

13

TITLE DATA

CONSUMERS POWER COMPANY

16

TRACT 204-D114-3

Ruthella M. Roche and Barbara Kay Roche

Easement

6-28-56

18-9-56

69

264

692426

ACCOUNT NO.

11540104

MAP 12

FORM 321 MULTH

1485

LIBER 69 PAGE 264 2734

RIGHT OF WAY

Recorded 9th day of June A.D. 1956 at 9:30 o'clock A.M. Liber 69 Page 264

Leslie A. Clark Register of Deeds

MICHIGAN STATE

Otsego COUNTY

Elmira TOWNSHIP

36 SECTION

T31N TOWN

R4W RANGE

PLAT OR AREA

Ruthella M. Roche, also known as Ruth Ella Roche, also known as Ruthella Mary Roche and Barbara Kay Roche, also known as Barbara Kaye Roche... first part... in 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 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 Elmira, Otsego County, Michigan, and State of Michigan, to-wit:

The South one-half (1/2) of the Southeast one-quarter (1/4) of Section thirty-six (36), Township thirty-one (31) North, Range four (4) West.

The route to be taken by said lines of poles, wires, cables and conduits across, over and under said land being more specifically described as follows:

Second party may locate said route in an Easterly and Westerly direction on, over and across said above-described land, Northerly of and not more than 1000 feet nor less than 800 feet from the South line of Section 36, Township 31 North, Range 4 West.

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, remove, destroy or otherwise control any trees and brush which may, in the opinion of said second party, interfere or threaten to interfere with or be hazardous to the construction, operation and maintenance of said 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 28th day of June, 1956.

Signed, Sealed and Delivered in Presence of

L. A. Clark J. Schumacher

Ruthella M. Roche Barbara Kay Roche

STATE OF MICHIGAN) On this 28th day of June 1956, before me, a Notary Public of Jackson County, Michigan, acting in Huron County, personally appeared

Ruthella M. Roche and Barbara Kay Roche

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

Leslie A. Clark Notary Public, Jackson Co., Mich. My commission expires October 18, 1958

SEE NOTE #1 FOR ADDITIONAL TITLE

Table with columns: BALANCE, TRANSFERS, AMOUNT, ITEMS OF COST, JOURNAL ENTRY, DATE. Includes entries for Dec 1956, July 1957, Nov 1957 with amounts of \$140.99.

MAPPED AND CHECKED

GENERAL ENGINEERING MAP REFERENCES

Line Map No. F-16061 Sheet 4 of 5 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 _____ Yes
- 4. Mortgage Release _____
- 5. Tract Vouchers _____ Yes
- 6. Other Documents _____ Yes

OTHER DATA AND NOTES

NOTE #1 Additional title was acquired for a right of way across the land described on the caption of this tract as follows:

- 1. Charles F. Craig and wife, Lillian R.; Marion Roche; Lillian R. Craig as guardian of the estate of Ruthella Mary Roche and Barbara Kay Roche, minors.
1-30-56 8-9-56 69-265 Easement
- 2. Consumers Power Company