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TITLE DATA

MICHIGAN STATE

Gladwin COUNTY

Secord TOWNSHIP

CONSUMERS POWER CO.

James W. Budai, et al

Easement

NAME OF GRANTOR

4-24-79

6-29-79

279

185

W.D.# 6646

MUNICIPALITY

2 SECTION

19N TOWN

1E RANGE

TRACT 779-D5-32

MAP

5

KIND OF INSTRUMENT

DATE OF INST.

DATE OF RECORD

LIBER

PAGE

PLAT OR AREA

BAR ROAD - WIRTZ ROAD 138KV

Form 314 3-74



File #3725

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Pcl. #53 1/2

EASEMENT

James W. Budai and Diane K. Budai, his wife, 3606 N. Three Rivers Road, Gladwin, Michigan; Anna Budai Johnson, also known as Anna Budai, 3606 N. Three Rivers Road, Gladwin, 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 Secord, County of Gladwin, and State of Michigan, to-wit:

The Southeast 1/4 of the Southeast 1/4 of Section 2, Township 19 North, Range 1 East, excepting therefrom the South 450 feet of the East 400 feet thereof.

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 280 feet ~~nor less than 280 feet~~ <sup>W.D.#</sup> North of the South line of Section 2, T 19 N, R 1 E, at a point not more than 420 feet nor less than 320 feet West of the East line of said Section 2, running thence SWly to a point not more than 450 feet nor less than 300 feet South of the East and West 1/4 line of Section 15, T 19 N, R 1 E, at a point not more than 500 feet nor less than 300 feet West of the East line of said Section 15.

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 50 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 40 feet in height on the land of the Grantor described in this easement within 85 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 ~~before me~~ this 24th day of April, 1979.

WITNESSES:

Barbara DeLoach  
Barbara DeLoach  
William H. Zimmerman  
William H. Zimmerman

James W. Budai  
James W. Budai  
Diane K. Budai  
Diane K. Budai  
Anna Budai Johnson  
Anna Budai Johnson

MAPPED AND CHECKED

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(INDIVIDUAL ACKNOWLEDGMENT)

STATE OF MICHIGAN )  
County of Gladwin ) ss.

The foregoing instrument was acknowledged before me this 24th day of April, 1979, by James W. Budai and Diane K. Budai; Anna Budai Johnson

William H. Zimmerman  
Notary Public, Jackson County, Michigan  
My commission expires May 24, 1982

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

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

RECORDED  
STATE OF MICHIGAN  
COUNTY OF GLADWIN

JUN 29 11 30 AM '79

Eric Edick  
REGISTER OF DEEDS

PREPARED BY D. E. ELLIOTT  
CONSUMERS POWER COMPANY  
212 WEST MICHIGAN AVENUE  
JACKSON, MICHIGAN 49201

RETURN TO LAND & R/W DEPT.  
CONSUMERS POWER COMPANY  
HAYES BUILDING  
212 W. MICHIGAN AVENUE  
JACKSON, MICHIGAN 49201

**GENERAL ENGINEERING MAP REFERENCES**

Line Map No. _____	Sheet _____	of _____	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 \_\_\_\_\_
4. Mortgage Release \_\_\_\_\_
5. Tax Vouchers \_\_\_\_\_
6. Other Documents \_\_\_\_\_