

Exhibit

1

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF TUSCOLA

In the Matter of the Petition of the Board of
Commissioners of said County to Amend the
Order of this Court Dated November 8, 1985
in said County

File No. 84-6205-CH

Hon. Patrick R. Joslyn
Circuit Court Judge

_____/

MARK E. REENE (P47247)
Prosecuting Attorney
440 N. State Street
Caro, Michigan 48723
(989) 672-3900

_____/

ORDER GRANTING PETITION TO AMEND THE MAINTENANCE PERIOD FOR
THE WINTER LAKE LEVEL OF MURPHY LAKE
AND
APPROVING THE SPECIAL ASSESSMENT DISTRICT DETERMINED BY THE
TUSCOLA COUNTY DRAIN COMMISSIONER

At a session of said Court held in the Courtroom, Village
of Caro, Michigan, on the 27th day of February, 2009.

PRESENT: HONORABLE PATRICK R. JOSLYN
Circuit Court Judge

This matter having come on to be heard on the Petitioner's petition to change the
maintenance period for the winter lake level set for Murphy Lake and the request for Court
approval of the special assessment district determined by the Tuscola County Drain
Commissioner, and the Court having considered the Petition and the testimony at evidentiary
hearing held on February 27, 2009, and the Court being fully advised:

winter
IT IS HEREBY ORDERED, that the original order entered by this Court on November
8, 1985 is hereby amended as to the maintenance period for the winter lake level set for Murphy
Lake, said winter lake level to continue to be set at Seven Hundred Forty-five and one-half feet
(745.5'), but amended as to maintenance time period from the dates of September 1 through
March 10 or Ice Out, whichever occurs first, to the dates of October 15 through March 10 or Ice
Out, each year, effective immediately.

TRUE COPY
MARGIE WHITE-CORMIER

IT IS FURTHER ORDERED, that the actions authorized under this order, when implemented, shall, to the best of ability, be done in a manner consistent with the Michigan Department of Natural Resources' request to assure and maintain a minimum of "run of river" discharge to be maintained throughout the year for Goodings Creek.

IT IS FURTHER ORDERED, under the authority given under 146 PA 1961, the Inland Lake Levels Act, MCL 324.30701, *et seq*, that the Court hereby confirms the special assessment district as determined by the Tuscola County Drain Commissioner, as needed, to defray all costs of the project associated with this Petition.

IT IS FURTHER ORDERED, that all other terms and conditions as previously ordered by this Honorable Court on November 8, 1985 (as amended from the order dated December 1, 1958), shall continue in full force and effect.

Dated: 3/10/09

S/PATRICK R. JOSLYN
Honorable Patrick R. Joslyn (P15613)
Circuit Court Judge

Prepared By:

Tuscola County Prosecuting Attorney's Office
440 North State Street
Caro, Michigan 48723

Exhibit

2

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF TUSCOLA

In the Matter of the Petition of the
Board of Commissioners of said County
to Amend the Order of This Court
dated December 1, 1958 in said County.

File No. 84-6205

A TRUE COPY
M. Wilgorn *Arbitt*
Secretary

ORDER AMENDING THE PREVIOUSLY ESTABLISHED
WINTER LEVEL FOR MURPHY LAKE

At a session of said Court held in the
Courthouse, Village of Caro, Michigan,
on the 8th day of November, 1985.

PRESENT: HONORABLE PATRICK R. JOSLYN
Circuit Court Judge

This matter having been heard and testimony having been
received from the Tuscola County Drain Commissioner, residents of
Murphy Lake, and representatives of the Department of Natural
Resources, and arguments of counsel having been presented, and
the Court being fully advised in the premises, NOW THEREFORE;

IT IS HEREBY ORDERED that the Winter Level of Murphy Lake
shall be seven hundred forty-five and one-half feet (745.5') above
sea level. Said level shall be established immediately and shall
hereafter be maintained between September 1 and Ice Out, or
March 10, next, which occurs first, each year.

IT IS FURTHER ORDERED that all other terms and conditions as
previously ordered by this Honorable Court on December 1, 1958,
shall continue in full force and effect.

Dated: 11-8-85

S/ PATRICK R. JOSLYN
HON. PATRICK R. JOSLYN
Circuit Court Judge

Prepared by:

G. Scott Stermer (P26813)
Prosecuting Attorney
County of Tuscola
440 N. State Street
Caro, Michigan 48723

Exhibit

3

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF TUSCOLA

In the Matter of the Petition of the
Board of Commissioners of said County
to Amend the Order of this Court
dated December 1, 1958 in said County.

File No. 84-6205

ORDER AMENDING THE PREVIOUSLY ESTABLISHED
WINTER LEVEL FOR MURPHY LAKE

A TRUE COPY
ELSIE HICKS

At a session of said Court held in the
Courthouse, Village of Caro, Michigan,
on the 14th day of December, 1984.

PRESENT: HONORABLE PATRICK R. JOSLYN
Circuit Court Judge

This matter having been heard and testimony having been
received from the Tuscola County Drain Commissioners, residents
of Murphy Lake, and representatives of the Department of Natural
Resources; and arguments of counsel having been presented; and
the Court being fully advised in the premises, NOW THEREFORE;

IT IS HEREBY ORDERED that the Winter Level of Murphy Lake
shall be seven hundred forty-six feet (746.0') above sea level.
Said level shall be established immediately and shall hereafter
be maintained between October 1 and Ice Out, or March 10, next,
which occurs first, each year unless modified by this Court.

IT IS FURTHER ORDERED that a representative for the
Murphy Lake Homeowners Association shall regularly obtain
water samples from Murphy Lake which shall be regularly analyzed
to determine its dissolved oxygen level.

IT IS FURTHER ORDERED that this cause shall be reconsidered
by this Court to determine if further modification of the Winter
Level of Murphy Lake should be ordered. Said hearing shall be
held on August 2, 1985 at 8:30 a.m. before this Honorable Court,
in the Tuscola County Circuit Courtroom.


IT IS FURTHER ORDERED that all other terms and conditions
as previously ordered by this Honorable Court on December 1, 1958
shall continue in full force and effect.

Dated: 1/3/85

s/ PATRICK R. JOSLYN
PATRICK R. JOSLYN
Circuit Court Judge

Murphy Lake
File No. 84-6205
Page 2

Approved as to form:



KEVIN T. SMITH
Assistant Attorney General
Attorney for Michigan Department
of Natural Resources

Prepared by:
G. SCOTT STERMER (P26813)
Prosecuting Attorney
Tuscola County, Michigan
440 N. State Street
Caro, Michigan 48723
(517) 673-5999, ext. 280

Exhibit

4

STATE OF MICHIGAN
THE CIRCUIT COURT FOR THE COUNTY OF TUSCOLA

5981

In the Matter of the Petition of the Board
of Supervisors of Tuscola County, Michigan,
to Establish the Legal Level for Murphy Lake,
an Inland Lake Situated Within the County of
Tuscola.

FILED

DATE Nov 16 1958
Lucy L. Luder
CLERK

O R D E R

At a session of the said Court held in the
Circuit Court Room of the Court House in the Village of
Caro, in said County and State, on Wednesday, the 26th
day of November, A. D. 1958.

Present: Hon. Timothy C. Quinn, Circuit Judge.

The above entitled cause having been regularly
brought on to be heard upon the Petition of James J.
Epskamp, Prosecuting Attorney in and for the County of
Tuscola, Michigan, and a Proof of Service of a copy of
the Notice of Hearing upon all owners of record of land
abutting or touching said Murphy Lake having been filed
herein, and Proof of Publication of the Notice of Hearing
in the Millington Herald, a newspaper of general circulation
in the said County, having been filed herein, and after
hearing the testimony and considering the exhibits and the
Court being fully advised in the premises and on motion of
James J. Epskamp, Prosecuting Attorney;

IT IS ORDERED, that the summer level of Murphy
Lake, an inland lake situated in the County of Tuscola,
be the same as hereby fixed at Seven Hundred Forty-Seven
and .0 (747) feet above sea level, said Seven Hundred
Forty-Seven and .0 (747) feet above sea level being fixed
as the legal summer level of Murphy Lake.

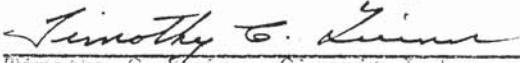
IT IS ORDERED, that the winter level of Murphy
Lake, an inland lake situated in the County of Tuscola,
be the same as hereby fixed at Seven Hundred Forty-Six
and .5 (746.5) feet above sea level, said Seven Hundred
Forty-Six and .5 (746.5) feet above sea level being fixed
as the legal summer level of Murphy Lake.

I hereby certify that I have compared
this copy with the record on file in
the Tuscola County Clerk's Office and
that it is a correct and true copy.

NOV 29 1977


Tuscola County Clerk's Office
Per *Gene Stead*
Tuscola County Clerk

IT IS FURTHER ORDERED, that the time of the raising and lowering of the levels as hereinbefore set forth shall be determined by such authority as the Board of Supervisors of Tuscola County, Michigan may designate.



Timothy C. Quinn, Circuit Judge

JAMES J. EPSKAMP
Prosecuting Attorney in
and for the County of
Tuscola and State of
Michigan
Business Address:
447 N. State St.
Caro, Michigan

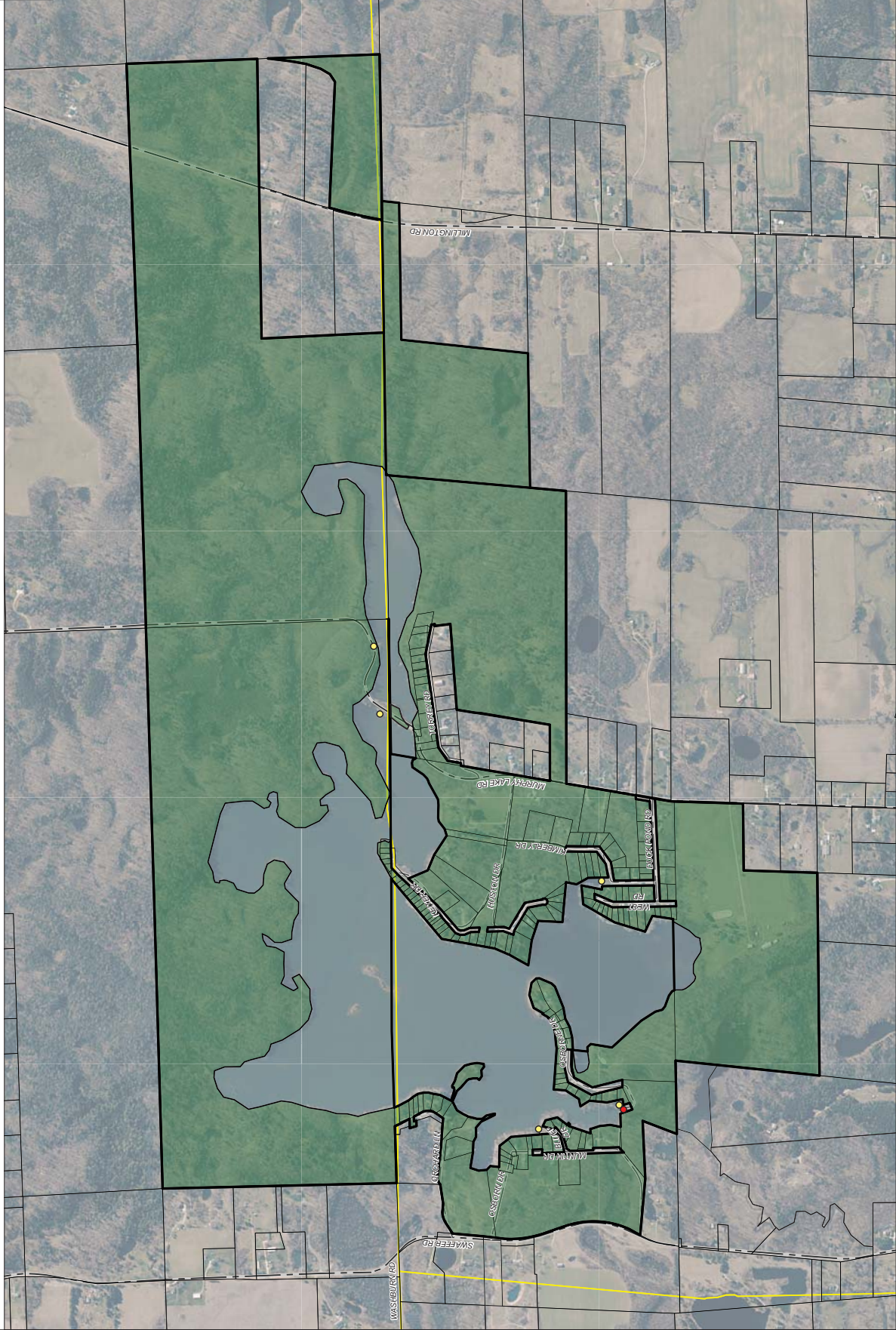


Exhibit

5

TENTATIVE SPECIAL ASSESSMENT DISTRICT BOUNDARY MURPHY LAKE LEGAL LAKE LEVEL

TUSCOLA COUNTY, MICHIGAN



- LEGEND**
- RAIL LAUNCH / ACCESS PILE
 - HURDY CONTROL STRUCTURE
 - MUNICIPAL BOUNDARIES
 - SPECIAL ASSESSMENT DISTRICT BOUNDARY
 - COUNTY ROAD
 - LOCAL ROAD

BY	DATE	REVISIONS

MURPHY LAKE
TUSCOLA COUNTY, MICHIGAN

TENTATIVE SPECIAL ASSESSMENT
DISTRICT BOUNDARY



DESIGNED BY: J.L. WOOD	PROJECT NO. 100-000000
DATE: 10/1/2011	DATE: 10/1/2011
STATUS: WORKING	SCALE: AS SHOWN
SHEET: 1 OF 1	DR: 1
FILE NO.:	