

13

TITLE DATA

CONSUMERS POWER COMPANY

TRACT 440-D85-12

Anthony J. Kolinsky et al

Easement NAME GRANTOR 10-25-73 11-30-73 249 360

ACCOUNT NO.

MAP 6-56

EMMET TO RIGGSVILLE - MCGULPIN (138 KV)

Form 314 7-70

EASEMENT

LIBER 249 PAGE 360



Anthony J. Kolinsky, a single man, R.F.D. #4, US-31, Petoskey, Michigan; Salvatore J. Scalici and Marie E. Scalice, his wife, 3562 Sprengle, Detroit, 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 North 1/2 of the South 1/2 of the South 1/2 of the Southeast 1/4 of Section 14, Township 35 North, Range 5 West.

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:

In a Northerly and Southerly direction Westerly of and along and not more than 1300 feet nor less than 1240 feet from the East line of Section 14, Township 35 North, Range 5 West.

State of Michigan } Recorder 30th Day of
County of Emmet } Nov. A.D. 1973 At 10:00
O'clock A M Frank J. Behan
REGISTER OF DEEDS

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 125 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 25 day of October, 1973.

WITNESSES:

Anna Giacalone
Anna Giacalone

Salvatore J. Scalici
Salvatore J. Scalici

Martin T. Patterson
Martin T. Patterson

Marie E. Scalici
Marie E. Scalici

Walter L. Carrow
Walter L. Carrow

Anthony J. Kolinsky
Anthony J. Kolinsky

Martin T. Patterson
Martin T. Patterson

MAPPED AND CHECKED

Table with columns: BALANCE, TRANSFERS, AMOUNT, ITEMS OF COST, JOURNAL ENTRY, DATE. Sub-headers: MICHIGAN STATE, Emmet COUNTY, Little Traverse TOWNSHIP, 14 SECTION, T 35 N, R 5 W MUNICIPALITY, TOWN, RANGE. Includes a grid for PLAT OR AREA.

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

DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS

1. Abstract \_\_\_\_\_
2. Opinions of Title \_\_\_\_\_
3. Title Search YES \_\_\_\_\_
4. Mortgage Release \_\_\_\_\_
5. Free Vouchers \_\_\_\_\_
6. Other Documents \_\_\_\_\_

NAME OF GRANTOR \_\_\_\_\_  
 KIND OF INSTRUMENT \_\_\_\_\_ DATE OF INST. \_\_\_\_\_ DATE OF RECORD \_\_\_\_\_ LIBER \_\_\_\_\_ PAGE \_\_\_\_\_

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

MAP \_\_\_\_\_

132 <sup>LA</sup>/<sub>7</sub>

(INDIVIDUAL ACKNOWLEDGMENT)

LIBER 249 PAGE 361

STATE OF MICHIGAN )  
 ) ss.  
 County of Emmet )

The foregoing instrument was acknowledged before me this 25th day of October, 1973.  
 by Anthony J. Kolinsky

INDEXED

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

(INDIVIDUAL ACKNOWLEDGMENT)

STATE OF MICHIGAN )  
 ) ss.  
 County of Wayne )

The foregoing instrument was acknowledged before me this 25th day of October, 1973.  
 by Salvatore J. Scalici and Marie E. Scalici

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

(CORPORATE ACKNOWLEDGMENT)

STATE OF MICHIGAN )  
 ) ss.  
 County of \_\_\_\_\_ )

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 \_\_\_\_\_

*HA DE*

RETURN TO LAND & ELEC. DIV DEPT.  
 CONSUMERS POWER COMPANY  
 1845 W. HAWKILL ROAD  
 JACKSON, MICHIGAN 48201