

13

MICHIGAN
STATE

Isabella
COUNTY

Chippewa
TOWNSHIP

CONSUMERS ENERGY CO.

TITLE DATA

Billy L Bryant and wife

NAME OF GRANTOR

MUNICIPALITY

SECTION 31

TOWN 14N

RANGE 3W

TRACT 880-D6-6

MAP

Easement 7-26-99 8-31-99 1959 1462
KIND OF INSTRUMENT DATE OF INST. DATE OF RECORD LIBER PAGE

PLAT OR AREA

ALMA-SUMMERTON LINE
08714

(line segment 6af)

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LIBER 959 PAGE 462

199900008714
Filed For Record in TRACT # 880-D6-6
ISABELLA COUNTY, MI
SHARON A BROWN
On 08-31-1999 At 11:52:46 a.m.
EASEMENT 11.00
Liber 959 Page 462 - 463

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.

This easement is exempt from real estate transfer tax pursuant to MCLA 207.505(f) and from State real estate transfer tax pursuant to the provisions of MCLA 205.526(f).

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 duly authorized officer this 26th day of July, 1999.

WITNESSES:

Robert J. Kamerschen
Robert J. Kamerschen

Billy L. Bryant
Billy L. Bryant

William C. Carlson
William C. Carlson

Ellen L. Bryant
Ellen L. Bryant

EASEMENT FOR ELECTRIC LINE

Form 314

2-031-30-004-00 SHEET 9 OF 9, REV. G, REDLINE DATED 7/19/99
2-031-30-004-01
2-031-10-002-00 File #4143

Billy L. Bryant and Ellen L. Bryant, husband and wife
5759 South Summerton Road, Shepherd, MI 48883

Grantor, for good and valuable consideration to him paid by CONSUMERS ENERGY COMPANY, a Michigan corporation, 212 West 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 enter upon the land hereinafter described and to construct, operate, maintain, repair, inspect, replace, improve, enlarge and remove electric transmission and distribution facilities consisting of one line of towers, pole structures, poles, or any combination of same, with wires, cables, conduits, crossarms, braces, guys, anchors and transformers and other fixtures and appurtenances and electric control circuits and devices in, over and across said land, including all public highways upon or adjacent to said land, which land is in the Township of Chippewa, County of Isabella and State of Michigan, and described as:

The Southerly 125 feet of that part of the West 5/8 of the West 1/2 of the Southwest 1/4 of Section 31, Township 14 North, Range 3 West, lying Northerly of and adjacent to the Northerly right of way line of the Tuscola and Saginaw Bay Railway and the West 130 feet of the South 1/2 of the Northwest fractional 1/4 of said section, excepting therefrom Highway US-27.

Said line of towers, pole structures or poles is to be located in, over and across said land on a center line described as:

Beginning at a point not more than 250 feet nor less than 150 feet West of the North and South 1/4 line of Section 6, Township 13 North, Range 3 West, Coe Township at a point not more than 800 feet nor less than 750 feet South of the North line of said Section 6; run thence Northwesterly to a point not more than 1430 feet nor less than 1330 feet East of the West line of Section 31, Township 14 North, Range 3 West, Chippewa Township at a point not more than 35 feet nor less than 27 feet North of the South line of said Section 31; run thence Northwesterly to a point not more than 65 feet nor less than 35 feet West of the East line of Section 36, Township 14 North, Range 4 West, Union Township at a point not more than 750 feet nor less than 720 feet North of the South line of said Section 36; run thence Northerly to a point not more than 95 feet nor less than 80 feet West of the East line of said Section 36 at a point not more than 780 feet nor less than 755 feet South of the East and West 1/4 line of said Section 36; run thence Northerly to a point not more than 160 feet nor less than 110 feet West of the East line of said Section 36 at a point not more than 485 feet nor less than 460 feet South of the East and West 1/4 line of said Section 36; run thence Northerly along and not more than 160 feet nor less than 110 feet West of the East line of said Section 36 to a point not more than 125 feet nor less than 100 feet South of the East and West 1/4 line of said Section 36; run thence Northeasterly to a point not more than 37 feet nor less than 27 feet East of the West line of said Section 31 at a point not more than 210 feet nor less than 190 feet North of the East and West 1/4 line of said Section 31; run thence Northerly along and not more than 37 feet nor less than 27 feet East of the West line of said Section 31 to the North line of said Section 31.

Also conveying the right to cut, trim, remove, destroy or otherwise control (1) all trees and brush now or hereafter standing or growing on the land of Grantor described in this easement within 45 feet on each side of the center line of said line of towers, pole structures or poles, and (2) all trees in excess of 40 feet in height on the land of Grantor described in this easement within 90 feet on each side of the center line of said line of towers, pole structures or poles. 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, and Grantee may enter upon said land, from time to time and at no additional cost to Grantee, to cut, trim, remove, destroy or otherwise control trees and brush as aforesaid.

Grantor agrees that, for the protection of said facilities, no buildings or other structures will be placed within 36 feet on each side of the center line of said line of towers, pole structures or poles. Grantee shall pay for all damage to crops arising out of the construction, operation and maintenance of said facilities.

(INDIVIDUAL ACKNOWLEDGEMENT)

STATE OF MICHIGAN)
COUNTY OF Roscommon) SS.

The foregoing instrument was acknowledged before me this 26th day of July, 1999, by Billy L. Bryant and Ellen L. Bryant, husband and wife

William C. Carlson
William C. Carlson Notary Public
KENT County, Michigan
Acting in Roscommon County, Michigan
My Commission Expires 9/12/01

(CORPORATE ACKNOWLEDGEMENT)

STATE OF MICHIGAN)
COUNTY OF _____) SS.

The foregoing instrument was acknowledged before me this _____ day of _____, 19____, by _____ of _____ a _____ corporation, on behalf of the corporation.

Notary Public

County, Michigan
Acting in _____ County, Michigan
My Commission Expires _____

Return to: Consumers Energy Company
Real Estate and Right of Way Dept.
Attn: Nancy P. Fisher, P21-411
1945 West Parnall Road
Jackson, Michigan 49201

Prepared By: Cynthia K Jones 7/20/99
Consumers Energy Company
1945 West Parnall Road
Jackson, Michigan 49201