

TITLE DATA

Donald E. Fillmore and wife M. Nadiene

TRACT 407-D85-24

Easement 8/6/68 6/19/69 130 1579

ACCOUNT NO.

MAP 11

GAYLORD-LIVINGSTON 138 KV

Form 321 6-58

13 1579

RIGHT OF WAY

Recorded 19th day of June A.D. 1968 at 9:00 o'clock A.M. Liber 130 Page 579 Theodor W. Wentz Register of Deeds

MICHIGAN STATE

Otsego COUNTY

Livingston TOWNSHIP

MUNICIPALITY

31 SECTION

T31N TOWN

R3W RANGE

PLAT OR AREA

Donald E. Fillmore and M. Nadiene Fillmore, his wife, 9350 Sashabaw Road, Clarkston, Michigan Grantor in consideration of one dollar (\$1.00) to him paid by CONSUMERS POWER COMPANY, a Michigan corporation, 212 W. Michigan Ave., 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, 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 land, including all public highways upon or adjacent to said land, which land is situate in the Township of Livingston County of Otsego and State of Michigan, to-wit:

The South 140 rods of the East 1/2 of the Southeast 1/4 of Section 31, Township 31 North, Range 3 West, excepting therefrom the East 25 rods thereof; also excepting therefrom the Boyne City, Gaylord and Alpena Railroad right of way.

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:

The center line of said route being Northerly of and along and not more than 1665 ft. nor less than 1565 ft. from the South line of Section 31, Township 31 North, Range 3 West.

Together with 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 cables and conduits and such 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, remove, destroy or otherwise control any trees and brush which may, in the opinion of Grantee, interfere or threaten to interfere with or be hazardous to the construction, operation and maintenance of said lines. Grantor agrees that no buildings or other structures will be placed under or over said facilities or within such proximity thereto as to interfere with or threaten to interfere with the construction, operation or maintenance of said facilities. It is expressly understood that non-use 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 authorized.

Where applicable, pronouns and relative words used herein shall be read as plural, feminine or neuter.

Second party to pay first party for any damage to crops in erecting and maintaining said line of towers, poles and wires.

IN WITNESS WHEREOF, Grantor has executed this instrument this 6th day of August 1968.

Witnesses:

Fred J. Coolbaugh Samuel B. Miller

Donald E. Fillmore M. Nadiene Fillmore

STATE OF MICHIGAN)) ss. County of OAKLAND)

On this 6th day of August 1968, before me, a Notary Public of OTSEGO County, Michigan, acting in OAKLAND County, personally appeared DONALD E. FILLMORE & M. NADIENE FILLMORE to me known to be the person(s) described in and who executed the foregoing instrument, and acknowledged that they executed the same as THEIR free act and deed.

Samuel B. Miller Notary Public, OTSEGO Co., Mich. My commission expires 12/12/71

Table with columns: BALANCE, TRANSFERS, AMOUNT, ITEMS OF COST, JOURNAL ENTRY, DATE. The table is mostly empty with some faint markings.



GENERAL ENGINEERING MAP REFERENCES

Line Map No. E-17/44 Sheet of Sheets
Plan & Profile No. _____ Sheet of Sheets
Survey Map No. _____ Sheet of Sheets

DOCUMENTS FILED WITH ORIGINAL INSTRUMENTS

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