

EASEMENT FOR ELECTRIC LINE

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1163

FREDERICK AND LINDA L MARSH, husband and wife; 6290 Lakeshore; West Bloomfield, Michigan 48033; also known as Frederick Marsh Jr. and Linda L Marsh, husband and wife  
 Grantor, for good and valuable consideration to him paid by CONSUMERS POWER COMPANY, a Michigan corporation, 212 West Michigan Avenue, Jackson, Michigan, Grantee, receipt of which is hereby acknowledged, Conveys and Warrants to Grantee, its successors and assigns, Forever, the easement and right to enter upon the land hereinafter described and to construct, operate, maintain, repair, inspect, replace, improve, enlarge and remove electric transmission and distribution facilities consisting of one line of towers, pole structures, poles, or any combination of same, with wires, cables, conduits, crossarms, braces, guys, anchors and transformers and other fixtures and appurtenances and electric control circuits and devices in, over and across said land, including all public highways upon or adjacent to said land, which land is in the  
Township of Gerrish, County of Roscommon and State of Michigan,  
 and described as:

That part of the Northwest 1/4 of the Northeast 1/4, of Section 25, Township 24 North, Range 3 West described as: Beginning at the Northwest corner of the Northwest 1/4 of the Northeast 1/4 of said section, thence South 330 feet, thence East 365.65 feet for the place of beginning, thence East 947.46 feet, thence South 542.55 feet, thence North 62° 23' 30" West 1059.5 feet to the place of beginning.

Said line of towers, pole structures or poles is to be located in, over and across said land on a center line described as:

Beginning at a point on the East and West 1/4 line of Section 25, Township 24 North, Range 3 West at a point not more than 110 feet nor less than 90 feet West of the East 1/8 line of said section; running thence North parallel with and not more than 110 feet nor less than 90 feet West of said East 1/8 line to a point in the center line of Consumers Power Company's existing transmission line, said point being located not more than 795 feet nor less than 745 feet South of the North line of said section.

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Also conveying the right to cut, trim, remove, destroy or otherwise control (1) all trees and brush now or hereafter standing or growing on the land of Grantor described in this easement within 45 feet on each side of the center line of said line of towers, pole structures or poles, and (2) all trees in excess of 40 feet in height on the land of Grantor described in this easement within 90 feet on each side of the center line of said line of towers, pole structures or poles. The complete exercise of the rights herein granted to cut, trim, remove, destroy or otherwise control trees and brush may be gradual and not fully completed for some time in the future, and Grantee may enter upon said land, from time to time and at no additional cost to Grantee, to cut, trim, remove, destroy or otherwise control trees and brush as aforesaid.

Grantor agrees that, for the protection of said facilities, no buildings or other structures will be placed within 36 feet on each side of the center line of said line of towers, pole structures or poles. Grantee shall pay for all damage to crops arising out of the construction, operation and maintenance of said facilities.

Nonuse or a limited use of this easement by Grantee shall not prevent Grantee from later making use of the easement to the full extent herein conveyed.

Where applicable, pronouns and relative words used herein shall be read as plural, feminine or neuter.

IN WITNESS WHEREOF, Grantor has executed this instrument or has caused this instrument to be executed by its duly authorized officer this 12th day of November, 1991.

(INDIVIDUAL ACKNOWLEDGMENT)

STATE OF MICHIGAN )  
 ) SS  
COUNTY OF Oakland )

The foregoing instrument was acknowledged before me this 12th day of November, 1991, by Frederick Marsh, also known as Frederick Marsh Jr., and Linda L Marsh, husband and wife.

Edward P. Walker  
Edward P Walker Notary Public  
Genesee County, Michigan  
Acting in Oakland County, Michigan  
My Commission Expires October 25, 1993

(CORPORATE ACKNOWLEDGMENT)

STATE OF MICHIGAN )  
 ) SS  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, by \_\_\_\_\_, \_\_\_\_\_, of \_\_\_\_\_, a \_\_\_\_\_ corporation, on behalf of the corporation.

\_\_\_\_\_  
Notary Public  
County, Michigan  
Acting in \_\_\_\_\_ County, Michigan  
My Commission Expires \_\_\_\_\_

STATE OF MICHIGAN  
COUNTY OF ROSCOMMON  
RECORDED  
FEB 28 12 13 PM '92