

16

TITLE DATA

Carlos J. Cole and Fern L. Cole, his wife

TRACT 354-D114-1

Easement 7-15-59 12-2-59 177 1386

ACCOUNT NO. U.550301

MAP 12

Northwest Plant to Penn Dixie Line

Parcel No. 11 Carlos J. Cole and Fern L. Cole, his wife and in her own right

of the first part, in consideration of One Dollar (\$1.00) to them paid by the CONSUMERS POWER COMPANY, a Maine corporation authorized to do business in Michigan, at 212 W. Michigan Avenue, Jackson, Michigan, of the second part, receipt of which is hereby acknowledged, Convey and Warrant to the party of the second part, its successors and assigns, forever, the easement and right to erect and maintain one or more electric transmission lines consisting of steel towers, poles, and/or pole structures and/or underground conduits, wires, cables and distributing appliances for the purpose of conveying and distributing electrical energy to be used for light, heat, power, telephone and/or other purposes, upon, over and along a strip of land one hundred ninety-two (92) feet wide upon the following described parcel of land in the Township of Hayes, County of Charlevoix and State of Michigan, to-wit:

The East one-half (E 1/2) of the Northeast one-quarter (NE 1/4) of Section ten (10), Township thirty-four (34) North, Range seven (7) West.

The center line of said strip of land being more specifically described as follows:

Beginning at a point approximately 400 feet West of the North and South quarter line of Section 10, Township 34 North, Range 7 West, at a point approximately 96 feet North of the East and West quarter line of said Section, running thence Easterly along and approximately 96 feet distant North of the East and West quarter line of Sections 10 and 11 of said Township, to a point approximately 1320 feet East of the North and South quarter line of said Section 11.

Together with the right to the party of the second part, its successors or assigns and its employees, to enter at all times upon said premises for the purpose of constructing, repairing, renewing, extending, changing, patrolling and maintaining such towers, poles, pole structures, conduits and other supports, with all necessary crossarms, braces, guys, anchors and transformers, and stringing thereon and supporting and suspending therefrom lines of wire, cables and/or other conductors for the transmission of electrical energy and for telephone purposes, and to trim or remove any timber and brush standing or growing upon the said strip of land, or on the adjoining premises of the Grantors, which at any time may interfere or threaten to interfere with such lines. It is expressly understood that no buildings or other structures will be placed under such wires or above such pipes or conduits without the written consent of said second party. It is understood that the complete exercise of the rights hereby granted may be gradual and not fully completed for some time in the future, and that none of the rights herein granted shall be lost by nonuser for any length of time. Second party to pay first party the sum of Fifty Dollars (\$50.00) for each tower; Twenty-five Dollars (\$25.00) for each pole structure; Five Dollars (\$5.00) for each pole set on said land; and at the rate of Eighty Dollars (\$80.00) per mile of length for underground conduits or cables. The same to be paid from time to time as said towers, pole structures and poles are set and underground work laid, and also to pay for any damage to crops in erecting and maintaining said line of towers, pole structures, poles, wires, conduits or cables.

40 RECORD #12 93

MICHIGAN Charlevoix Hayes STATE COUNTY TOWNSHIP 10 T 34 N R 7 W MUNICIPALITY SECTION TOWN RANGE

Table with columns: DATE, JOURNAL ENTRY, ITEMS OF COST, AMOUNT, TRANSFERS, BALANCE. Includes entries for Original Cost (LR 4, Exh 114a-1) and Original Cost (LR4, Exh 118a-1).

MAPPED AND CHECKED

GENERAL ENGINEERING MAP REFERENCES

Line Map No. F-16382 Sheet 1 of 3 Sheets  
Plan & Profile No. \_\_\_\_\_ Sheet \_\_\_\_\_ of \_\_\_\_\_ Sheets  
Survey Map No. \_\_\_\_\_ Sheet \_\_\_\_\_ of \_\_\_\_\_ Sheets

DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS

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

*Subj. to Fed Ed BK Act, 75-87*

ACCOUNT NO. \_\_\_\_\_

511246

WITNESS the hands and seals of the parties of the first part, this  
15th day of July, 1959.

Signed, Sealed and Delivered  
in Presence of

<u>Bonnie M. Cole</u> Bonnie M. Cole	<u>Carlos J. Cole</u> Carlos J. Cole	(L.S.)
<u>James F. Miller</u> James F. Miller	<u>Fern L. Cole</u> Fern L. Cole	(L.S.)
_____	_____	(L.S.)
_____	_____	(L.S.)

STATE OF MICHIGAN )  
County of Charlevoix ) ss.

On this 15th day of July, 1959, before me, a  
Notary Public of Cheboygan County, Michigan, acting in Charlevoix  
County, personally appeared, Carlos J. Cole and Fern L. Cole

to me known to be the same persons named in and who executed the foregoing instru-  
ment, and severally acknowledged the execution of the same to be their free act  
and deed.

James F. Miller  
James F. Miller  
Notary Public, Cheboygan County, Michigan

My commission expires May 6, 1961