

MAR 09 1999

LAND CORNER RECORDATION CERTIFICATE
Filing Requirement of Act 74, Mich. P.A. 1970

STATE OF MICHIGAN
COUNTY OF MUSKEGON
RECEIVED FOR RECORD

1998 DEC 23 AM 8:12

Carrie Carter
REGISTER OF DEEDS

LIBER 2187 PAGE 899

Register of Deeds Stamp & File Number

For corners in SECTION

Muskegon (County)	Located In:	Corner Code #
1. Public Land Survey	T <u>11N</u> R <u>15W</u>	<u>E-10</u>
	T _____ R _____	_____
	T _____ R _____	_____
	T _____ R _____	_____
2. Property Controlling In Section	S _____ T _____ R _____	_____
	S _____ T _____ R _____	_____
3. Miscellaneous Property in Sec.	S _____ T _____ R _____	_____
	S _____ T _____ R _____	_____

4. Lot No. _____, Recorded Plat _____
5. Private Claims _____

I, Stephen V. Vallier, in a field survey on December 9, 1998, do hereby state that under requirements of P.A. 74, Michigan P.A. of 1970, the corner points mentioned in lines 1 and 2 above were in conformance with regulations and rules therefore as required in the current manual of survey instructions of the United States Department of the Interior, Bureau of Land Management or by a decree of a Court of Law and /or that the corner points mentioned in lines 3, 4 and 5 above were in conformance with the rules of the Michigan Board of Land Surveyors or by a Decree of a Court of Law; established, re-established, monumented, recovered, found as expressed below:

NOTE: Not more than 2 corners, all in the same town and range, may be recorded on this certificate.

A. Description of original monument and accessories and/or subsequent restoration:

- 1837 G.L.O. set corner:
N 26° W 12 Links 18" White Oak
N 46° E 10 Links 18" Black Oak
- 1972 C. Englert set a concrete monument.
S 13.20' 6" Oak
ESE 21.80' 12" Oak
N 14.85' 12" Oak
W 12.85 8" Oak

POSITION OF SAID
RECORDED CORNER
REVIEWED & RATIFIED
BY MUSKEGON COUNTY
PEER GROUP IN ACCORDANCE
WITH P.A. 345, OF 1990
scw
Nov. 3, 1998

	A	B	C	D	E	F	G	H	I	J	K	L	M
1													
2	6		5		4		3		2		1		
3													
4	7		8		9		10		11		12		
5													
6	18		17		16		15		14		13		
7													
8	19		20		21		22		23		24		
9													
10	30		29		28		27		26		25		
11													
12	31		32		33		34		35		36		
13													

1983 C.F. Lewandowski found a concrete monument and reset it with a 4"x30" cast-iron county monument with a surveyor's cap. Recorded in L.C.R.C., Liber 1258, page 269:

See Section "A" of page 2

B. Description of corner evidence found and/or method applied in restoring or reestablishing corner:

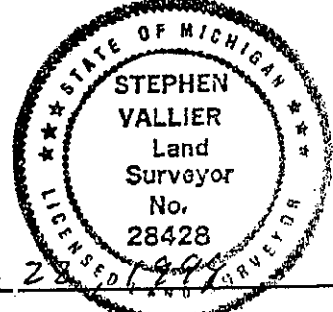
Found a 4" cast-iron monument with a county surveyor's cap, which checks witnesses recorded in L.C.R.C., Liber 1258, page 269. Position of this corner creates an imbalance of equitable interest for property ownerships related to the corner. One-half mile measure South of this corner is 2,489.46'. The 1/2 mile measure North of this corner is 2,839.56'. Testimony of C. Englert 1997, stated that he set as a lost corner in 1972 during a retracement survey in Section 28. It became evident, in approximately 1980, that the corner was set in error when C.F. Lewandowski contacted him regarding its position. C. Englert attempted to set the lost corner by single proportionate measure, but made an error when placing the corner. The concrete monument was set 175' further South of the single proportionate measure and 74' further West. Mr. Englert assumed that C.F. Lewandowski set a new corner to a single proportionate measure and did not amend the concrete monument.

See Section B of page 2

C. Description of monument for corner and accessories established to perpetuate locating the position of the corner:

A 2 1/4"x30" cast-iron monument was set with a county surveyor's cap approximately 74' East, and 166' North of 4" cast-iron monument recorded in Liber 1258, page 269.

- S 24° W 182' 4" cast-iron monument
- S 68° E 30.62' 26" Oak Nail set in the north side
- S 10° W 9.48' 10" Oak Nail set in the west side
- N 61° W 35.68' 12" Oak Nail set in the north side
- N 8° E 30.67' 12" Oak Nail set in the east side
- S 80° W 31.16' 10" Oak Nail set in the north side



Signed by Stephen V. Vallier
Surveyor's Michigan License No. 28428

Date Dec 23 1998

A 1972

Section "A"

W	12.85'	White Oak
N	14.85'	12" Oak
S	13.20'	6" Oak
W	45'±	Pipe line

Sept. 1989 William Fries used the corner recorded in L.C.R.C., Liber 1258, page 269, for surveys in Section 28 and Section 29.

1993 G. Mitchell recorded survey in Liber 1687, page 698, using the corner recorded in L.C.R.C., Liber 1258, page 269.

Section "B"

Mr. Lewandowski was contacted by phone in 1997, and he was not interested in reviewing evidence. He did state he recollected that Mr. Englert was going to hold the position of his corner.

November 3, 1998, the Muskegon County Peer Group agreed to ratify a new position of the ¼ corner, E-10, for the following reasons:

1. Recognizes that the position of the new ¼ corner, set by single proportionate method, creates a more equitable interest for adjacent property owners;
2. Recognizes that the position of the new ¼ corner more closely agrees with the existing occupation for the East and West ¼ lines of Section 29, and the South 1/8 line of Section 28; and
3. Position of the new ¼ corner is based on the ratified position of respective section corners E-9 and E-10. These section corners are a perpetuation of the original government corners.

Although the position of this new ¼ corner creates a more conformal relationship for Sections 28 and 29, the 4" cast-iron monument recorded in Liber 1258, page 269, may be recognized as a property controlling corner. No evidence of occupation line in vicinity of either corner, nor any evidence of G.L.O. witnesses.

SURVEY &
RECORDS DIVISION

MAR 09 1999

SECTION



Stephen Vallier

Dec 22, 1998