

Robert R. Diffin & wf

TITLE DATA

MICHIGAN STATE

Gladwin COUNTY

Second TOWNSHIP

CONSUMERS POWER CO.

Easement

NAME OF GRANTOR 3-11-77

DATE OF INST. 5-9-77

DATE OF RECORD 267 546

MUNICIPALITY W D # 6646

SECTION 11

TOWNSHIP 19N

RANGE 1E

TRACT 781-D5-7

KIND OF INSTRUMENT

DATE OF INST. DATE OF RECORD LIBER PAGE

PLAT OR AREA

MAP 5

Form 314 3-74

BARD ROAD-WIRTZ ROAD 138KV



File #3725 EASEMENT

1072 LIBER 267 PAGE 546 Pcl 52

LIBER 267 PAGE 547

(INDIVIDUAL ACKNOWLEDGMENT)

STATE OF MICHIGAN )
County of Genesee ) ss.

The foregoing instrument was acknowledged before me this 11th day of March, 1977, by Robert R Diffin

Eugene V Parmelee
Notary Public, Jackson County, Michigan
My commission expires January 7, 1980

(INDIVIDUAL ACKNOWLEDGMENT)

STATE OF MICHIGAN )
County of Gladwin ) ss.

The foregoing instrument was acknowledged before me this 29th day of March, 1977, by Cecelia M Diffin

Eugene V Parmelee
Notary Public, Jackson County, Michigan
My commission expires January 7, 1980

(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 \_\_\_

RECORDED
STATE OF MICHIGAN
COUNTY OF GLADWIN
MAY 9 10 43 AM '77

Faye Edick
REGISTER OF DEEDS

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

Robert R Diffin and Cecelia M Diffin, his wife, 3190 N Three Rivers Rd., Gladwin, Michigan
Grantor, in consideration of One and 00/100----- 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 Northeast 1/4 of the Southwest 1/4 and the Northwest 1/4 of the Southeast 1/4, all being in Section 11, Township 19 North, Range 1 East.

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 180 feet North of the South line of Section 2, Township 19 North, Range 1 East, at a point not more than 420 feet nor less than 320 feet West of the East line of said Section 2, thence Southwesterly 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 of said Township, 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 on this 11th day of March, 1977.

WITNESSES:

Leslie R Diffin
Deborah J Diffin
Donna K Johnson
Eugene V Parmelee

Robert R Diffin
Cecelia M Diffin

MAPPED AND CHECKED

PREPARED BY D. E. ELLIOTT, CONSUMERS POWER CO. 212 W. MICHIGAN AVENUE, JACKSON, MICHIGAN 49201

**GENERAL ENGINEERING MAP REFERENCES**

Loc 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. Tree Vouchers \_\_\_\_\_
6. Other Documents \_\_\_\_\_

TITLE DATA  
Gladwin County Park, a Michigan Corp.

MICHIGAN STATE

Gladwin COUNTY Second TOWNSHIP

CONSUMERS POWER CO.

Easement  
NAME OF GRANTOR: 10-3-79  
DATE OF INST.: 11-7-79  
DATE OF RECORD: 281  
LIBER: 818  
PAGE: W.D.# 6646

SECTION 11 TOWN 19N RANGE 1E

TRACT 781-D5-7

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

PLAT OR AREA

MAP

ALGER-BARD ROAD-PART B (FORMERLY BARD ROAD-WIRTZ) 138KV

Form 314 3-74

#3725  
LIBER 281 PAGE 818

X EASEMENT 2 of 2 Pel #52

GLADWIN COUNTY BANK, a Michigan Banking corporation, 190 S. Ross St., Beaverton, Mich. 48612

Grantor, in consideration of \_\_\_\_\_ Dollars (\$) 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 \_\_\_\_\_ Second County of Gladwin, and State of Michigan, to-wit:  
The Northeast 1/4 of the Southwest 1/4 and the Northwest 1/4 of the Southeast 1/4, all being in Section 11, T19N, R1E.

pel=3725 Pel=52  
Gladwin County Bank signed this easement in lieu of a partial release of mortgage.

PLEASE KEEP THIS NOTE ATTACHED TO THIS EASEMENT

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 ft nor less than 180 ft N of the S line of Section 2, T19N, R1E, at a point not more than 420 ft nor less than 320 ft W of the E line of said Section 2, thence SW'ly to a point not more than 450 ft nor less than 300 ft S of the E & W 1/4 line of Section 15 of said Township, at a point not more than 500 ft nor less than 300 ft W of the E 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 or has caused this instrument to be executed by its \_\_\_\_\_ President this 3rd day of Oct., 19 79.

WITNESSES:

Cynthia K. Jacobs  
Anna Marie Broka

GLADWIN COUNTY BANK, a Michigan Banking corporation  
Harold A. Steinke, Pres.

LIBER 281 PAGE 819

(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 \_\_\_\_\_

(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 Gladwin ) ss.

The foregoing instrument was acknowledged before me this 3rd day of October, 19 79, by Harold A. Steinke, President of Gladwin County Bank, a Michigan Banking corporation, on behalf of the corporation.

Cynthia K. Jacobs  
Notary Public, Gladwin County, Michigan  
My commission expires August 31, 1983

PREPARED BY W. H. ZIMMERMAN  
CONSUMERS POWER COMPANY  
812 WEST MICHIGAN AVENUE  
JACKSON, MICHIGAN 49201

RECORDED  
STATE OF MICHIGAN  
COUNTY OF GLADWIN  
Nov 7 1 37 PM '79

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

Faye Edick  
REGISTER OF DEEDS

Lucille E. Dittler

2782

**GENERAL ENGINEERING MAP REFERENCES**

Line Map No. \_\_\_\_\_ Sheet of \_\_\_\_\_  
Plan & Profile No. \_\_\_\_\_ Sheet of \_\_\_\_\_  
Survey Map No. \_\_\_\_\_ Sheet of \_\_\_\_\_ Sheets

**DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS**

1. Abstract \_\_\_\_\_
2. Opinions of Title \_\_\_\_\_
3. Title Search \_\_\_\_\_
4. Meritags Release \_\_\_\_\_
5. Tree Vouchers \_\_\_\_\_
6. Other Documents \_\_\_\_\_