

16

Louis H. Liebeck and wife, Anna C.

TRACT 139-D113-2

Easement 4-24-56 5-10-56 143 103 248005 ACCOUNT NO. U. 540104

MAP 19

FORM 321 M-17

2487

Parcel No. 10

RIGHT OF WAY

Recorded day of A.D. 19 at o'clock M. Liber Page

MICHIGAN STATE

Emmet COUNTY

Wawatam TOWNSHIP

MUNICIPALITY

14 SECTION

T39N TOWN

R4W RANGE

PLAT OR AREA

Louis H. Liebeck and Anna C. Liebeck, also known as Anna Liebeck, his wife, and in her own right, first part 1st...

That part of the Northeast one-quarter (1/4) of Section fourteen (14), Township thirty-nine (39) North, Range four (4) West, lying Westerly of the East line of McGulpins Private Claim Number 335.

This instrument is given for the sole purpose of correcting and superseding an easement recorded in Liber 143 of Deeds, Page 88, Emmet County Records, it being the intention hereof that said former easement be hereby released and of no further effect.

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-described land along or adjoining as near as practicable a line, which said line is described as beginning on the East line of Section 14, Township 39 North, Range 4 West, at a point not more than 15 feet North of the South line of H Street as laid out in the Plat of the Village of Mackinaw City, if extended West, running thence West along and not more than 15 feet North of the South line of said H Street, if extended, to a point not more than 1200 feet nor less than 1000 feet West of the East line of said Section, running thence Northwesterly to a point approximately 375 feet West of the North-and-South quarter line of Section 11 of said Township at a point approximately 558 feet North of the South line of said Section 11.

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, improving, enlarging and maintaining such cables, conduits and poles and other supports, with all necessary braces, guys, anchors, manholes and transformers, and stringing thereon and supporting and suspending therefrom lines of 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 the written 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. 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.

WITNESS the hands and seals of the part 1st of the first part, this 24th day of April, 1956.

Signed, Sealed and Delivered in Presence of

Donald F. Purnell, James F. Miller

Louis H. Liebeck, Anna C. Liebeck

STATE OF MICHIGAN) On this 24th day of April 1956, before me, a Notary Public of Cheboygan County, Michigan, acting in Emmet County, personally appeared Louis H. Liebeck and Anna C. Liebeck,

Louis H. Liebeck and Anna C. Liebeck,

to me known to be the same person(s) named in and who executed the foregoing instrument, and severally acknowledged the execution of the same to be their free act and deed.

James F. Miller, Notary Public, Cheboygan Co., Mich. My commission expires May 21, 1957.

See next sheet for Superseded Easement

Table with columns: BALANCE, TRANSFERS, AMOUNT, ITEMS OF COST, JOURNAL ENTRY, DATE. Includes entries for Original Cost and Journal Entry 709 dated May 1964.



GENERAL ENGINEERING MAP REFERENCES

Line Map No. E-15956 Sheet 1 of 1 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. Tree Vouchers yes

TITLE HISTORY

1. Louis H. Liebeck and wife, Anna C.
4-24-56 5-10-56 143-103 Esmt.
2. Consumers Power Company

The easement as shown on the caption of this tract supersedes the following easement:

CONSUMERS POWER COMPANY

TRACT 139-D113-2 CONTINUED

- 1. Louis H. Liebeck and wife, Anna C. 7-13-55 1-30-56 143-88 Esmt.
- 2. Consumers Power Company Y-2

ACCOUNT NO. _____

MAP 19

FORM 321 MULT

Parcel #10

RIGHT OF WAY

Recorded _____ day of _____ A. D. 19____ at _____ o'clock _____ M. Liber. _____ Page _____

Register of Deeds

Book

Louis H. Liebeck and Anna C. Liebeck, also known as Anna Liebeck, his wife, and in her own right first part, in consideration of _____ Dollars (\$1.00) to _____ them _____ paid by the CONSUMERS POWER COMPANY, a Maine corporation authorized to do business in Michigan, at 212 W. Michigan Ave., Jackson, Michigan, second party, receipt of which is hereby acknowledged, Convey and Warranty to the second party, its successors and assigns. Forever, the easement and right to erect, lay and maintain lines consisting of ~~poles~~, 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 parcel _____ of land, including all public highways upon or adjacent to said parcel _____ of land, which parcel is _____ situate in the Village _____ of Mackinaw City _____ County of _____ Emmet _____ and State of Michigan, to-wit: That part of the Northeast one-quarter (1/4) of Section fourteen (14), Township thirty-nine (39) North, Range four (4) West, lying Westerly of the East line of McGulpin Claim Number 335.

The route to be taken by said lines of ~~poles~~ 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 described land, along or adjoining as near as practicable a line, which said line is described as beginning on the East line of Section 14, Township 39 North, Range 4 West, at a point not more than 15 feet North of the South line of "H" Street, as laid out in the plat of the Village of Mackinaw City, if extended West, running thence West along and not more than 15 feet North of the South line of said "H" Street, if extended, to a point not more than 1200 feet nor less than 1000 feet West of the East line of said Section, running thence Northwesterly to a point not more than 250 feet nor less than 150 feet North of the South line of Section 11 of said Township at a point not more than 350 feet nor less than 250 feet East of the North and South quarter line of said Section 11. 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, improving, enlarging and maintaining such cables, conduits and ~~poles~~ poles and other supports, with all necessary braces, guys, anchors, manholes and transformers, and stringing thereon and supporting and suspending therefrom lines of 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 the written 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. 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.

WITNESS the hand _____ and seal _____ of the part _____ of the first part, this _____ 13th _____ day of _____ July _____ 19____ 55.

Signed, Sealed and Delivered in Presence of

Mrs. Laura Hartwick
 Laura Hartwick
James F. Miller
 James F. Miller

Louis H. Liebeck (L.S.)
 Louis H. Liebeck
Anna C. Liebeck (L.S.)
 Anna C. Liebeck
 _____ (L.S.)
 _____ (L.S.)

STATE OF MICHIGAN)
) ss. On this 13th day of July 19____ 55.
 before me, a Notary Public of Cheboygan County, Michigan, acting in Emmet County, personally appeared

Louis H. Liebeck and Anna C. Liebeck

to me known to be the same person _____ named in and who executed the foregoing instrument, and severally acknowledged the execution of the same to be their free act and deed.

James F. Miller
 James F. Miller
 Notary Public, Cheboygan Co., Mich.
 My commission expires May 21, 1957



~~GENERAL ENGINEERING MAP REFERENCES~~

~~Line Map No. F-15956 Sheet 1 of 1 Sheets
Plan & Profile No. Sheet of Sheets
City Map No. Sheet of Sheets~~

~~DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS~~

- ~~1. Abstract _____~~
- ~~2. Opinions of Title _____~~
- ~~3. Title Search to C.E. M. - 2-11-57~~
- ~~4. Mortgage Release _____~~
- ~~5. Tree Vouchers yes~~

~~TITLE HISTORY~~

- ~~1. Louis H. Liebeck and wife, Anna C.
4-24-56 5-10-56 143-103 Esmt.~~

~~2. Consumers Power Company~~