

Return

TITLE DATA

Robert K. Glasser, et al (13)

MICHIGAN STATE City of Gaylord

Otsego COUNTY

4 TOWNSHIP 30N 3W SECTION TOWN RANGE

CONSUMERS POWER CO.

TRACT 143.1-D85-30

MAP 7-15

Easement NAME OF GRANTOR DATE OF INST. DATE OF RECORD LIBER PAGE

7-21-79 8-23-79 267 172 W.O.F. 5854

PLAT OR AREA

BAGLEY TO GAYLORD-MIO 138KV

Form 314 3-74 File #1997 LIBER 267 PAGE 172 Pol. #5

EASEMENT

Robert K. Glasser and Marjory R. Glasser, his wife, 248 N. Oak, Gaylord, Michigan; Norman A. Glasser and Sarah E. Glasser, his wife, 302 N. Elm Street, Gaylord, Michigan; Clare P. Glasser and Marjorie M. Glasser, his wife, 313 E. Felshaw, Gaylord, 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 City of Gaylord, County of Otsego, State of Michigan, to-wit:

A parcel of land in the Northwest 1/4 of the Southwest 1/4 of Sec 4, T30N, R3W, desc as comm at the Southwest corner of said Northwest 1/4 of the Southwest 1/4, th N 01° 06.5' W 554.88 ft, th S 89° 50.5' E 1307 ft, more or less, to the West 1/8 line of sd sec, th South along sd 1/8 line to the Southeast corner of the Northwest 1/4 of the Southwest 1/4, th West along the South 1/8 line of sd sec to the place of beg; also a parcel of land desc as comm at a point 480 ft West of the Northeast corner of the Southwest 1/4 of the Southwest 1/4 of Sec 4, T30N, R3W, th S 10° 41' W 400 ft, th W'ly parallel to the South 1/8 line of sd sec to the E'ly right of way line of Highway I-75, th NW'ly along said highway line to the South 1/8 line of sd sec, th E'ly along sd South 1/8 line to the place of beg.

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 325 ft W of the W 1/8 line of Sec 4, T30N, R3W, at a pt not more than 375 ft nor less than 325 ft S of the S 1/8 line of said sec; thence W'ly along and not more than 375 ft nor less than 325 ft S of the S 1/8 line of said Sec to a point not more than 725 ft nor less than 675 ft E of the W line of sd sec, th NW'ly to a point not more than 875 ft nor less than 825 ft N of the S 1/8 line of sd sec, at a point not more than 525 ft nor less than 475 ft E of the W line of sd sec; also one line desc as beg 480 ft W of the W 1/8 line of Sec 4, T30N, R3W, at a point not more than 150 ft nor less than 100 ft S of the S 1/8 line of sd sec, th W'ly along and not more than 150 ft nor less than 100 ft S of the S 1/8 line of sd sec to a point not more than 50 ft E'ly of the E'ly r/w line of Hwy I-75; also one line comm 480 ft W of the W 1/8 line of Sec 4, T30N, R3W, at a point not more than 100 ft nor less than 50 ft S of the S 1/8 line of sd sec, th W'ly along and not more than 100 ft nor less than 50 ft S of the S 1/8 line of sd sec to a point not more than 50 ft E'ly of the E'ly r/w line of sd Hwy I-75.

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 on this 12th day of July, 1979.

WITNESSES:

Frank Harris, Richard L. Schuberg

Robert K. Glasser, Marjory R. Glasser, Norman A. Glasser, Sarah E. Glasser, Clare P. Glasser, Marjorie M. Glasser

STATE OF MICHIGAN COUNTY OF OTSEGO

LIBER 267 PAGE 172

(INDIVIDUAL ACKNOWLEDGMENT)

STATE OF MICHIGAN) County of Otsego) ss.

The foregoing instrument was acknowledged before me this 12th day of July, 1979, by Robert K. Glasser, Marjory R. Glasser, Norman A. Glasser, Sarah E. Glasser, Clare P. Glasser and Marjorie M. Glasser

Gerald D. Glasser, Notary Public, Otsego County, Michigan My commission expires October 18, 1980

(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

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

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

GENERAL ENGINEERING MAP REFERENCES

Line Map No. _____	Sheet _____	of _____	_____
Plan & Profile No. _____	Sheet _____	of _____	_____
Survey Map No. _____	Sheet _____	of _____	_____

DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS

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

In the file is a prior esmt not required for line construction from Robert K. Glasser et al dated 11-8-78, recorded 12-14-78 in L255 at P320.