

2

TITLE DATA

MICHIGAN STATE

Isabella COUNTY

Vernon TOWNSHIP

CONSUMERS POWER CO.

Lawrence A. Simmer & wf

2 SECTION 16N TOWN 4W RANGE

TRACT 781-D6-12

Easement

NAME OF GRANTOR

9-11-80

9-30-80

467

570

W.D.#6283

MUNICIPALITY

SECTION

TOWN

RANGE

KIND OF INSTRUMENT

DATE OF INST.

DATE OF RECORD

LIBER

PAGE

PLAT OR AREA

MAP 14-5

CLARE (FORMERLY BROOKWOOD) TO WARREN-HIGGINS 138KV

Form 314 3-74

File #3864

467 570

Pl.#6

EASEMENT

Lawrence A. Simmer and Betty Jane Simmer, also known as Betty J. Simmer, his wife, 11705 N. Isabella Road, Clare, 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 Vernon, County of Isabella, State of Michigan, to-wit:

A parcel of land in the Northeast 1/4 of Section 2, Township 16 North, Range 4 West, described as beginning North 0° 2' 40" West 731.5 feet from the East 1/4 corner of said Section, thence North 0° 2' 40" West 279 feet, thence South 89° 51' 50" West 1325 feet to the East 1/8 line of said Section, thence South along the said 1/8 line 279 feet, thence North 89° 51' 50" East to the place 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:

Beginning not more than 55 feet South of the North line of Section 12, Township 16 North, Range 4 West, at a point not more than 900 feet nor less than 800 feet West of the East line of said Section, thence Northwesterly to a point in Section 2 of said Township, not more than 1400 feet nor less than 1300 feet South of the North line of said Section 2, at a point not more than 1350 feet nor less than 1250 feet West of the East line of said Section 2.

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 and caused the same to be subscribed by \_\_\_\_\_ this 11th day of September, 1980.

WITNESSES:

Shirley Haupt, Lawrence A. Simmer, Betty Jane Simmer, William H. Zimmerman

REGISTER OF DEEDS



(INDIVIDUAL ACKNOWLEDGMENT)

STATE OF MICHIGAN ) County of Isabella ) ss.

The foregoing instrument was acknowledged before me this 11th day of September, 1980, by Lawrence A. Simmer and Betty Jane Simmer

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

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

Attn: Shirley Haupt

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

PREPARED BY R. A. YOUNG, JR. CONSUMERS POWER COMPANY 212 WEST MICHIGAN AVENUE JACKSON, MICHIGAN 49201

STATE OF MICHIGAN COUNTY OF ISABELLA RECEIVED FOR RECORD 1980 SEP 30 AM 10:03

Handwritten signatures and notes: Lawrence A. Simmer, Betty Jane, Consumers Power Co., PL. DEPT me/4 2-16-4

GENERAL ENGINEERING MAP REFERENCE

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

Sheets  
Sheets  
Sheets

DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS

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