Easement

KIND OF INSTRUMENT

CONSUMERS POWER COMPANY

312-D114-6 312-D114-1

MAP.

The City of Petoskey NAME OF GRANTOR 6/20/1961 | 10/20/1961 | 183 | 123

Big Rock - Emmet Sub

Parcel No. 51 . 54

The City of Petoskey, a municipal corporation, of the County of Emmet, State of Michigan, as first party, in consideration of One Dollar (il.00) to it paid by the CONSUMERS POWER COMPANY, a Maine corporation authorized to do business in Michigan, at 212 West Michigan Avenue, Jackson, Michigan, second party, receipt of which is hereby acknowledged, Conveys and Quit-Claims to the second party, its successors and assigns, Forever, the easement and right to erect, lay and maintain lines consisting of 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 parcels of land, including all public highways upon or adj cent to said parcels of land, which parcels are situate in the Township of Bear Creek, County of Emmet and State of Michigan, to-wit:

The Southwest one-quarter $\binom{1}{n}$ of the Southeast one-quarter $\binom{1}{n}$ of Section 8 and that part of the Southeast one-quarter $(\frac{1}{4})$ of the Southwest one-quarter $(\frac{1}{4})$ of Section 8, lying Easterly of the Pennsylvania Railroad right of way, being in Township 34 North, Range 5 West. Also the South of the South of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 8, and the North 10 rods of the Jest 80 rods of the Northwest 4 of Section 17, all being in Township 34 North, Range 5 West, excepting therefrom a parcel of land being now or formerly owned by Ben Bochniak off the Southerly side of that part of said Section 8 lying Easterly of the Pennsylvania Mailroad right of way as recorded in Liber 171, Page 92, Amenet County records.

The route to be taken by said lines of 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 desc. land alg. or adj. as near as practicable a line, which said line is desc. as beg. at a point approximately 460 ft. E of the NW, line of Section 12, T34N, R6W, at a point approximately 296 Ft. H of the S line of said Sec., running thence SE'ly to a point approximately 70 feet E of the d line of Section 17, T34N, R5W, at a point approximately 184 ft. S of the N line of said Section 17, thence IE'ly to a point not more than 880 ft. nor less and 680 ft. E of the J line of Section 9, T34N, 35W, at a point not more than 360 ft. nor less than 660 ft. N of the S line of said Section 9.

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 and poles and other supports, with all necessary braces, guys, anchors and manholes and transformers, and stringing thereon and supporting and suspending therefrom lines or 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 thewritten 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.

Bear Creek **MICHIGAN** Emmet STATE COUNTY TOWNSHIP 18 & 17 34 N5 W MUNICIPALITY SECTION TOWN RANGE TRANSFERS AMOUNT 0 U 0 Σ Cost Original JOURNAL 53

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Sheets Pian & Profile No. Sheet Sheets Survey Map No. _____ Sincet Sheets

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1.	Abstract		····		· · · · · · · · · · · · · · · · · · ·
2.	Opiaions	of Tit	le		<u> </u>
3.	Title Sea	irch _		YES	······································
4.	Mortgage	Releas	SE	····	

312-D114-6 312-D114-1

ACCOUNT	NO.	
7000111	110	

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.

IN WITNESS WHEREOF, said first party has caused this instrument to be executed by its officers, duly authorized by its City Commission, and its corporate seal to be affixed this 20th day of 19

Signed, Scaled and Delivered CITY OF PETOSKEY in Presence of

STATA OF MICHICAN County of Emmet

On this 20th day of June, 1961, before me, a Notary

Fublic of Emmet County, Michigan, acting in Emmet County, appeared,

Flotcher Johnson and Christian, F. Hubbard, to me personally

known, who being by me duly sworn, did each for himself say that he is Mayor

and Clerk, respectively, of the City of Petockey, a municipal corporation and that

the scal affixed to the for Gring instrument is the corporate seal of said corporation,

and that said instrument was signed and scaled on behalf of said corporation by

and the scale of the City Correction and the said.

Flotcher Lobeson and authority of its City Commission, and the said Fletcher Johnson and Virginia F. Hubbard acknowledged the execution of said instrument to be their free act and deed and the free act and deed of said corporation.

Edith Beatty

Hotary Public, Enmet County, Michigan

My condission expires Mar 13 1964