

TITLE DATA

Edward Mahalak and Iva Mahalak, his wife (13)

TRACT 495-D103-7

Easement 6-16-64 7-11-64 123 82 010009

ACCOUNT NO. U-540104

MAP 20

IOSCO - ALPENA TRANS. LINE Parcel #53
RIGHT OF WAY
Recorded day of
A.D. 19 at o'clock M.
Liber. Page
Register of Deeds

MICHIGAN Alocna Alcona
STATE COUNTY TOWNSHIP
19 T 28 N R 8 E
MUNICIPALITY SECTION TOWN RANGE

Edward Mahalak and Iva Mahalak, his wife, Single, Michigan, first part 199, in consideration of One and no/100 Dollars (\$1.00) to them paid by the CONSUMERS POWER COMPANY, a Maine corporation authorized to do business in Michigan, at 212 W. Michigan Ave., Jackson, Michigan, second party, receipt of which is hereby acknowledged. Convey and Warrant to the second party, its successors and assigns, Forever, the easement and right to erect, lay and maintain lines consisting of towers, poles, wires, cables, conduits and other fixtures and appurtenances for the purpose of transmitting and distributing electricity and/or conducting a communication business on, over, under and across the following described parcel of land, including all public highways upon or adjacent to said parcel of land, which parcel is situate in the Township of Alcona County of Alcona, and State of Michigan, to-wit:

The Southeast one-quarter (SE 1/4) of the Northeast one-quarter (NE 1/4) of Section nineteen (19), Township twenty-eight (28) North, Range eight (8) East.

The route to be taken by said lines of towers, poles, wires, cables and conduits across, over and under said land being more specifically described as follows: Second party may locate said route on, over and across said above described land, along or adjoining as near as practicable a line, which said line is described as beginning at a point not more than 300 feet South of the North line of Section 31, T 28 N, R 8 E, at a point not more than 1700 feet nor less than 1400 feet East of the West line of said Section, running thence Northeasterly to a point not more than 100 feet North of the East and West 1/4 line of Section 17 of said Township, at a point not more than 1000 feet nor less than 800 feet East of the West line of said Section 17.

With full right and authority to the second party, its successors, licensees, lessees or assigns, and its and their agents and employees, to enter at all times upon said premises for the purpose of constructing, repairing, removing, replacing, patrolling, improving, enlarging and maintaining such cables, conduits, towers, poles and other supports, with all necessary braces, guys, anchors, manholes and transformers, and stringing thereon and supporting and suspending therefrom lines of wire, cables or other conductors for the transmission of electrical energy and/or communication, and to trim, remove, destroy or otherwise control any trees and brush which may, in the opinion of said second party, interfere or threaten to interfere with or be hazardous to the construction, operation and maintenance of said lines. It is expressly understood that no buildings or other structures will be placed under such wires and/or over such cables without the written consent of said second party. It is expressly understood that non-use or a limited use of this easement by second party shall not prevent second party from later making use of the easement to the full extent herein authorized. Second party to pay at the rate of Eighty Dollars (\$80.00) per mile of length of the line of poles and wires across said above described premises, the same to be paid before any work is done on the land, and also to pay for any damage to crops in erecting and maintaining said line of poles and wires.

WITNESS the hand and seal of the part 199 of the first part, this 16th day of June, 1964.

Signed, Sealed and Delivered in Presence of
Edward L. Mahalak (L.S.)
Iva Mahalak (L.S.)
Ted M. Branch (L.S.)

STATE OF MICHIGAN ) On this 16th day of June 1964
) ss. before me, a Notary Public of Newaygo County,
County of Alcona ) Michigan, acting in Alcona County, personally appeared

Edward Mahalak and Iva Mahalak

to me known to be the same person as named in and who executed the foregoing instrument, and severally acknowledged the execution of the same to be their free act and deed.

Ted M. Branch
Notary Public, Newaygo Co., Mich.
My commission expires September 14, 1964

Table with columns: BALANCE, TRANSFERS, AMOUNT, ITEMS OF COST, JOURNAL ENTRY, DATE. Includes entries for Original Cost (IR4, Exh 103a-5) and dates Dec 1965 and Aug 1966.

**GENERAL ENGINEERING MAP REFERENCES**

Line Map No. D-16462 Sheet 5 of 8 Sheets  
Plan & Profile No. \_\_\_\_\_ Sheet \_\_\_\_\_ of \_\_\_\_\_ Sheets  
Survey Map No. \_\_\_\_\_ Sheet \_\_\_\_\_ of \_\_\_\_\_ Sheets

**DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS**

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

RECORDED IN THE  
OFFICE OF THE  
CLERK OF THE  
SUPERIOR COURT  
AT  
SALT LAKE CITY  
UTAH  
JAN 10 1962