTITY NAME CHANGE
(Correcting Scriveners' Errors)

The undersigned representative of Fox Energy Company LLC, a Wisconsin limited liability company ("Wisconsin Fox"), declares on behalf of Wisconsin Fox as follows:

1. On May 29, 2003, Fox Energy Company LLC, a Delaware limited liability company ("Delaware Fox"), was merged with and into Sherry Energy LLC, a Wisconsin limited liability company ("Sherry"), as evidenced by the Certificate of the Delaware Secretary of State dated May 30, 2004, a copy of which is attached as Exhibit A hereto.

2. The Certificate of Merger, also attached as part of Exhibit A, stated that Sherry was the surviving entity and would continue its existence under Wisconsin Fox's name.

3. The following real property rights and interests were inaccurately obtained in the name of Delaware Fox as a result of scriveners' errors:

(a) Warranty Deed dated September 8, 2003 executed by Lloyd L. Bowers and Mary Jane Bowers, as grantors, conveying certain real property more particularly described in Exhibit B attached hereto, which was recorded as Document No. 1575519 in the Official Records of Outagamie County, Wisconsin (the "Official Records") on September 11, 2003 ("Document #1").

(b) Warranty Deed dated September 8, 2003 executed by Peter L. Bowers and Barbara E. Bowers, as grantors, conveying certain real property more particularly described in Exhibit C attached hereto, which was recorded as Document No. 1575520 in the Official Records on September 11, 2003 ("Document #2").

(c) Exercise of Option and Grant of Water Pipeline Easement dated November 4, 2003 executed by Black Creek Limestone Company, a Wisconsin corporation, AKA Black Creek Lime Stone Company, as grantor, conveying permanent easements over certain real property more particularly described in Exhibit D-1 attached hereto for the benefit of certain real property more particularly described in Exhibit D-2 attached hereto, which was recorded as Document No. 1591950 in the Official Records on December 18, 2003 ("Document #3").

(d) Exercise of Option dated September 10, 2003 executed by Thomas C. Biese, as grantor, conveying permanent easements over real property described therein, which was recorded as Document No. 1576698 in the Official Records on September 16, 2003, as amended by that certain Correction of Description in Easement and Right-of-Way Agreement dated February 26, 2004 executed by Thomas C. Biese, as grantor, and Delaware Fox, as grantee, pursuant to which the legal description of the permanent easements were corrected to affect certain real property more particularly described in Exhibit E-1 attached hereto for the benefit of certain real property more particularly described in Exhibit E-2 attached hereto, which was recorded as Document No. 1602903 in the Official Records on March 17, 2004 ("Document #4").

(e) Exercise of Option and Grant of Water Pipeline Easement and Construction and Maintenance Easement dated October 9, 2003 executed by Robert G. Hatch, as grantor, conveying permanent easements over real property described therein, which was recorded as Document No. 1591951 in the Official Records on December 18, 2003, as amended by that certain Correction of Description in Easement and Right-of-Way Agreement dated May 26, 2004 executed by Robert H. Hatch, as grantor, and Delaware Fox, as grantee, pursuant to which the legal description of the permanent easements were corrected to affect certain real property more particularly described in Exhibit F-1 attached hereto for the benefit of certain real property more particularly described in Exhibit F-2 attached hereto, which was recorded as Document No. 1617675 in the Official Records on June 9, 2004 ("Document #5").

(f) Exercise of Option and Grant of Water Pipeline Easement dated August 8, 2003 executed by Robert G. Schiefelbein, as grantor, conveying a perpetual right-of-way easement over certain real property more particularly described in Exhibit G-1 attached hereto for the benefit of certain real property more particularly described in Exhibit G-2 attached hereto, which was recorded as Document No. 1591952 in the Official Records on December 18, 2003 ("Document #6").

(g) Exercise of Option and Grant of Water Pipeline Easement and Construction and Maintenance Easement dated October 9, 2003 executed by Urban M. Micke Family, Inc., a Wisconsin corporation, as grantor, conveying permanent easements over certain real property more particularly described in Exhibit H-1 attached hereto for the benefit of certain real property more particularly described in Exhibit H-2 attached hereto, which was recorded as Document No. 1591953 in the Official Records on December 18, 2003 ("Document #7").

(h) Water Pipeline Easement dated May 30, 2004 executed by Wisconsin Public Service Company, as grantor, conveying a right-of-way easement over real property described therein, which was recorded as Document No. 1607467 in the Official



2012 Property Record | Outagamie County, WI

Assessed values not finalized until after Board of Review
Property information is valid as of 08/13/2013

Tax Bill

(requires Adobe Reader)

OWNER

HATCH, ROBERT TRUST
4630 COUNTY RD E

OSHKOSH, WI 549040000

PROPERTY INFORMATION

Parcel ID: 130048300
Document #: 001587176
Tax Districts:
KAUKAUNA SCHOOLS
FOX VALLEY TECH

TAX INFORMATION

<u>Installment</u>	<u>Amount</u>
<u>First:</u>	782.52
<u>Second:</u>	669.00
<u>Third:</u>	0.00
<u>Fourth:</u>	0.00

City of Appleton properties have an option of 4 installments that are due by:

1- Jan. 31; 2 - March 31; 3 - May 31; 4 - July 31
All installments payable to **CITY OF APPLETON**

All other Outagamie County properties have 2 installments that are due by:

1- Jan. 31 : Payable to **LOCAL MUNICIPALITY**
2- July 31 : Payable to **OUTAGAMIE COUNTY**

<u>Base Tax:</u>	1,338.83
<u>Special Assessment:</u>	112.69
<u>Lottery Credit:</u>	0.00
<u>Net Tax Due:</u>	1,451.52
<u>Amount Paid:</u> (View payment history info below)	1,451.52
<u>Current Balance Due:</u>	0.00
<u>Interest:</u>	0.00
<u>Total Due:</u>	0.00

CO-OWNER(S)

PROPERTY DESCRIPTION

NE7.32AC OF SW11.32AC OF PC3 LY SE OF HY 41 AS IN 71D178 &
TRIANG STRIP DESC IN 500D559 SEC18 T21N R19E 7.54AC M/L

Municipality: TOWN OF KAUKAUNA
Property Address: W1289 STATE RD 96

LAND VALUATION

<u>Code</u>	<u>Acres</u>	<u>Land</u>	<u>Impr.</u>	<u>Total</u>
G1	1.0	18,000	70,300	88,300
G4	6.54	1,300	0	1,300
				<hr/>
	7.54	19,300	70,300	89,600

Total Acres: 7.54
Assessment Ratio: 0.0
Fair Market Value: 0

SPECIAL ASSESSMENT DETAIL

<u>Code</u>	<u>Description</u>	<u>Amount</u>
10P	POWTS	12.00
13	REFUSE	100.69
		<hr/>
		112.69

PAYMENT HISTORY

<u>Date</u>	<u>Receipt #</u>	<u>Amount</u>	<u>Interest</u>	<u>Total</u>
12/31/12	479	1,451.52	0.00	1,451.52