

Condemnation
Control Section 09101 5th (R)

MICHIGAN STATE HIGHWAY DEPARTMENT
John C. Mackie, Commissioner

Notice of Filing of Determination of Necessity and Taking Possession of Lands

TO ALL WHOM IT MAY CONCERN:

TAKE NOTICE, that I have filed in the office of the State Highway Commissioner in the City of Lansing, Michigan, a written Determination of Necessity, of which the attached is a true copy; have caused a certified copy thereof to be recorded in the office of the Register of Deeds of the county in which the lands are situated; have tendered to all interested parties who are residents of said county the respective sums of money specified in said Determination of Necessity; and where such tender was not accepted, and also where the owner is unknown or a non-resident of said county, I have caused to be left on deposit with the State Treasurer the amount determined as the damages to be paid as compensation to the person or persons entitled thereto upon their executing and delivering to me a proper release or conveyance of said lands, or to be subject to the order of the Court as provided by law.

YOU ARE FURTHER NOTIFIED that I am about to take possession of said property for the highway purposes stated in said Determination, and that you are required to vacate said property within ten days after receipt of this notice.

John C. Mackie

JOHN C. MACKIE
STATE HIGHWAY COMMISSIONER
OF THE STATE OF MICHIGAN

Dated at Lansing, Michigan

June 3, 1959

Register's Office
Bay Co., Mich.

Recorded JUN 10 1959

1:30 P
at _____ o'clock _____ M

H. J. Helmer Register

After recording, please return to:

Willard L. Mikesell
Special Deputy Highway Commissioner
Michigan State Highway Department
537 Stevens T. Mason Building
Lansing 26, Michigan

MICHIGAN STATE HIGHWAY DEPARTMENT
John C. Mackie, CommissionerDetermination of Necessity

In the matter of the improvement of
State Trunkline Highway M-20 in the
County of Bay by the construction
of Project No. 09101 5th (R).

I, the State Highway Commissioner of the State of Michigan, after a good faith effort having been unable to agree on a price for the purchase of the interests in land herein described as belonging to persons resident of the County of Bay; and having been unable to agree for the purchase of certain other interests in land herein described because residence of the persons mentioned as interested parties in such parcels is outside of said County, or is unknown, or because they are minors or otherwise under legal disability, or are deceased; and having held a hearing in this matter in the Supervisors' Room, 2nd floor, at the Bay County Court-house in the City of Bay City, Michigan, on Wednesday, May 20, A.D. 1959, at 1:00 o'clock in the afternoon, notice thereof having been given to all persons, as far as known, interested in said property, at least seven days before the time of said hearing, the aforesaid proceedings being all in accordance with the provisions of Act 352 of Public Acts of 1925, as amended, and Act 205 of Public Acts of 1941, as amended;

NOW, THEREFORE, by virtue of the authority vested in me by law, I do hereby determine that it is necessary to improve, in accordance with plans on file in my office, Highway M-20 over and across Section 19, T14N, R3E, Williams Township, Bay County, Michigan.

I further determine that it is necessary to take for such improvement an interest in lands for highway purposes over and upon certain private property. The descriptions of such property, the interest taken, the persons interested therein, so far as known, and the damages which, in my opinion should be paid as compensation for such taking are as follows:

Control Section 09101 5th (R)
Parcel C-207 (Borrow)

Station 1811 / 00 to 1819 / 50 East

The title in fee simple for highway purposes including all buildings, structures, trees and other improvements to:

That part of the Northeast 1/4 of the Northwest 1/4 of Section 19, T14N, R3E, Williams Township, Bay County, Michigan, lying Northerly of a line drawn parallel with the Michigan Central Railroad right-of-way, and 100 feet Northerly from the Northerly line thereof.

Interested Parties: L. L. DuLude and Cleone DuLude,
 husband and wife
 402 W. Main Street
 Midland, Michigan

Subject to any sum due as delinquent taxes, if any there be.

Station 52 + 60 to 58 + 62
South Union Road.

The title in fee simple for limited access highway purposes, including all buildings, structures, trees and other improvements to:

The East 561.7 feet of the North 775.5 feet of the Northwest fractional 1/4 of the Northwest fractional 1/4 of Section 19, T14N, R3E, Williams Township, Bay County, Michigan.

Contains 10.0 acres of land, more or less.

Interested Parties: Charles R. Pfeiffer and Rose M. Pfeiffer,
husband and wife
4008 N. Saginaw Road
Saginaw, Michigan

Subject to any sum due as delinquent taxes, if any there be.

Control Section 09101 5th (R)
Parcel C-209

Station 259 $\angle$ 00 to 261 $\angle$ 90

The title in fee simple for limited access highway purposes, including all buildings, structures, trees and other improvements to:

All that part of a parcel of land in Section 19, T14N, R3E, Williams Township, Bay County, Michigan, described as: Beginning 693 feet East of the Southwest corner of the South 1/2 of the Northwest 1/4 of said Section 19; thence East 179 feet along the centerline of existing Highway M-20; thence North 1269.3 feet to the South line of the New York Central Railroad right-of-way; thence West along said right-of-way 179 feet; thence South 1269.4 feet to the centerline of existing Highway M-20 and place of beginning, which lies Northerly of the Westerly right-of-way line of Highway M-20 relocated.

Contains 0.99 acre of land, more or less.

The Westerly right-of-way line of Highway M-20 relocated is described as: Beginning at a point on the East and West 1/4 line which is South 87 deg. 44' 50" East, a distance of 1541.17 feet from the West 1/4 corner of said Section 19; thence North 27 deg. 44' 50" West, a distance of 562.34 feet to the point of curve of a 02 deg. 40' 07.3" curve to the left; thence Northwesterly along the arc of said curve 860.39 feet to the point of tangent of said curve; thence North 50 deg. 42' 35" West, 300 feet more or less to a point of ending.

Interested Parties: Stephen B. Vlier and Alta Beatrice Vlier,
husband and wife
203 Edward Street
Auburn, Michigan

Seymour W. Vlier and Pauline Vlier,
husband and wife
4124 Bay City Road
Midland, Michigan

Elizabeth Melvilla Vlier, survivor of Daniel D.
Vlier and Elizabeth Melvilla Vlier, husband and
wife
416 N. Main Street
Dunkirk, Indiana

Robert J. Sova and Helen Sova,
husband and wife
2904 Bay City Road
Midland, Michigan

Subject to any sum due as delinquent taxes, if any there be.

Station -(1 / 50) to 00 / 29
Survey line existing M-20

An easement for highway purposes in, over and upon:

All that part of a parcel of land in Section 19, T14N, R3E, Williams Township, Bay County, Michigan, described as: Beginning 693 feet East of the Southwest corner of the South 1/2 of the Northwest 1/4 of said Section 19; thence East along the centerline of existing M-20, a distance of 179 feet; thence North 1269.3 feet to the South line of the New York Central Railroad right-of-way; thence West along said right-of-way 179 feet; thence South 1269.4 feet to the centerline of existing M-20 and point of beginning, which lies Southerly of the Northerly right-of-way line of the East and West 1/4 line highway of said Section 19, relocated.

Contains, less existing right-of-way, 0.10 acre of land, more or less.

The Northerly right-of-way line of the East and West 1/4 line highway of said Section 19, relocated, is described as: Beginning at a point on the East and West 1/4 line of said Section 19, which is South 87 deg. 44' 50" East, a distance of 714.94 feet from the West 1/4 corner of said Section 19; thence North 02 deg. 15' 10" East, a distance of 75 feet to the point of beginning of the line herein described; thence from this point of beginning Easterly along the arc of a 05 deg. 21' 00.6" curve to the left, 224.29 feet to the point of tangent of said curve (chord bears North 86 deg. 15' 10" East); thence North 80 deg. 15' 10" East, a distance of 240.09 feet to a point of ending.

Interested Parties: Stephen B. Vlier and Alta Beatrice Vlier,
husband and wife
203 Edward Street
Auburn, Michigan

Seymour W. Vlier and Pauline Vlier,
husband and wife
4124 Bay City Road
Midland, Michigan

Elizabeth Melvilla Vlier, survivor of Daniel D. Vlier
and Elizabeth Melvilla Vlier, husband and wife
416 N. Main Street
Dunkirk, Indiana

Robert J. Sova and Helen Sova,
husband and wife
2904 Bay City Road
Midland, Michigan

Subject to any sum due as delinquent taxes, if any there be.

Control Section 09101 5th (R)
Parcel C-210

Station 257 + 00 to 259 + 60

the title in fee simple for limited access highway purposes, including all buildings, structures, trees and other improvements to:

All that part of a parcel of land in the South 1/2 of the Northwest 1/4 of Section 19, T 14N, R 3E, Williams Township, Bay County, Michigan, described as: Beginning at the Southwest corner of the South 1/2 of the Northwest 1/4 of said Section 19; thence East along the centerline of existing M-20, a distance of 693 feet; thence North 1269.4 feet to the South line of the New York Central Railroad right-of-way; thence West along said right-of-way 693 feet to the West line of said Section 19; thence South along said West line 1267.8 feet to the place of beginning, which lies Northerly of the Westerly right-of-way line of Highway M-20, relocated.

Contains 0.46 acre of land, more or less.

The Westerly right-of-way line of Highway M-20 relocated is described as: Beginning at a point on the East and West 1/4 line, which is South 87 deg. 44' 50" East, a distance of 1541.17 feet from the West 1/4 corner of said Section 19; thence North 27 deg. 44' 50" West, a distance of 562.34 feet to the point of curve of a 02 deg. 10' 07.8" curve to the left; thence Northwesterly along the arc of said curve 860.39 feet to the point of tangent of said curve; thence North 50 deg. 42' 35" West, 300 feet more or less to the point of ending.

Interested Parties: Charles H. Allore and Beatrice A. Allore,
husband and wife
1403 E. Midland Road
Bay City, Michigan

Lloyd W. Pajot and Theresa A. Pajot,
husband and wife
Route 1
Kewadin, Michigan

John A. Kapanos, an unmarried man
1824 Ashman Road
Midland, Michigan

subject to any sum due as delinquent taxes, if any there be.

Control Section 09101 5th (R)
Parcel C-211

Station 15 + 60 to 17 + 70
old existing M-20

An easement for highway purposes in, over and upon:

"All that part of the West 1/2 of the West 1/2 of the Southwest 1/4 of the Northeast 1/4 of Section 19, T14N, R3E, Williams Township, Bay County, Michigan, excepting therefrom the East 120 feet of the South 412.5 feet of the West 1/2 of the West 1/2 of the Southwest 1/4 of the Northeast 1/4 of said Section 19," which lies Southerly of a line 100 feet Northerly of, measured at right angles, and parallel to the survey line of existing Highway M-20 relocated.

Contains, less existing right-of-way, 0.33 acre of land, more or less.

The survey line of existing Highway M-20 relocated is described as: Beginning at a point on the East and West 1/4 line of said Section 19, which is South 87 deg. 44' 50" East, a distance of 2667.62 feet from the West 1/4 corner of said Section 19, said point being the point of curve of a 05 deg. 00' curve to the right; thence Northwesterly along the arc of said curve 240 feet to the point of tangent of said curve (chord bears North. 81 deg. 44' 50" West); thence North 75 deg. 44' 50" West, 200 feet more or less to a point of ending.

Interested Parties: Harvey DuLude and Bernice DuLude,
husband and wife
3537 Detroit Street
Dearborn, Michigan

The Chemical State Savings Bank, a Michigan
corporation
Midland, Michigan

Subject to any sum due as delinquent taxes, if any there be.

Condemnation
Control Section 09101 5th (R)

ESTIMATED DAMAGES DETERMINED BY THE STATE HIGHWAY COMMISSIONER

<u>Parcel No.</u>	<u>Amount</u>
C-207 (Borrow)	\$20,000.00
C-208	3,000.00
C-209 & C-209 E	3,500.00
C-210	700.00
C-211	2,250.00

In determining the damages to be paid as compensation for such taking,
I considered the benefits accruing to the owners of said parcels of land by reason
of such improvement..

IN WITNESS WHEREOF, I have hereunto set my hand on June 3, 1959
at Lansing, Michigan.

John C. Mackie
JOHN C. MACKIE
STATE HIGHWAY COMMISSIONER
OF THE STATE OF MICHIGAN

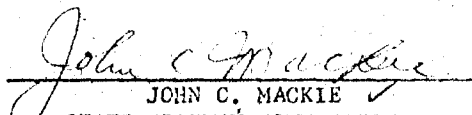
STATE OF MICHIGAN

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COUNTY OF INGHAM

I, John C. Mackie, State Highway Commissioner of the State of Michigan, do hereby certify that I have compared the foregoing copy of the original Notice of Filing of Determination of Necessity and Taking Possession of Lands, and the foregoing copy of the original Determination of Necessity, with the originals thereof, on file in the office of the State Highway Commissioner, pertaining to project C.S. 09101 5th (R), and that the same are correct transcripts thereof, and of the whole of such originals.

In testimony whereof, I have hereunto set my hand at the City of Lansing, Michigan, on June 3 1957.


JOHN C. MACKIE
STATE HIGHWAY COMMISSIONER
OF THE STATE OF MICHIGAN