

13

Elmer Kreger & wf

TITLE DATA

CONSUMERS POWER COMPANY

TRACT 438-D85-6

Easement 10-11-73 12-12-73 1249 1546
KIND OF INSTRUMENT DATE OF INST. DATE OF RECORD LIBER PAGE

ACCOUNT NO. _____

MAP 6

EMMET TO RIGGSVILLE - MCGULPIN (138 KV)

Form 314 7-70

LIBER 249 PAGE 546

Elmer Kreger, also known as Elmer E. Kreger and Gwendolyn Kreger, also known as Gwendolyn E. Kreger, his wife, 1881 Powell Road, Conway, Michigan

Grantor, in consideration of One and no/100 Dollars (\$ 1.00) to him paid by CONSUMERS POWER COMPANY, a Michigan corporation, 212 W. 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 erect, lay and maintain lines consisting of towers, pole structures, poles, or any combination of same, wires, cables, conduits, crossarms and other fixtures and appurtenances for the purpose of transmitting and distributing electricity and electric control circuits and devices on, over, under and across the following described land, including all public highways upon or adjacent to said land, which land is situate in the Township of Little Traverse County of Emmet and State of Michigan, to-wit:

The Northeast 1/4 of Section 23, Township 35 North, Range 5 West.

Recorded 12/21 Day of Dec. A.D. 1973 At 9:35 Frank J. Behan REGISTER OF DEEDS

The center line of said line of towers, pole structures, poles, wires, cables and conduits, on, over, under and across said land being described as:

Beginning at a point not more than 1210 feet nor less than 1100 feet West of the East line of Section 26, Township 35 North, Range 5 West, at a point not more than 50 feet nor less than 20 feet South of the East and West 1/4 line of said Section, running thence Northerly to a point not more than 1300 feet nor less than 1240 feet West of the East line of Section 14, Township 35 North, Range 5 West, at a point not more than 150 feet nor less than 90 feet North of the South line of said Section 14.

Also conveying the full right and authority to Grantee, 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 towers, pole structures, poles and other supports or any combination of same, with all necessary crossarms, braces, guys, anchors, and transformers, and stringing thereon and supporting and suspending therefrom lines of wire, cables or other conductors for the transmission of electrical energy and electric control circuits and devices.

Also conveying the right to cut, trim, remove, destroy or otherwise control (1) all trees and brush on the land of the Grantor described in this easement within 60 feet on either side of the center line of the towers, pole structures, poles and wires comprising said electric line, and (2) all trees in excess of 50 feet in height on the land of the Grantor described in this easement within 95 feet on either side of the center line of the towers, pole structures or poles. It is expressly agreed that 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. Grantee may enter upon said land, from time to time, to cut, trim, remove or otherwise control trees and brush as aforesaid.

It is expressly agreed that, for the protection of said electric line, no buildings or other structures will be placed within 36 feet on either side of the center line of the towers, pole structures, poles and wires comprising said electric line. Grantee shall pay for all damage to crops arising out of the construction, operation and maintenance of the electric line.

It is expressly understood that 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 this 11th day of October, 1973.

WITNESSES:

Carol Kreger
Martin T. Patterson

Elmer Kreger
Gwendolyn Kreger

MICHIGAN STATE | Emmet COUNTY | Little Traverse TOWNSHIP
Municipality | 23 SECTION | T35N TOWN | R5W RANGE

Table with columns: BALANCE, TRANSFERS, AMOUNT, ITEMS OF COST, JOURNAL ENTRY, DATE. Rows are empty.

MADEP AND CHECKED

GENERAL ENGINEERING MAP REFERENCES

Plan Map No. F-19781 Sheet 1 of 6 Sheet:
Plan & Profile No. _____ Sheet of Sheets
Survey Map No. _____ Sheet of Sheet:

DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS

1. Abstract _____
2. Opinions of Title _____
3. Title Search _____
4. Mortgage Release _____
5. Tree Vouchers _____
6. Other Documents _____

NAME OF GRANTOR

ACCOUNT NO.

MAP

KIND OF INSTRUMENT DATE OF INST. DATE OF RECORD LIBER PAGE

105-2a

LIBER 249 PAGE 547

(INDIVIDUAL ACKNOWLEDGMENT)

STATE OF MICHIGAN)
County of Emmet) ss.

The foregoing instrument was acknowledged before me this 11th day of October, 19 73, by Elmer Kreger and Gwendolyn Kreger

INDEXED

Martin T. Patterson
Notary Public, Kent County, Michigan
My commission expires May 19, 1975

(INDIVIDUAL ACKNOWLEDGMENT)

STATE OF MICHIGAN)
County of) ss.

The foregoing instrument was acknowledged before me this ___ day of ___, 19__ by ___

Notary Public, ___ County, Michigan
My commission expires ___

(CORPORATE ACKNOWLEDGMENT)

STATE OF MICHIGAN)
County of) ss.

The foregoing instrument was acknowledged before me this ___ day of ___, 19__ by ___ President of ___ a corporation, on behalf of the corporation.

Notary Public, ___ County, Michigan
My commission expires ___

GENERAL ENGINEERING MAP REFERENCES

Line Map No. F-17781 Sheet 1 of 6 Sheets
Plan & Profile No. _____ Sheet _____ of _____ Sheets
Survey Map No. _____ Sheet _____ of _____ Sheets

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