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TITLE DATA

MICHIGAN STATE

Emmet COUNTY

Center TOWNSHIP

CONSUMERS POWER CO.

Edward Jurek Sr., & wf.

35 SECTION 37 N TOWNSHIP R 5 W RANGE

TRACT 462-D85-2

Easement 8-1-74 9-6-74 254 878

MUNICIPALITY

SECTION

TOWN

RANGE

MAP 13

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

PLAT OR AREA

EMMET TO RIGGSVILLE-McGULPIN

Form 314 3-74



LIBER 254 PAGE 878 Pcl. #71 & #73

EASEMENT

Edward Jurek Sr., also known as Edward Jurek, and Helen Jurek, his wife, Route #1, Pellston, 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 Center County of Emmet, and State of Michigan, to-wit:

The West 1/2 of the Northeast 1/4 and the South 1/2 of the Southeast 1/4 of Section 35, Township 37 North, Range 5 West.

State of Michigan ) Recorded 6th Day of
County of Emmet ) A.D. 1974 At 10:20
O'clock P.M. 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 1400 feet nor less than 1300 feet West of the East line of Section 26, Township 37 North, Range 5 West, at a point not more than 1350 feet nor less than 1300 feet North of the South line of said Section, running thence Southerly to a point not more than 1350 feet nor less than 1250 feet West of the East line of Section 35 of said Township, at a point not more than 30 feet nor less than 10 feet South of the North line of said Section 35, thence Southerly along and not more than 1350 feet nor less than 1250 feet West of the East line of said Section 35 to a point not more than 350 feet nor less than 250 feet North of the South line of said Section 35, thence Southerly to a point not more than 1450 feet nor less than 1380 feet West of the East line of Section 2, Township 36 North, Range 5 West, at a point not more than 75 feet nor less than 35 feet North of the East and West 1/4 line of said Section 2.

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 75 feet on each side of the center line of the towers, pole structures, poles and wires comprising said electric line, and (2) all trees in excess of 65 feet in height on the land of the Grantor described in this easement within 95 feet on each 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 each 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 on this 1st day of August, 1974.

WITNESSES:

Betty Jurek
William H. Zimmerman

Edward Jurek Sr.
Helen Jurek

MAPPED AND CHECKED

LIBER 254 PAGE 878 A

(INDIVIDUAL ACKNOWLEDGMENT)

STATE OF MICHIGAN )
County of Emmet ) ss.

The foregoing instrument was acknowledged before me this 1st day of August, 1974, by Edward Jurek, Sr. and Helen Jurek

William H. Zimmerman
Notary Public, Jackson County, Michigan
My commission expires June 5, 1978

(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 \_\_\_ corporation, on behalf of the corporation.

Notary Public, \_\_\_ County, Michigan
My commission expires \_\_\_

INDEXED

RETURN TO LAND & ELECT. R/W DEPT.
CONSUMERS POWER COMPANY
1915 W. PARNALL ROAD
JACKSON, MICHIGAN 49201

**GENERAL ENGINEERING MAP REFERENCES**

Line Map No. F-17781 Sheet 3 of 6 Sheet  
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. Tree Vouchers \_\_\_\_\_
6. Other Documents \_\_\_\_\_