



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN

DEPARTMENT OF NATURAL RESOURCES

LANSING



REBECCA A. HUMPHRIES
DIRECTOR

December 7, 2009

TO: Rebecca A. Humphries, Director

INFORMATION: Natural Resources Commission

Transaction: Sale of Easement over State-owned Land
Atlanta Management Unit – Montmorency County
Land Transaction Case #20080305

Sale: 20-foot-wide by 347-foot-long easement

Description: Montmorency County, Hillman Township: A 20-foot, ingress-egress easement being 10 feet on both sides of a centerline described as, commencing at the center of Section 7, T31N-R04E, Hillman Township, Montmorency County, thence South 225 feet to the center of a 10-foot wide utility easement and the Point of Beginning, with the centerline being contained in an existing trail and described as; thence N 62° E 85 feet; thence N 44° E 72 feet; thence N 87° E 190 feet to the southerly right-of-way of County Road 624 and the Point of Ending of Easement.

Applicant: Ronald L. and Debra A. Carver, Warren, Michigan

Sale Price: \$1,560.00

Stipulation: Prior to the granting of this easement, the applicant is to convey an access easement serving one single family dwelling to the fractional NW ¼ of the fractional SW ¼ of Section 7, T31N-R04E, Hillman Township, Montmorency County. Said easement is to connect the NW ¼ of the SW ¼ with the western terminus of the easement being conveyed by this agreement.

Authority: Part 21, Act 451, Public Acts of 1994, as amended

Notice: This item will appear on the Department of Natural Resources' (Department) December 28, 2009 Calendar, and is eligible for approval on January 4, 2010. The transaction was also posted in local newspapers as required by legislation.

NATURAL RESOURCES COMMISSION

Keith J. Charters, Chair • Mary Brown • Hurley J. Coleman, Jr. • John Madigan • Timothy L. Nichols • J. R. Richardson • Frank Wheatlake

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Comments: The applicant desires to purchase an easement from the Department to formalize access to their property by crossing State Forest land. The property is currently accessed by crossing the easement area. The privately-owned land that lies to the west of the applicant's parcel (neighboring parcel) is currently accessed by crossing the State-owned land to the north. Department staff anticipates receiving an easement request from this neighboring parcel and would like to be able to relocate that use to the same location as the presently considered easement.

This transaction was reviewed by Department staff and recommended for approval by the Land Exchange Review Committee on June 25, 2009, with the condition that the applicant be required to convey an easement to the neighboring parcel so that in the future the Department will be able to convey an easement to that parcel at the same location as this desired easement.

The Land Exchange Facilitation Fund (LEFF) Act allows the Department to sell rights in land and deposit the proceeds in a fund, which can then be used to acquire replacement property. Deposit of said proceeds will not cause the fund to exceed \$2,500,000.00, as stipulated by legislation.

The lands over which this easement will exist were acquired by exchange in 1930 for lands which were acquired from the Federal Government in 1850 as a part of a Swamp Grant. As such, proceeds from the sale will be deposited into the Land Exchange Facilitation Fund (LEFF).

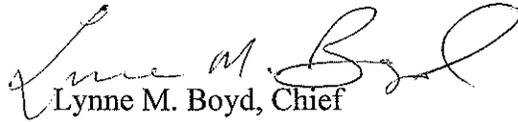
Recommendations: (1) That an easement be sold to the applicant for \$1,560.00, with the proceeds from the sale to be deposited into the LEFF.

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(2) Prior to the granting of this easement, the applicant is to convey an access easement limited to serving one single family dwelling to the fractional NW ¼ of the fractional SW ¼ of Section 7, T31N-R04E, Hillman Township, Montmorency County.



David E. Freed, Chief
Land and Facilities



Lynne M. Boyd, Chief
Forest, Mineral and Fire Management



Russ Mason, Chief
Wildlife



Ronald A. Olson, Chief
Parks and Recreation



Kelley D. Smith, Chief
Fisheries



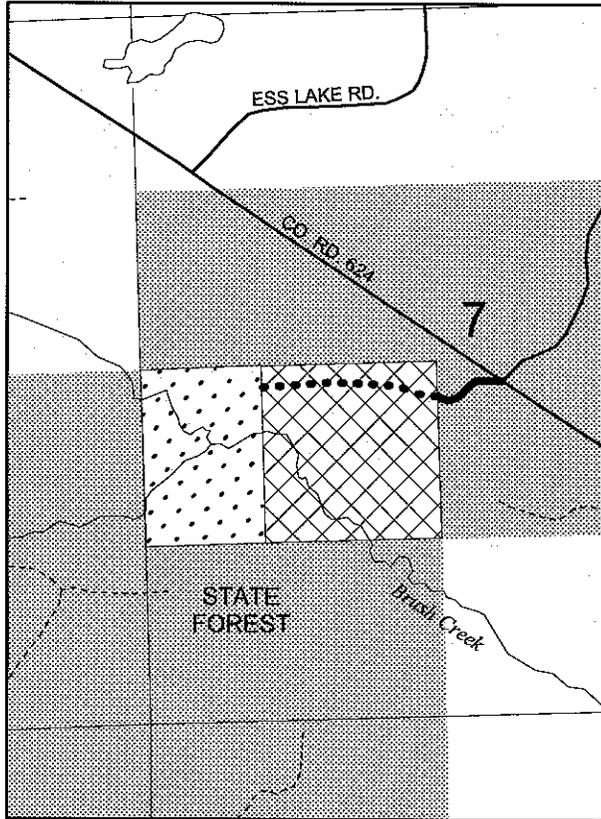
Arminda S. Koch
Resource Management Deputy

I approve the staff recommendations.

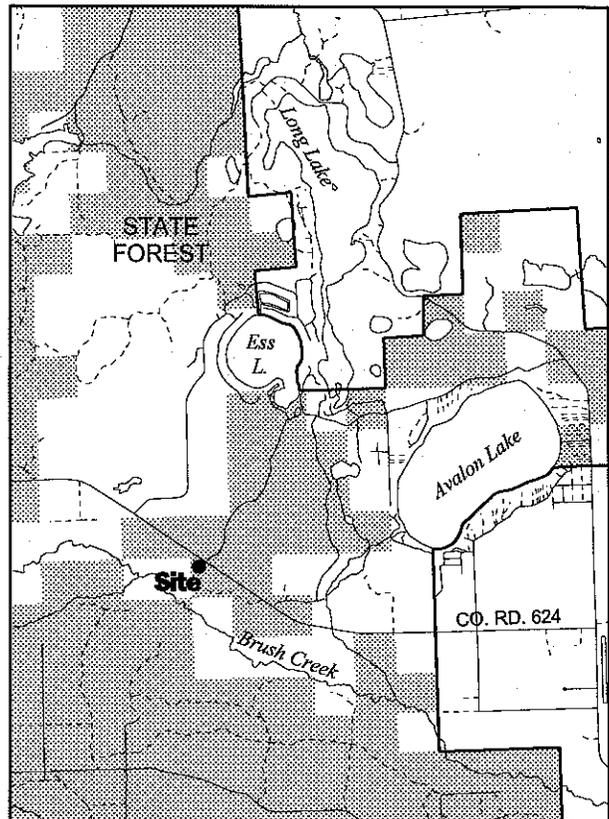
Rebecca A. Humphries
Director

Date Approved

SALE OF EASEMENT ACROSS STATE-OWNED LAND
 Atlanta Management Unit - Montmorency County
 Land Transaction Case #20080305

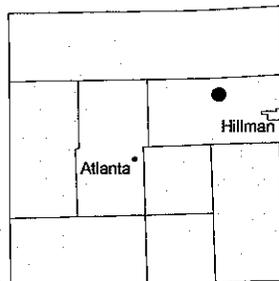


Section 7, T31N, R04E, Hillman Township



Regional Location

-  Desired easement (20 ft. by 347 ft.)
-  Easement to be granted by applicant to adjacent property owner (undetermined location)
-  Applicant's land
-  Adjacent private land
-  State land
-  Private land



MONTMORENCY COUNTY



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