

John H. O'Rourke and wife, Ethelind M. J 13

TRACT 8-D5-5

Easement 2-24-39 6-5-39 24 M 143 1

ACCOUNT NO. 4,550,301

MAP

FORM 248 2000 10-30 O. D. & CO. 25-231

Follows 54 Parcel No. 143

RIGHT OF WAY

John H. O'Rourke and Ethelind M. O'Rourke, also known as Ethelind M. O'Rourke, his wife, and in her own right,

of the first part, in consideration of One Dollar (\$1.00) to them, paid by the CONSUMERS POWER COMPANY, a corporation, authorized to do business in the State of Michigan, with its principal office in Jackson, Michigan, of the second part, receipt of which is hereby acknowledged, Convey and Warrant to the party of the second part, its successors and assigns, Forever, the easement and right to erect and maintain one or more electric transmission lines consisting of steel or wood towers, poles, and/or structures and/or underground conduits, wires, cables and distributing appliances for the purpose of conveying and distributing electrical energy to be used for light, heat, power, telephone and/or other purposes, upon, over and along a strip of land one hundred (100) feet wide across the following described parcel of

land in the Township of Mentor, County of Oscoda, and State of Michigan, to-wit: The Northwest one-quarter (1/4) of the Southeast one-quarter (1/4) of Section sixteen (16), Township twenty-six (26) North, Range three (3) East.

Said grantee has possessed such easement and right of way adversely to all other claims for approximately twenty-three years and this instrument is executed solely in order to make its title a matter of record.

The center line of said strip of land being more specifically described as follows:

Beginning on the East line of said land in line with the center line of the present line of towers as now erected on said land, running thence West along the center line of said towers to the West line of said land.

Together with the right to the party of the second part, its successors or assigns and its employees, to enter at all times upon said premises for the purpose of constructing, repairing, renewing, extending, changing, patrolling and maintaining such towers, poles, conduits and other supports, with all necessary crossarms, braces, guys, anchors and transformers, and stringing thereon and supporting and suspending therefrom lines of wire, cables and/or other conductors, for the transmission of electrical energy and for telephone purposes, and to trim or remove any timber and brush standing or growing upon the said strip of land, or on the adjoining premises of the Grantor, which at any time may interfere or threaten to interfere with such lines. It is expressly understood that no buildings or other structures will be placed under such wires or above such pipes or conduits without the written consent of said second party. It is understood that the complete exercise of the rights hereby granted may be gradual and not fully completed for some time in the future, and that none of the rights herein granted shall be lost by non-user for any length of time. Second party to pay first party the sum of Twenty-five Dollars (\$25.00) for each tower or structure; Two Dollars (\$2.00) for each pole set on said land; and at the rate of Forty Dollars (\$40.00) per mile of length for underground conduits or cables. The same to be paid from time to time as said towers, structures and poles are set and underground work laid, and also to pay for any damage to crops in erecting and maintaining said line of towers, structures, poles, wires, conduits or cables.

WITNESS the hands and seals of the parties of the first part this 24th day of

February, 1989.

Signed, Sealed and Delivered in the Presence of

Fay V. Townley, Steven H. Bradshaw

John H. O'Rourke, Ethelind M. O'Rourke

40 YR. AFT. RECORDED 1975

MICHIGAN STATE, Oscoda COUNTY, Mentor TOWNSHIP, SECTION 16, TOWN T 26 N, RANGE R 3 E

Table with columns: DATE, JOURNAL ENTRY, ITEMS OF COST, AMOUNT, TRANSFERS, BALANCE. Includes entries for Original Cost and Working Papers.

MAPPED AND CHECKED

1

GENERAL ENGINEERING MAP REFERENCES

Line Map No. 1196 Sheet 1 of 42 Sheets
Plan & Profile No. 15297 Sheet of Sheets
Survey Map No. _____ Sheet of Sheets

DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS

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