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Lavern Boman & wf

TITLE DATA

MICHIGAN STATE

Gladwin COUNTY

Grim TOWNSHIP

CONSUMERS POWER CO.

Easement 5-22-79 8-9-79 279 951 W 8-1996

MUNICIPALITY SECTION TOWN RANGE

TRACT 774-D5-6

MAP 6

WIRTZ ROAD-ALGER 138KV

Form 314 3-74 81



File #3849

LIBER 279 PAGE 951 Pd 15

LIBER 279 PAGE 952

EASEMENT

Lavern Boman and Virginia Boman, also known as Virginia G Boman, his wife, 3603 Lehman Road, West Branch, 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 Grim County of Gladwin, and State of Michigan, to-wit:

Land in the SW 1/4 of Section 5, Township 19 North, Range 2 East, described as follows: A parcel of land commencing at a point on the center line of the Sterling Truck Trail which is N 00° 53' 40" W, 72.09 ft from the SW Corner of Section 5, Township 19 North, Range 2 East, Grim Township, Gladwin County, Michigan, thence N 00° 53' 40" W, 1239.51 ft to the S 1/8th line of said Section; thence N 89° 21' 55" E, 217.65 ft along the S 1/8th line; thence S 00° 48' 11" E, 1242.92 ft to the centerline of the Sterling Truck Trail; thence N 89° 43' 32" W, 215.71 ft along the centerline of said Truck Trail to the point of beginning.

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 an Easterly and Westerly direction approximately 60 ft North of the centerline of Sterling Truck Trail as located in Section 5, T 19 N, R 2 E.

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 45 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 90 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 ~~the~~ President of this 22nd day of May, 1979.

WITNESSES:

William H. Zimmerman, Donald E. Babler

Lavern Boman, Virginia Boman

(INDIVIDUAL ACKNOWLEDGMENT)

STATE OF MICHIGAN ) County of Ogemaw ) ss.

The foregoing instrument was acknowledged before me this 22nd day of May, 1979, by Lavern Boman and Virginia Boman

Notary Public, William H. Zimmerman, 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 \_\_\_ President of \_\_\_ a \_\_\_ corporation, on behalf of the corporation.

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

RECORDED STATE OF MICHIGAN COUNTY OF GLADWIN Aug 9 11 30 AM '79

Joy Edick REGISTER OF DEEDS

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

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

MAPPED AND CHECKED

**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. Tree Vouchers \_\_\_\_\_
6. Other Documents NES \_\_\_\_\_

