14435

6107

# The Elms

Town two (2) N. Range Ten (10) W.

Barry County Michigan

## Surveyors Certificate

I do hereby Certify that the plat of The Elms hereon delineated is a Correct one, and that permanent Monuments, Consisting of one inch Gas pipe 18" long, have been planted at all points Marked Thus ○ on the plat, and at intersections of all roads, Driveways, Alleys, and walks and at all angles in the boundaries of the land Platted.

Hastings April 24th 1907

J. W. Bentley
Surveyor.

State of Michigan } ss
County of Barry }

We John J. Doster, Register of Deeds and J. W. Bentley, Surveyor, hereby Certify that we have each Carefully Compared this Copy with the original plat of the Elms and that it is an exact Copy thereof, and of the Whole of Said original Map or plat.

John J Doster
Register of Deeds

J W Bentley
Surveyor.

## Dedication

Know all men by these presents that we, William W. Potter and Margaret D. Potter (his wife) as proprietors, have Caused the land embraced in the annexed plat, to be surveyed, laid out, and platted, to be Known as The Elms, and that the Driveways, Walks, and alleys, Shown on Said plat are hereby dedicated to the joint use of all the owners of the plots.

Signed Sealed and delivered this 23rd day of April A.D. 1907

In presence of
Flora B. Hurley
Jesse R. Coates

William W. Potter {L.S.
Margaret D. Potter {L.S.

State of Michigan } S.S.
County of Barry }

On this 24th day of April A.D. 1907, before me, a Notary Public in and for Said County, personally came the above named William W. Potter and Margaret D. Potter (his wife) Known to me to be the persons who Executed the above dedication and acknowledged the Same to be their free act and deed.

Flora B. Hurley
Notary Public Barry County Michigan

Com Expires Nov 10-1907.

## Description of Land platted.

The land embraced in the annexed plat of The Elms is a part of the S. ½ of N. E. ¼ of Sect 8. T. 2 N. Range 10 W. County of Barry. State of Michigan. described as follows.

Commencing at the Meander Stake on the Shore of Gun Lake between Sects 8. and 9. Thence S. 2° E. 292 ft. Thence S. 70½° W. 200 ft. Thence S. 88° W. 160 ft. Thence N. 69½° W. 640 ft. Thence N. 47° W. 114 ft Thence N. 2° W. to Shore of Gun Lake Thence along the Shore in a Southeasterly direction to the place of beginning.

Examined and Approved
May 4. 1907
John F. Wilkinson
Deputy Auditor General

Scale. 50' = 1 inch

This instrument was received for record, in my office of County Treasurer and forwarded in compliance with section 135, Acts 206, Laws of 1905.

John J. Doster
Register of Deeds.

State of Michigan } ss.
County of Barry }

We John J. Doster Register of Deeds, and J. W. Bentley Surveyor hereby Certify that we have each Carefully Compared the annexed Copy with the Plat of The Elms: Now of record in the office of Said Register of Deeds, and that it is a true transcript therefrom and of the whole of such record.

John J Doster
Register of Deeds

J. W. Bentley
Surveyor

REGISTER'S OFFICE, } ss.
BARRY COUNTY. }

Received for Record the 17th day of July A. D. 1907 at 9 o'Clock A. M. and Recorded in Liber 1 of Plats on Page 67.

John J. Doster
Register of Deeds

RECEIVED AND FILED. IN AUDITOR GENERAL'S OFFICE, July 12, 1907
Deputy Auditor General.

14435

# The Elms

Town two (2) N. Range Ten (10) W.
Barry County Michigan

N
W E
S

Scale. 50' = 1 inch

## Surveyors Certificate

I do hereby Certify that the plat of The Elms hereon delineated is a Correct one, and that permanent Monuments, Consisting of one inch Gas pipe 18" long, have been planted at all points Marked Thus ○ on the plat, and at intersections of all roads, Driveways, Alleys, and walks and at all angles in the boundaries of the land Platted.
Hastings April 24th 1907

J. W. Bentley
Surveyor.

State of Michigan } ss
County of Barry }

We John F. Doster, Register of Deeds and J. W. Bentley, Surveyor, hereby Certify that we have each Carefully Compared this Copy with the original plat of the Elms and that it is an exact Copy thereof, and of the Whole of said original map or plat.

John F. Doster Register of Deeds
J. W. Bentley Surveyor

## Dedication

Know all men by these present that we, William W. Potter and Margaret D. Potter (his wife) as proprietors, have caused the land embraced in the annexed plat, to be surveyed, laid out, and platted, to be Known as The Elms, and that the Driveways, Walks, and alleys, Shown on said plat are hereby dedicated to the joint use of all the owners of the plat.

Signed Sealed and delivered this 23° day of April A.D. 1907
In presence of
Flora B. Hurley
Jesse K. Coates

William W. Potter {L.S.}
Margaret D. Potter {L.S.}

State of Michigan } S.S.
County of Barry }

On this 24th day of April A.D. 1907, before me, a Notary Public in and for said County, personally came the above named William W. Potter and Margaret D. Potter (his wife) Known to me to be the persons Who Executed the above dedication and acknowledged the same to be their free act and deed.

Flora B. Hurley
Notary Public Barry County Michigan
Com Expires Nov 10-1907.

## Description of Land platted.

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Examined and Approved
May 4. 1907
John F. Wilkinson
Deputy Auditor General

State of Michigan } ss
County of Barry }

We John F. Doster Register of Deeds, and J. W. Bentley Surveyor hereby Certify that we have each, Carefully Compared the annexed Copy with the Plat of The Elms: Now of record in the office of said Register of Deeds, and that it is a true transcript therefrom and of the whole of such record

John F. Doster
Register of Deeds
J. W. Bentley
Surveyor

Received for Record this 17th day of May A.D. 1907 at 9 o'clock A.M. and recorded in Liber 1 of Plats on page 62.
John F. Doster

RECEIVED AND FILED IN AUDITOR GENERAL'S OFFICE, May 17 1907
Deputy Auditor General

John F. Doster

DEPT. OF ATTORNEY GENERAL
RECEIVED
JAN 28 1981
LANDS, LAKES & LEASES
Assigned to:

STATE OF MICHIGAN

THE CIRCUIT COURT FOR THE COUNTY OF BARRY

* * * * * * * * * * * * * * * * * *

In the Matter of the Petition of:

DOYLE W. ELLIOTT and DOROTHY J. ELLIOTT, his wife.

File No. 78-360 AZ

FILED
OCT 23 1978
NORVAL E. THALER
COUNTY CLERK

JUDGMENT FOR VACATION OF ALLEY IN THE ELMS PLAT, ORANGEVILLE TOWNSHIP, BARRY COUNTY

DAY, SAWDEY, FLAGGERT & PORTER
Attorneys for Petitioners
By: James B. Frakie (P25439)
Business Address:
580 Old Kent Building
Grand Rapids, Michigan 49503
Telephone: (616) 774-8121

DAY, SAWDEY, FLAGGERT & PORTER GRAND RAPIDS, MICHIGAN

9-78-34

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STATE OF MICHIGAN

THE CIRCUIT COURT FOR THE COUNTY OF BARRY

* * * * * * * * * * * * * * * * * *

In the Matter of the Petition of:

DOYLE W. ELLIOTT and DOROTHY J. ELLIOTT, his wife.

File No. 78-360 AZ

ALLISON GREEN, State Treasurer, Party Respondent.

JUDGMENT FOR VACATION OF ALLEY IN THE ELMS PLAT, ORANGEVILLE TOWNSHIP, BARRY COUNTY

At a session of said Court, held in the Court House in the City of Hastings, Barry County, Michigan, this ~~28th~~ 23rd day of October, 1978.

PRESENT: HONORABLE RICHARD ~~E.~~ ROBINSON, Circuit Judge

THIS CAUSE, having come on to be heard upon the Petition of Doyle W. Elliott and Dorothy J. Elliott, his wife, and Orangeville Township, for the vacation of an alley in Orangeville Township, Barry County, described as follows:

That portion of the alley lying between Lots 24 and 25 of The Elms, Section 8, Town 2 North, Range 10 West, Orangeville Township, Barry County, Michigan, being twelve (12) feet in width running Northerly from the Northern border of Wildwood Drive to the Southern border of the existing gravel road lying North of said Lots 24 and 25.

and from the Petition, files and testimony taken in open court, this court finds:

1. That proper notice was given pursuant to statute to the following:

(a) Michigan Bell Telephone Company.

(b) Consumers Power Company.

(c) Richard Rose, Chairman, Barry County Board of Road Commissioners.



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DAY, SAWDEY, FLAGGERT & PORTER GRAND RAPIDS, MICHIGAN

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(d) J. Ray Bratton, Barry County Drain Commissioner.

(e) Allison Green, State Treasurer.

2. That proper notice pursuant to statute was also made by:

(a) Publishing said notice once each week for three successive weeks in the Hastings Banner.

(b) Posting said notice in three public places within the Township of Orangeville.

3. That the only adjoining property owners to the premises to be vacated are Doyle W. Elliott and Dorothy J. Elliott, his wife.

4. That Consumers Power Company has no installations on the alley to be vacated and has not objected to said vacation or requested a reservation of an easement of any kind or nature.

5. That Michigan Bell Telephone Company has no installations on the alley to be vacated and has not objected to said vacation or requested a reservation of an easement of any kind or nature.

6. That the Department of Treasury, State of Michigan, through Allison Green, State Treasurer, has consented to said vacation.

7. That the Township of Orangeville, pursuant to a Resolution enacted by its Board, has consented to the vacation of the alley in question and, in addition, has agreed to be named as Petitioner herein for the purposes of statutory compliance.

8. That there is no reasonable objection to the requested vacation and that the prayer of the Petitioners herein should be granted.

THEREFORE, IT IS ORDERED that the property described as follows:

That portion of the alley lying between Lots 24 and 25 of The Elms, Section 8, Town 2 North, Range 10 West, Orangeville Township, Barry County, Michigan, being



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DAY, SAWDEY, FLAGGERT & PORTER GRAND RAPIDS, MICHIGAN

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twelve (12) feet in width running Northerly from the Northern border of Wildwood Drive to the Southern Border of the existing gravel road lying North of said Lots 24 and 25.

is hereby vacated without reservation of easements.

IT IS FURTHER ORDERED that all right, title and interest in the land hereby vacated shall vest in Petitioners Doyle W. Elliot and Dorothy J. Elliott, his wife.

IT IS FURTHER ORDERED that the present owners of Lot 26 of The Elms plat shall grant a permanent easement for roadway purposes over that portion of said Lot 26 now being used as a roadway and that such easement shall be solely for the use of the other lot owners within said plat and, further, that the assignees of petitioners Doyle W. Elliot and Dorothy J. Elliot, his wife, as owners of Lot 24 in The Elms plat, shall grant an alternative twelve (12) foot roadway easement across said Lot 24, running Northerly from Wildwood Drive to the existing private gravel road lying along the Northern border of said Lot 24, such easement to be used only in the event that the aforementioned roadway easement across Lot 26 be vacated by order of this Court.

IT IS FURTHER ORDERED that a certified copy of this Judgment be recorded in the Office of the Register of Deeds for the County of Barry within thirty (30) days of the date of this Judgment.

Richard Robinson
Circuit Judge

APPROVED AS TO FORM

Cortright & Boddy
Attorneys for Claude B. and Cornelia I. Cowles

By Elmer Boddy

Business Address:
206 S. Broadway
Hastings, Michigan 49058



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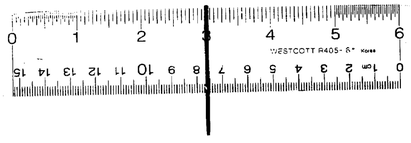
DAY, SAWDEY, FLAGGERT & PORTER GRAND RAPIDS, MICHIGAN

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STATE OF MICHIGAN

THE CIRCUIT COURT FOR THE COUNTY OF BARRY

* * * * * * * * * * * * * * * * * *

In the Matter of the Petition of:

DOYLE W. ELLIOTT and DOROTHY J. ELLIOTT, his wife.

File No. 78-360 AZ

ALLISON GREEN, State Treasurer,
Party Respondent.

JUDGMENT FOR VACATION OF ALLEY IN THE ELMS PLAT, ORANGEVILLE TOWNSHIP, BARRY COUNTY

At a session of said Court, held in the Court House in the City of Hastings, Barry County, Michigan, this 23rd day of October, 1978.

PRESENT: HONORABLE RICHARD ~~A~~. ROBINSON, Circuit Judge

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and from the Petition, files and testimony taken in open court, this court finds:

1. That proper notice was given pursuant to statute to the following:

(a) Michigan Bell Telephone Company.

(b) Consumers Power Company.

(c) Richard Rose, Chairman, Barry County Board of Road Commissioners.



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(d) J. Ray Bratton, Barry County Drain Commissioner.

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Circuit Judge

APPROVED AS TO FORM

Cortright & Boddy
Attorneys for Claude B. and Cornelia I. Cowles

By

Business Address:
206 S. Broadway
Hastings, Michigan 49058



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14435

STATE OF MICHIGAN

THE CIRCUIT COURT FOR THE COUNTY OF BARRY

* * * * * * * * * * * * * * * * * *

In the Matter of the Petition of:

DOYLE W. ELLIOTT and DOROTHY J. ELLIOTT, his wife.

File No. 78-360 AZ

RECEIVED
JAN 26 1979
DEPT. OF ATTORNEY GENERAL
LANDS, LAKES & LEASES
Assigned to

FILED
OCT 23 1978
NORVAL E. TRAILER
COUNTY CLERK

JUDGMENT FOR VACATION OF ALLEY IN THE ELMS PLAT, ORANGEVILLE TOWNSHIP, BARRY COUNTY

DAY, SANDEY, FLAGGERT & PORTER
Attorneys for Petitioners
By: James B. Frakie (P25439)
Business Address:
580 Old Kent Building
Grand Rapids, Michigan 49503
Telephone: (616) 774-8121

8-78-341

DAY, SANDEY, FLAGGERT & PORTER GRAND RAPIDS, MICHIGAN

DAY, SANDEY, FLAGGERT & PORTER GRAND RAPIDS, MICHIGAN

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