

[Fern C. Heath, et al] (13)

TRACT 131-D85-3

Easement 11-22-50 5-23-51 J 1961

ACCOUNT NO. 100.110-340.000

MAP 7

Parcel No. 99
Recorded ___ day of ___ A.D. 19___ at ___ o'clock ___ M. Liber ___ Page ___
Register of Deeds

RIGHT OF WAY

Fern C. Heath and Helen D. Heath, his wife and in her own right; Jesse Whitney and Florence Whitney, his wife and in her own right
first parties, consideration of One Dollar (\$1.00) to them
paid by the CONSUMERS POWER COMPANY, a Maine corporation authorized to do business in Michigan, at 212 W. Michigan Ave., Jackson, Michigan, second party, receipt of which is hereby acknowledged, Convey and Warrant to the second party, its successors and assigns. Forever, the easement and right to erect, lay and maintain lines consisting of towers, poles, wires, cables, conduits and other fixtures and appurtenances for the purpose of transmitting and distributing electricity and/or conducting a communication business on, over, under and across the following described parcel of land, including all public highways upon or adjacent to said parcel of land, which parcel is situate in the Township of Bagley County of Otsego and State of Michigan, to-wit:

The Northwest one-quarter (1/4) of the Southwest one-quarter (1/4) of Section ten (10), Township thirty (30) North, Range three (3) West.

The route to be taken by said lines of towers, poles, wires, cables and conduits across, over and under said land being more specifically described as follows:
Second party may locate said route on, over and across said above described land within 50 feet on either side of a line, which said line is described as beginning on the South, East and West eighth line of Section 10, Township 30 North, Range 3 West, at a point approximately 200 feet West of the West, North and South eighth line of said Section, running thence Westerly to a point approximately 200 feet East of the West, North and South eighth line of Section 9 of said Township at a point approximately 470 feet North of the South, East and West eighth line of said Section 9.

With full right and authority to the second party, 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, improving, enlarging and maintaining such cables, conduits and towers, poles and other supports, with all necessary braces, guys, anchors, manholes and transformers, and stringing thereon and supporting and suspending therefrom lines of wire, cables or other conductors for the transmission of electrical energy and/or communication, and to trim or remove any trees which at any time may interfere or threaten to interfere with the maintenance of such lines. It is expressly understood that no buildings or other structures will be placed under such wires and/or over such cables without the written consent of said second party. It is expressly understood that non-use or a limited use of this easement by second party shall not prevent second party from later making use of the easement to the full extent herein authorized.
Second party to pay at the rate of Eighty Dollars (\$80.00) per mile of length of the line of poles and wires across said above described premises, the same to be paid before any work is done on the land, and also to pay for any damage to crops in erecting and maintaining said line of poles and wires.

WITNESS the hand and seal of the parties of the first part, this 22nd day of November, 1950.

Signed, Sealed and Delivered in Presence of

Jesse Mapes (Notary Public)
Edward Duczowski
Jesse Mapes
Margaret Bader
Jesse Whitney
Florence Whitney
Fern C. Heath
Helen D. Heath

STATE OF MICHIGAN) On this 22nd day of November 1950.
) ss. before me, a Notary Public of Osceola County, Michigan, acting in Otsego County, personally appeared

Jesse Whitney and Florence Whitney

to me known to be the same person named in and who executed the foregoing instrument, and severally acknowledged the execution of the same to be their free act and deed.

Jesse Mapes
Notary Public, Osceola Co., Mich.
My commission expires April 6, 1953.

MAPPED AND CHECKED

Table with columns: BALANCE, TRANSFERS, AMOUNT, ITEMS OF COST, JOURNAL ENTRY, DATE. Includes entries for Original Cost (See Vol 184, Exhibit 85a, Working Papers) and dates Dec 1951 and Dec 1952.

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GENERAL ENGINEERING MAP REFERENCES

Line Map No. 14896 Sheet 7 of 8 Sheets
Plan & Profile No. P 14896 Sheet 31 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 _____

TITLE HISTORY

- 1. Fern C. Heath, et al
11-22-50 5-23-51 J-196 Esmt
- 2. Consumers Power Company

