

TITLE DATA

CONSUMERS POWER COMPANY

33-Rd 41-2

Eugene Szymoniak, et al

TRACT

Easement

NAME OF GRANTOR

6-28-68 3-3-69 184 524

ACCOUNT NO.

MAP

10

231
22
LIVINGSTON - ROGERS CITY TRANS. LINE
Parcel #
BOOK 184 PAGE 524
EASEMENT FOR ELECTRIC TRANSMISSION LINE

Eugene Szymoniak and Luella S. Szymoniak, his wife, Rural Route #2, Onaway, Michigan

Presque Isle Bank, Box 80 Rogers City, Michigan #49779
(herein called "Grantor"), in consideration of the sum of One and no/100 Dollars (\$1.00) to him paid by CONSUMERS POWER COMPANY, a corporation of 212 West Michigan Avenue, Jackson, Michigan, (herein called "Consumers Power"), receipt of which is hereby acknowledged, conveys and warrants to Consumers Power, its successors and assigns, Forever, an easement 260 feet in width upon which to erect and maintain 2 electric lines consisting of steel towers, pole structures or poles, or any combination of same, and all wires, cables and appliances required for the purpose of transmitting electrical energy and/or conducting a communication business on, over, under and across the following described land in the Township of Case, County of Presque Isle and State of Michigan, described as follows, to wit:

The Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ and the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 17, Township 34 North, Range 3 East, excepting therefrom the D & M Railway right of way.

The NW 1/4 line of said easement shall be 100 feet NW 1/4 of the center line of the first line of towers, pole structures or poles and wires constructed hereunder, such center line being described approximately as follows:

Beginning at a point not more than 150 ft. West of the North and South $\frac{1}{4}$ line of Section 18, T34N, R3E, at a point not more than 150 ft. nor less than 100 ft. S'ly of the center line of the D & M Railway right of way, run. th. NE'ly to a point not more than 350 ft. nor less than 150 ft. West of the East line of Section 17 of said Township, at a point not more than 660 ft. nor less than 460 ft. South of the East and West $\frac{1}{4}$ line of said Section 17.

Recorded Mar. 3, 1969
at 11 O'clock A.M. Liber. Page

Eleanor Ordow

Res. of Deeds Presque Isle Co. Mich.

Also conveying to Consumers Power the right to enter at all times upon said premises for the purpose of constructing, repairing, renewing, extending, changing, enlarging, patrolling and maintaining such towers, pole structures and poles, 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/or communication, and to cut, trim, remove, destroy or otherwise control any trees and brush now standing or hereafter growing within the limits of said easement.

Also conveying to Consumers Power the easement and right to construct, lay and maintain underground counterpoise wires or cables within the boundaries of said easement across and along the land herein described.

Also conveying the right of Consumers Power to enter upon the land herein described prior to the construction of said electric transmission lines for the purpose of surveying and establishing the route and location of said easement and said electric lines.

It is expressly agreed that no buildings or other structures will be placed within the limits of said easement without first securing the written consent of Consumers Power. It is agreed that the complete exercise of the rights herein conveyed may be gradual and not fully exercised for some time in the future, and that none of the rights herein granted shall be lost by nonuser for any length of time.

Subsequent to the establishment by survey of the location of the center line of the first line of towers, pole structures or poles, but prior to the construction of the first electric line herein provided for, Consumers Power shall pay by currency, check or draft to the then owner of said land, (or deposit same for his use and benefit in the Presque Isle Bank in the City of Rogers City, Michigan) the sum of Five Hundred and no hundredths (\$500.00) Dollars, which amount, together with the consideration paid for this easement, shall constitute full compensation for all lines constructed by Consumers Power on the easement hereby granted. Consumers Power shall also pay for all damage to crops located within the boundaries of said easement or adjacent thereto arising out of the construction and maintenance of said electric lines.

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

IN WITNESS WHEREOF, the Grantor has set his hand and seal or caused the same to be executed by its duly authorized officers this 28 day of June, 19 68.

Witnesses:

Harold Harbolt
Harold Harbolt

Frances Harbolt
Frances Harbolt

Trini F. Vogelheim
Trini F. Vogelheim
Harold Harbolt
Harold Harbolt

Eugene Szymoniak
Eugene Szymoniak

Luella S. Szymoniak
Luella S. Szymoniak
Presque Isle Bank

By: *Mildred L. Mertz*
MILDRED L. MERTZ
CASHIER

PREPARED BY W. D. TRAPHAGEN, CONSUMERS POWER CO.
212 W. MICHIGAN AVENUE, JACKSON, MICHIGAN

MICHIGAN		Presque Isle		Case	
STATE	COUNTY	TOWNSHIP	SECTION	TOWN	RANGE
		17	T34N	R3E	
MUNICIPALITY		SECTION		TOWN	RANGE
PLAT OR AREA					
BALANCE					
TRANSFERS					
AMOUNT					
ITEMS OF COST					
JOURNAL ENTRY					
DATE					

MAPPED AND CHECKED

INDEX OF ENCLOSURES AND REFERENCES

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ENCLOSURES FILED WITH ORIGINAL CASE:

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

KIND OF INSTRUMENT	DATE OF INST.	DATE OF RECORD	LIBER	PAGE

22a

STATE OF MICHIGAN)
) SS.
 COUNTY OF Presque)

On this 28th day of June, 1968, before me, a Notary Public of
Van Buren County, Michigan, acting in Presque Isle County, personally
 appeared Eugene Szymoniak and Luella S. Szymoniak

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

Harold Harbolt
 Harold Harbolt
 Notary Public Van Buren County, Michigan
 My Commission Expires September 19, 1970

STATE OF MICHIGAN)
) SS.
 COUNTY OF)

On this _____ day of _____, 196, before me, a Notary Public of
 _____ County, Michigan, acting in _____ County, personally
 appeared _____

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 _____ free act and deed.

 Notary Public _____ County, Michigan
 My Commission Expires _____

STATE OF MICHIGAN)
) SS.
 County of Presque Isle)

On this 28th day of June, 1968, before me, a Notary Public of Van Buren
 County, Michigan, acting in Presque Isle County, personally appeared Mildred L.
 Mertz, to me personally known, who being by me duly sworn, did each for herself say
 that she is the Cashier of the Presque Isle Bank, a banking corporation, and that
 the foregoing instrument was signed on behalf of said corporation by authority of
 its Board of Directors, and the said Mildred Mertz acknowledged the execution of
 said instrument to be her free act and deed and the free act and deed of said
 corporation.

Harold Harbolt
 Harold Harbolt
 Notary Public Van Buren County, Michigan
 My Commission Expires September 19, 1970

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RETURN TO LAND & R/W DEPT.
 CONSUMERS POWER CO.
 212 MICHIGAN AVE. WEST
 JACKSON, MICHIGAN