

By Ald. Theisen:

Resolved, That authority and permission be and is hereby granted to the Public Lighting Commission to expend whatever surplus may remain on hand in the appropriations aggregating \$26,239.10 allowed for constructing conduits in Grand River avenue for the use of the Public Lighting Commission, Police and Fire Departments, for the purpose of constructing lateral conduits, hand-holes, manholes and lamp-post foundations required in Grand River avenue and intersecting streets, and the City Controller be and he is hereby directed to make the proper entry upon his books showing said transfer.

Adopted as follows:

Yeas—Ald. Allan, Ellis, Field, Freiwald, Garvey, Glinnan, Goeschel, Grindley, Gutman, Harpfer, Heine-man, Keating, Koenig, Konkell, Korte, Lempke, Ostrowski, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Zoeller and the President—33.

Nays—None.

### Health and City Hospitals.

To the Honorable Common Council:

Gentlemen—Your Committee on Health and City Hospitals to whom was referred a communication from the Board of Health, asking for the approval and confirmation of the following contracts that they had entered into, namely, with George D. Nutt \$88,099.00 for the erection of two City Hospital buildings, with C. M. Rousseau & Son, for printing 1,000 copies of its annual report for the fiscal year ending June 30, 1909, for \$212.89, and with Charles H. Ager for \$250.00 for moving a small-pox building from one location to another on the hospital grounds, respectfully report that we have considered the matter and believing that the amounts are reasonable and that the contracts have been made with the lowest bidders in each case recommend that the several contracts be confirmed.

Respectfully submitted,  
JAMES VERNOR,  
D. ROSENTHAL,  
GEO. A. OWEN,  
X. B. KONKEL,  
WM. GUTMAN.

Accepted and leave being granted, the following resolution was offered.

By Ald. Vernor:

Resolved, That the contracts entered into by the Board of Health with George D. Nutt, in the sum of \$88,099.00 for the erection of two City Hospital buildings, with C. M. Rousseau & Sons in the sum of \$212.89 for printing 1,000 copies of the annual report of the Board of Health for the fiscal year ending June 30, 1909, and with Charles Ager in the sum of \$250.00 for the moving of a small-pox building from one location to another on the hospital grounds, be and they are hereby approved and confirmed.

Adopted as follows:

Yeas—Ald. Allan, Ellis, Field, Freiwald, Garvey, Glinnan, Goeschel, Grindley, Gutman, Harpfer, Heine-man, Keating, Koenig, Konkell, Korte, Lempke, Ostrowski, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy,

Trevor, Vernor, Walsh, Watson, Zoeller and the President—33.

Nays—None.

### Liquor Regulation.

To the Honorable Common Council:

Gentlemen—Your Committee on Liquor Regulation, to whom was referred the various applications and bonds submitted by the City Clerk at this session, respectfully report that we have had the same under consideration and recommend that the applications of the Sacramento Valley Wine Co., and Arthur Lehman & Co., for wholesale liquor license be accepted and that the bonds filed by them at this session be adopted.

Respectfully submitted,  
EDWARD J. KORTE,  
JOHN HARPFER,  
ALBERT T. ALLAN,  
LOUIS H. LEMPKE,  
JOHN C. GARVEY.

Accepted and adopted as follows.

Yeas—Ald. Allan, Ellis, Field, Freiwald, Garvey, Glinnan, Goeschel, Grindley, Gutman, Harpfer, Heine-man, Keating, Koenig, Konkell, Korte, Lempke, Ostrowski, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Zoeller and the President—33.

Nays—None.

### Special.

To the Honorable Common Council:

Gentlemen—Your Committee on Street Openings and Grade Separation, to whom was referred the petition of the Michigan Central Railroad Company, affecting Fourteenth avenue, Fifteenth street, Sixteenth street, Seventeenth street, Eighteenth street, Nineteenth street, Twentieth street and the intersecting streets and alleys, beg leave to report that we have had the matter under consideration and recommend the adoption by the Common Council of the following ordinance.

GEO. A. OWEN, Chairman.

JAMES VERNOR,  
MARTIN J. OSTROWSKI,  
OTTO C. GOESCHEL.

Committee on Grade Separation.

GEO. H. ELLIS,  
LOUIS H. LEMPKE,  
WALTER M. TREVOR,  
WILLIAM F. ZOELLER.

Committee on Street Openings.

Following is the ordinance:

AN ORDINANCE to provide for vacating certain streets and alleys, for changing and establishing the grade of certain streets and alleys, and for other purposes.

It is hereby ordained by the people of the City of Detroit:

Section 1. All that part of Fifteenth street described as follows:  
Commencing at the intersection of the easterly line of Fifteenth street and the northerly line of Baker street, thence northly along the easterly line of Fifteenth street to a point 87.75 feet distant southerly along said easterly line of Fifteenth street from the south-east corner of Fifteenth and Marquette streets, thence northwesterly to a point in the westerly line of Fifteenth street, said point be-

15 ing 24.77 feet distant southerly  
16 from the northwestern corner of  
17 Fifteenth and Marantette streets,  
18 thence southerly along the west-  
19 erly line of Fifteenth street to the  
20 northerly line of Baker street,  
21 thence easterly along the northerly  
22 line of Baker street to the place of  
23 beginning, is hereby vacated.

2 Sec. 2. All that part of Sixteenth  
3 street described as follows: Com-  
4 mencing at the intersection of the  
5 easterly line of Sixteenth street  
6 and the northerly line of Newark  
7 street, thence northerly along the  
8 easterly line of Sixteenth street to  
9 a point 174.86 feet distant northerly  
10 from the northeast corner of Six-  
11 teenth and Dalzelle streets, thence  
12 westerly to a point in the westerly  
13 line of Sixteenth street, said point  
14 being 189.16 feet distant northerly  
15 from the northwest corner of Six-  
16 teenth and Dalzelle streets, thence  
17 southerly along the westerly line  
18 of Sixteenth street to the northerly  
19 line of Newark street; thence  
20 southeasterly along the northerly  
21 line of Newark street to the place  
of beginning, is hereby vacated.

2 Sec. 3. All that part of Seven-  
3 teenth street described as follows:  
4 Commencing at the intersection of  
5 the easterly line of Seventeenth  
6 street and the northerly line of  
7 Newark street, thence northerly  
8 along the easterly line of Seven-  
9 teenth street to a point 376.11 feet  
10 distant southerly from the inter-  
11 section of the easterly line of Sev-  
12 enteenth street and the southerly  
13 line of Rose street, thence south-  
14 westerly to a point in the westerly  
15 line of Seventeenth street, said  
16 point being 387.97 feet distant  
17 southerly from the intersection of  
18 the westerly line of Seventeenth  
19 street and the northerly line of  
20 lot 295 at Macomb Park, thence  
21 southerly along the westerly line  
22 of Seventeenth street to the  
23 northerly line of Newark street,  
24 thence southeasterly along the line  
25 of Newark street to the place of  
beginning, is hereby vacated.

2 Sec. 4. All that part of Eigh-  
3 teenth street which lies between  
4 the north line of Newark street  
5 and the extension westerly of the  
6 northerly line of Lot 294 at Ma-  
7 comb Park, is hereby vacated.

2 Sec. 5. All that part of Twenti-  
3 eth street which lies between the  
4 northerly line of Newark street  
5 and the southerly line of Rose  
6 street, and between the present  
7 easterly line of Twentieth street  
8 and a line drawn directly from the  
9 northeasterly corner of Twentieth  
10 and Newark streets to the south-  
11 easterly corner of Twentieth and  
Rose streets, is hereby vacated.

2 Sec. 6. All that part of Dalzelle  
3 street which lies between the  
4 westerly line of Fifteenth street  
5 and the alley between Sixteenth  
6 and Seventeenth streets, is hereby  
vacated.

2 Sec. 7. All of Francis street is  
3 hereby vacated.

2 Sec. 8. All that part of Newark  
3 street which lies east of the east-  
4 erly line of Sixteenth street is  
5 hereby vacated.

2 Sec. 9. All that part of Maran-  
3 tette street between Fifteenth and  
4 Sixteenth streets is hereby vacat-  
5 ed.

2 Sec. 10. All that part of the pub-  
3 lic alley between Fourteenth and  
4 Fifteenth streets, Francis and

4 Marantette streets described as  
5 follows: Commencing at the inter-  
6 section of the easterly line of said  
7 alley and the northerly line of  
8 Francis street, thence northerly  
9 along the easterly line of said al-  
10 ley to a point 347.75 feet distant  
11 southerly from the intersection of  
12 said easterly line and the southerly  
13 line of Marantette street, thence  
14 northwesterly to a point in the  
15 westerly line of said alley, said  
16 point being 306.76 feet distant  
17 southerly from the intersection of  
18 said westerly line and the south-  
19 erly line of Marantette street,  
20 thence southerly along the west-  
21 erly line of said alley to the north-  
22 erly line of Francis street, thence  
23 southeasterly along the northerly  
24 line of Francis street to the place  
25 of beginning, is hereby vacated.

2 Sec. 11. All of the alley between  
3 Fifteenth and Sixteenth streets  
4 and parallel with said streets, de-  
5 scribed as follows: All of said al-  
6 ley between Francis and Maran-  
7 tette streets, also all of said alley  
8 between Marantette and Dalzelle  
9 streets, also all that part of said  
10 alley, described as follows: Com-  
11 mencing at the intersection of the  
12 easterly line of said alley and the  
13 northerly line of Dalzelle street,  
14 thence northerly along the easterly  
15 line of said alley 68.94 feet, thence  
16 northwesterly to a point in the  
17 westerly line of said alley, said  
18 point being 85.64 feet distant north-  
19 erly from the intersection of said  
20 westerly line and the northerly  
21 line of Dalzelle street, thence  
22 southerly along the westerly line  
23 of said alley 85.64 feet to the  
24 northerly line of Dalzelle street,  
25 thence easterly 20 feet to the place  
of beginning, is hereby vacated.

2 Sec. 12. All that part of the al-  
3 ley between Sixteenth, Seven-  
4 teenth, Francis and Rose streets,  
5 described as follows: Commencing  
6 at the intersection of the easterly  
7 line of said alley and the northerly  
8 line of Francis street, thence  
9 northerly along the easterly line  
10 of said alley to a point, said point  
11 being 298.45 feet distant southerly  
12 from the intersection of said east-  
13 erly line of said alley and the  
14 southerly line of Rose street,  
15 thence westerly to a point in the  
16 westerly line of said alley, said  
17 point being 300.84 feet distant  
18 southerly from the intersection of  
19 the westerly line of said alley and  
20 the southerly line of Rose street,  
21 thence southerly along the west-  
22 erly line of said alley to the north-  
23 erly line of Francis street, thence  
24 southeasterly along the northerly  
25 line of Francis street to the place  
of beginning, is hereby vacated.

2 Sec. 13. All of the alley in the  
3 block bounded by Seventeenth,  
4 Eighteenth, Francis and Rose  
5 streets is hereby vacated.

2 Sec. 14. All that part of the  
3 alley first west of and parallel to  
4 Eighteenth street and extending  
5 from Francis street to Rose street,  
6 is hereby vacated.

2 Sec. 15. All of the alley first  
3 east of and parallel to Twentieth  
4 street and extending from the  
5 Michigan Central Railroad Com-  
6 pany's right of way to Rose  
7 street; also all of the alley north-  
8 erly of and adjoining the Michigan  
9 Central Railroad Company's right  
10 of way and extending from Twen-  
tieth street easterly to the north

11 and south alley, are hereby va-  
12 cated.

2 Sec. 16. The streets and alleys  
3 mentioned in sections 1 to 15, both  
4 inclusive, of this ordinance, are  
5 vacated upon the understanding  
6 and agreement that the Michigan  
7 Central Railroad Company shall  
8 faithfully do and perform, in ac-  
9 cordance with the terms of this  
10 ordinance, what is required of it  
11 in Sections 17, 18, 19, 20, 22, 40 and  
12 48, and all the work of con-  
13 struction herein contemplated; and  
14 that, in the event of its failure or  
15 refusal, the said streets and alleys  
16 so vacated are to revert to the  
17 City of Detroit as public streets  
18 and alleys, and shall, so far as  
19 practicable, be restored, at the ex-  
20 pense of said Railroad Company,  
21 to their present condition, such  
22 work of restoration to be done to  
23 the satisfaction and approval of  
24 the Department of Public Works;  
25 provided, however, that in such  
26 case the grades of Sixteenth  
27 street, Seventeenth street and  
28 Eighteenth street shall be separat-  
29 ed under and in accordance with  
30 the provisions of the contract now  
31 in force between the City and said  
32 Railroad Company, bearing date  
33 October 17, 1906.

2 Sec. 17. The Michigan Central  
3 Railroad Company is to dedicate  
4 to the public all that part of the  
5 Stanton Farm described as fol-  
6 lows: Commencing at a point on  
7 the westerly line of Seventeenth  
8 street, said point being 294.35 feet  
9 on a course south 22 degrees 47  
10 minutes east from the intersection  
11 of said westerly line of Seven-  
12 teenth street and the northerly  
13 line of Lot 295 on Macomb Park,  
14 thence south 17 degrees 5 minutes  
15 west 148.68 feet, thence southeast-  
16 erly, at right angles to the last  
17 mentioned course 60.00 feet, thence  
18 north 17 degrees 5 minutes east  
19 76.84 feet to said westerly line of  
20 Seventeenth street, thence north  
21 22 degrees 47 minutes west 93.62  
22 feet to the point of beginning.

23 (a) Also that part of the Stan-  
24 ton Farm described as follows:  
25 Commencing at a point in the  
26 easterly line of Seventeenth street,  
27 said point being 376.11 feet distant  
28 on a course south 22 degrees 47  
29 minutes east from the southeast-  
30 erly corner of Seventeenth and  
31 Rose streets, thence north 17 de-  
32 grees 5 minutes east 86.73 feet,  
33 thence north 56 degrees 49 minutes  
34 east 48.21 feet, thence north 22 de-  
35 grees 47 minutes west 50.84 feet,  
36 thence south 56 degrees 49 minutes  
37 west 104.72 feet, thence south 22 de-  
38 grees 47 minutes east 107.21 feet to  
39 the place of beginning.

40 (b) Also all that part of LaFon-  
41 taine Farm described as follows:  
42 Commencing at a point in the  
43 westerly line of Sixteenth street,  
44 said point being 189.16 feet distant  
45 on a course north 22 degrees 47  
46 minutes west from the northwest-  
47 erly corner of Sixteenth and Dal-  
48 zelle streets, thence south 56 de-  
49 grees 49 minutes west 108.64 feet,  
50 thence north 22 degrees 47 minutes  
51 west 50.84 feet, thence north 56 de-  
52 grees 49 minutes east 108.64 feet,  
53 thence south 22 degrees 47 minutes  
54 east 50.84 feet to the place of be-  
55 ginning.

56 (c) Also all that part of the La-  
57 Fontaine Farm, described as fol-  
58 lows: Commencing at a point in

58 the easterly line of Sixteenth  
59 street, said point being 174.86 feet  
60 distant on a course north 22 de-  
61 grees 47 minutes west from the  
62 northeast corner of Sixteenth and  
63 Dalzelle streets, thence south 72  
64 degrees 55 minutes east 304.46 feet,  
65 thence north 22 degrees 47 minutes  
66 west 65.14 feet, thence north 72 de-  
67 grees 55 minutes west 304.46 feet,  
68 thence south 22 degrees 47 minutes  
69 east 65.14 feet to the place of be-  
70 ginning. For the use and benefit  
71 of the public as a public street  
72 and highway to be known as De-  
73 pot Esplanade.

2 Sec. 18. The said Company is  
3 to dedicate to the public the fol-  
4 lowing described property:

5 (a) All that part of the LaFon-  
6 taine Farm, described as follows:  
7 Commencing at the southeasterly  
8 corner of Fifteenth and Marantette  
9 streets, thence north 67 degrees 13  
10 minutes east 1.70 feet, thence south  
11 48 degrees 47 minutes east 239.81  
12 feet, thence south 22 degrees 47  
13 minutes east 91.23 feet, thence  
14 north 48 degrees 47 minutes west  
15 243.69 feet, thence north 22 degrees  
16 47 minutes west 87.75 feet to the  
17 place of beginning.

18 (b) Also all that part of the  
19 Peter Godfroy Farm, described as  
20 follows: Commencing at a point in  
21 the northerly line of Baker street,  
22 said point being 24.66 feet, distant  
23 on a course south 67 degrees 32  
24 minutes west from the northwest-  
25 erly corner of Fourteenth avenue  
26 and Baker street, thence north 48  
27 degrees 47 minutes west 274.44 feet,  
28 thence south 22 degrees 47 minutes  
29 east 91.23 feet, thence south 48  
30 degrees 47 minutes east 172.67 feet,  
31 thence north 67 degrees 32 minutes  
32 east 44.63 feet, to the place of be-  
33 ginning. For the use and benefit  
34 of the public as a public street  
35 and highway to be known as Fif-  
36 teenth street.

2 Sec. 19. The said Company is to  
3 dedicate to the public the follow-  
4 ing described property: All that  
5 part of the Peter Godfroy Farm  
6 described as follows: Commencing  
7 at the southwest corner of  
8 Fourteenth avenue and Baker  
9 street, thence south 67 degrees 32  
10 minutes west 40.05 feet, thence  
11 south 48 degrees 47 minutes east  
12 91.68 feet, thence north 22 degrees  
13 47 minutes west 81.86 feet to the  
14 place of beginning, for the use and  
15 benefit of the public as a public  
16 street and highway, to be known  
17 as a part of Fourteenth avenue.

2 Sec. 20. The said Company is to  
3 dedicate to the public the following  
4 described property: A strip of land  
5 on private claim 729, lying between  
6 Newark street and the southerly  
7 line of Rose street, extended west-  
8 erly and between the present west-  
9 erly line of Twentieth street and  
10 a line drawn parallel to and 25 feet  
11 distant from a center line, de-  
12 scribed as follows: Beginning at a  
13 point on the present center line of  
14 Twentieth street at its intersection  
15 with the south line of Rose street  
16 extended westerly; thence south-  
17 erly 353.35 feet to a point on the  
18 present center line of Twentieth  
19 street, said last mentioned point  
20 being 5 feet southerly from the  
21 south line of Michigan Central  
22 Railroad Company's right of way  
23 measured along said center line,  
24 for the use and benefit of the pub-

24 lic as a public street and high-  
25 way, to be known as a part of  
26 Twentieth street.

Sec. 21. In the event of the  
2 streets and alleys herein vacated  
3 being restored to the use of the  
4 public as public streets and alleys,  
5 so much of said property hereby  
6 dedicated by the Michigan Central  
7 Railroad Company and accepted  
8 by the City by the passage of this  
9 ordinance, or accepted by the City  
10 by any subsequent act and not be-  
11 fore the passage hereof, used by  
12 and dedicated to the public for  
13 street and alley purposes, shall re-  
14 vert to the Michigan Central Rail-  
15 road Company.

Sec. 22. The said Company shall  
2 within one year after it takes pos-  
3 session of the streets and alleys  
4 hereby vacated, place in the office  
5 of the Register of Deeds in the  
6 County of Wayne, a map or plat  
7 showing land dedicated to and  
8 passage ways to be used by the  
9 public in lieu of those streets and  
10 alleys vacated.

Sec. 23. The said Company shall  
2 provide for the perpetual use by  
3 the public of a passageway be-  
4 neath its tracks for pedestrians.  
5 The said passageway shall be 10 feet  
6 wide and constructed with a rea-  
7 sonable incline to the streets and  
8 without steps, and shall have a  
9 head room of eight feet, and shall  
10 extend from Newark street to a  
11 point north of said tracks substan-  
12 tially as shown upon the plans  
13 mentioned in Section 30 of this or-  
14 dinance.

Sec. 24. The said Company shall  
2 reconstruct the present Baker  
3 street bridge so as to provide for  
4 an increase in the heighth in said  
5 bridge, not exceeding three feet,  
6 and an extension of the easterly  
7 approach thereof, 160 feet more or  
8 less further east than at present,  
9 and construct a roadway on said  
10 approaches not less than 32 feet  
11 wide and sidewalks six feet wide  
12 of cement, and construct two road-  
13 ways on said bridge each not less  
14 than 16 feet wide, separated by a  
15 center girder, and sidewalks six  
16 feet wide of cement, and there-  
17 after maintain said bridge and its  
18 approaches. And the City shall  
19 after the construction herein pro-  
20 vided for keep the roadway and  
21 sidewalks on said bridge and ap-  
22 proaches in a condition reasonably  
23 safe and fit for public travel.

Sec. 25. The said Company shall  
2 construct a suitable bridge over,  
3 their railroad tracks and extending  
4 from a connection with the Baker  
5 street bridge immediately east of  
6 the present intersection of the  
7 Baker street and Fifteenth street  
8 bridges to the parcel of land de-  
9 scribed in Section 18 of this or-  
10 dinance, and shall construct upon  
11 the land described in said Section  
12 18 suitable approaches from Baker  
13 street and Marantette street to the  
14 bridge so to be constructed under  
15 this section. The bridge and ap-  
16 proaches in this section mentioned  
17 shall each have a roadway 28 feet  
18 wide and a sidewalk on each side  
19 six feet wide. The said Company  
20 shall forever maintain said ap-  
21 proaches, bridges and viaducts.  
22 And the City after the construc-  
23 tion herein provided for shall keep  
24 the roadway and sidewalks on said

25 approaches, bridges and viaducts  
26 in a condition reasonably safe and  
27 fit for public travel.

Sec. 26. The said Company shall  
2 make all necessary repairs on the  
3 present overhead bridge upon and  
4 along Fifteenth street south of  
5 Baker street, and thereafter for-  
6 ever maintain said bridge, and the  
7 City shall after the construction  
8 herein provided for keep the road-  
9 way and sidewalks on said bridges  
10 in a condition reasonably safe and  
11 fit for public travel.

Sec. 27. The said Company shall,  
2 at its expense, extend and elevate  
3 the northerly approach to the  
4 Fourteenth street bridge so as to  
5 conform to the new grade of Bak-  
6 er street, and thereafter forever  
7 maintain said approach, and the  
8 City shall after the construction  
9 herein provided for keep the road-  
10 way and sidewalks on said ap-  
11 proach in a condition reasonably  
12 safe and fit for public travel.  
13 Nothing herein contained shall  
14 alter the obligation heretofore  
15 made by said Company to build  
16 and maintain the abutments for  
17 said Fourteenth avenue bridge.

Sec. 28. The said Company shall  
2 construct underneath the railroad  
3 tracks a subway 60 feet wide, hav-  
4 ing a roadway 40 feet wide, paved  
5 with brick on a concrete founda-  
6 tion, and an artificial stone side-  
7 walk 15 feet wide on the west side,  
8 the curbs of said roadway to be  
9 not less than 14 feet below the  
10 bottom of the girder, for the use  
11 and benefit of the public, said  
12 subway being within the limits of  
13 the parcel of land described as fol-  
14 lows, to-wit: Commencing at a  
15 point in the northerly line of New-  
16 ark street, said point being 2.06  
17 feet distant northwesterly from the  
18 intersection of said northerly line  
19 of Newark street, and the westerly  
20 line of Eighteenth street, thence  
21 north 17 degrees 5 minutes east  
22 372.19 feet, thence northwesterly, at  
23 right angles to the last mentioned  
24 course, 60.00 feet, thence south 17  
25 degrees 5 minutes west 375.42 feet  
26 to said northerly line of Newark  
27 street, thence southeasterly along  
28 said northerly line of Newark  
29 street 60.10 feet to the point of be-  
30 ginning; and thereafter forever  
31 maintain the same. And the City  
32 after the construction herein pro-  
33 vided for shall keep the roadway  
34 and sidewalks in a condition rea-  
35 sonably safe and fit for public  
36 travel.

Sec. 29. The said Company shall  
2 construct a highway upon and  
3 along the property described in  
4 Section 17 hereof, having a road-  
5 way 30 feet wide, paved with brick  
6 on a concrete foundation and arti-  
7 ficial stone sidewalks 10 feet wide,  
8 with a suitable approach to said  
9 subway, and forever thereafter  
10 maintain said highway and its ap-  
11 proaches. And the City after the  
12 construction herein provided for  
13 shall maintain the roadway and  
14 sidewalks thereof as it is now or  
15 may hereafter be prescribed by  
16 law.

Sec. 30. All work of construction  
2 of said subway and said passage-  
3 way for pedestrians, and all work  
4 to be done upon any of said  
5 streets, under the provisions of  
6 this ordinance, shall, except as

7 herein otherwise provided, be done  
8 in accordance with the general  
9 specifications and the general  
10 plans, identified by the sig-  
11 natures of the City Engineer  
12 and the Chief Engineer of said  
13 Railroad Company, and in accord-  
14 ance with particular plans and  
15 specifications to be agreed upon  
16 between said City Engineer and  
17 said Chief Engineer, which par-  
18 ticular plans and specifications  
19 shall conform to said general  
20 plans and specifications. In case  
21 of disagreement between said En-  
22 gineers, the particular plans and  
23 specifications to be adopted shall  
24 be determined by the Presiding  
25 Judge of the Circuit Court for the  
26 County of Wayne, for the time be-  
27 ing. All of said plans and speci-  
28 fications, when identified, agreed  
29 upon, or determined as aforesaid,  
30 shall forthwith be filed in the of-  
31 fice of the City Clerk and shall be  
32 and become a part of this ordi-  
33 nance. The profile shown upon  
34 said plans, showing the level to  
35 which the tracks of said Company  
36 shall be elevated between Four-  
37 teenth and Twentieth streets is  
38 hereby adopted as the profile per-  
39 manently fixing the level of said  
40 tracks, and said Railroad Com-  
41 pany shall not at any time be re-  
42 quired to raise its tracks within  
43 the limits of said district to a  
44 greater height than the level fixed  
45 by said profile. The grades of  
46 Fourteenth avenue, Fifteenth  
47 street, Baker street, Sixteenth  
48 street, Seventeenth street, Eigh-  
49 teenth street, Nineteenth street,  
50 Newark street, Rose street and  
51 Twentieth street, and of all inter-  
52 secting streets and alleys, are  
53 hereby changed to conform to the  
54 grades shown on said general  
55 plans.

2 Sec. 31. The said Company shall  
3 construct and build the entire  
4 work involved in said changes of  
5 grade and the entire work herein  
6 contemplated and all excavating,  
7 paving, repaving and all retaining  
8 walls, guard rails and wings or  
9 supports of adjacent buildings,  
10 and pavement of all roadways  
after excavation.

2 Sec. 32. The said Company shall  
3 pave all streets to be paved here-  
4 under with such material as the  
5 Department of Public Works shall  
6 determine, on a concrete founda-  
7 tion, and construct all sidewalks  
8 to be constructed hereunder of ce-  
9 ment, and shall do the work to  
10 the satisfaction of the Department  
11 of Public Works, and in accord-  
12 ance with the specifications adopt-  
13 ed by said Department and the  
14 Common Council for these classes  
15 of work in the City in the year  
1909.

2 Sec. 33. The said Company shall  
3 assume and pay and save the City  
4 harmless from, and indemnify it  
5 against any and all claims, suits,  
6 judgments, costs and expenses  
7 that may be made or brought by  
8 any person or persons, for or on  
9 account of damages to property,  
10 caused by the vacation of the  
11 streets and alleys hereby vacated.  
12 Said Company shall waive and re-  
13 lease the City from any and all  
14 claims for damages to the right of  
15 way of said Company and to any  
16 and all land owned or controlled  
by it and lying between said right

17 of way and Michigan avenue,  
18 caused by said vacation of said  
19 streets and alleys or by the work  
20 contemplated by this ordinance.

2 Sec. 34. The said company shall  
3 assume and pay and save the city  
4 harmless from and indemnify it  
5 against any and all claims, suits,  
6 costs and expenses that may be  
7 made or brought by any person or  
8 persons for or on account of dam-  
9 ages to property caused by the  
10 change in the viaduct on Four-  
11 teenth avenue, Fifteenth street and  
Baker street.

2 Sec. 35. The City of Detroit shall  
3 assume and pay and save the Mich-  
4 gan Central Railroad Company  
5 harmless from and indemnify it  
6 against any and all claims, suits,  
7 judgments, costs and expenses that  
8 may be made or brought by any  
9 person or persons for or on account  
10 of damages to property caused by  
11 the newly established grades on  
12 Sixteenth, Seventeenth, Eighteenth,  
13 Nineteenth, Twentieth, Newark  
14 and Rose streets, and on all the  
15 alleys, and on intersecting streets  
and alleys.

2 Sec. 36. The said Company shall  
3 indemnify the City against, and  
4 save it harmless from any and all  
5 claims, demands, suits, judgments,  
6 costs and expenses that may be  
7 made or brought against the City,  
8 property arising from the happen-  
9 ing of any accident on the streets  
10 or alleys vacated by or dedicated  
11 under this ordinance during the  
12 prosecution of the work by said  
13 Company.

2 Sec. 37. The said Company shall  
3 so prosecute the work hereby con-  
4 templated that the street car traf-  
5 fic will not be suspended on Baker  
6 street.

2 Sec. 38. The said Company shall  
3 within the limits covered by this or-  
4 dinance reconstruct and restore to  
5 usefulness all sewers and other  
6 public works belonging to the City  
7 of Detroit or any of its depart-  
8 ments; also all water pipes be-  
9 longing to the Board of Water  
10 Commissioners of the City of De-  
11 troit.

2 Sec. 39. The said Company shall  
3 complete all the work hereinbe-  
4 fore mentioned on or before three  
5 years from the passage of this  
6 ordinance.

2 Sec. 40. The said Company shall  
3 within five years erect and main-  
4 tain between Fifteenth and Sev-  
5 enteenth streets and north of its  
6 right of way and south of Michigan  
7 avenue a passenger depot building  
8 to cost not less than one million  
9 of dollars.

2 Sec. 41. The said Company may  
3 use any or all of the material in  
4 the streets or alleys hereby va-  
5 cated, and shall remove what is not  
6 used.

2 Sec. 42. The said Company shall  
3 make the dedications referred to in  
4 Sections 17, 18, 19 and 20 herein by  
5 deed to the City of Detroit, by  
6 which said Company shall convey  
7 and dedicate to the public as pub-  
8 lic streets the land as in said sec-  
9 tions described.

2 Sec. 43. The said Company shall  
3 forever maintain the foot passage-

3 way and the general subway here-  
4 in provided for in a clean and or-  
5 derly manner to the satisfaction of  
6 the Department of Public Works;  
7 and said Department shall at all  
8 times have supervision of the work  
9 of cleaning said foot passageway  
10 and general subway, and may if  
11 the said Company shall refuse or  
12 neglect to do its duty in this re-  
13 spect do the work and charge the  
14 cost thereof to said Company.

2 Sec. 44. The said Company shall  
3 light the foot passageway and the  
4 general subway herein provided  
5 for, in such manner as the Public  
6 Lighting Commission of the City  
7 of Detroit shall determine, and  
8 thereafter forever maintain the  
9 same

2 Sec. 45. The said Company shall  
3 have the permission of the City for  
4 the temporary closing of the  
5 streets within the district upon  
6 which it may be necessary to stop  
7 public travel during the progress  
8 of the work herein contemplated  
9 and until its completion.

2 Sec. 46. The said Company may  
3 change the material herein desig-  
4 nated for the pavement of streets  
5 and the construction of sidewalks  
6 and may change the width of the  
7 roadway and sidewalks with the  
8 consent of the Commissioner of  
9 Public Works, the City Engineer  
10 and the Common Council.

2 Sec. 47. The said Company shall  
3 construct all the new viaducts re-  
4 quired to be built by it of the deck  
5 or girder type.

2 Sec. 48. The said Company shall  
3 refund on a roll to be prepared by  
4 the City and pay to each present  
5 property owner any sum or sums  
6 assessed against his property by  
7 the City of Detroit for the opening  
8 of Marantette street between Fif-  
9 teenth and Sixteenth streets.

2 Sec. 49. In the event of a line of  
3 street cars being operated on any  
4 of the bridges herein named and  
5 in consequence thereof a stronger  
6 or a different construction than  
7 that herein provided for be re-  
8 quired, the Michigan Central Rail-  
9 road Company shall not be re-  
10 quired to alter or strengthen said  
11 bridges for the street car traffic.

2 Sec. 50. The said Company shall  
3 within sixty (60) days after the  
4 passage of this ordinance file a  
5 written acceptance of the terms  
6 and conditions thereof with the  
7 City Clerk, and pay to the City  
8 the sum of (\$75,000) Seventy-five  
9 Thousand Dollars, and shall exe-  
10 cute and deliver to the City of  
11 Detroit a good and sufficient bond  
12 in the penal sum of Five Hundred  
13 Thousand Dollars (\$500,000) to be  
14 approved by the Common Council,  
15 conditioned for the faithful com-  
16 pletion of the work herein contem-  
17 plated and the faithful perfor-  
18 mance of the obligations of the  
19 Company under Sections 33, 34 and  
20 36 of this ordinance, and a good  
21 and sufficient bond in the penal  
22 sum of Twenty-five Thousand  
23 Dollars (\$25,000), to become opera-  
24 tive after the completion of the  
25 work herein provided for, condi-  
26 tioned upon the faithful perfor-  
mance by said Company of the

27 continuing duties imposed by Sec-  
28 tions 23, 24, 25, 26, 27, 28 and 29 of  
29 this ordinance.

2 Sec. 51. This ordinance shall take  
3 immediate effect upon the filing of  
4 said acceptance, the payment of  
5 said Seventy-five Thousand Dollars,  
6 the delivery of said deed and the  
7 approval of said bonds; and all or-  
8 dinances and contracts in so far  
9 as the same are in conflict here-  
10 with are hereby repealed and modi-  
11 fied.

Read twice by title, ordered printed  
and laid on the table.

### Special.

To the Honorable Common Council:  
Gentlemen—Your Special Committee  
on Parks and Boulevards and Bridges,  
to whom was referred the resolution  
presented by Ald. Watson instructing  
said Committee to cause necessary  
proceedings to be instituted to con-  
demn for park purposes the land im-  
mediately adjoining Belle Isle Bridge  
approach on the west, formerly oc-  
cupied by Electric Park Amusement  
Co., and also the communication from  
his Honor the Mayor, transmitting  
communication from the City Plan  
and Improvement Commission in re-  
lation to same subject and also the  
matter of constructing a new bridge  
to Belle Isle, respectfully report that  
we have had the matter under con-  
sideration and after due delibera-  
tion believe that not only should the  
land adjoining the Belle Isle Bridge  
approach on the west be acquired,  
but also additional land now lying to  
the east thereof. The City some few  
years ago acquired a strip of approxi-  
mately 50 feet immediately east of  
the approach and under the plan pro-  
posed it is contemplated to acquire  
125 feet now lying west of the ap-  
proach. This latter project meets  
with our hearty approval, but in or-  
der that some uniformity be main-  
tained, we believe it advisable to ac-  
quire at this time additional land on  
the east, and it being unimproved,  
save except for a small house or two,  
it can and should be acquired before  
any improvements are made. On the  
east we believe that an additional  
frontage of approximately 104 feet  
should be acquired, which, with that  
now existing as an entrance or ap-  
proach, and the 125 feet to be ac-  
quired on the west, will give an ap-  
proach to the Island Bridge of about  
425 feet in all, which is none too  
much, when it is taken into consid-  
eration that when a new bridge is  
built, it should be at least 125 feet  
wide and of that character of con-  
struction and architecture as will  
serve the public for 75 or 100 years.

The necessity of a new bridge to the  
Island is not disputed, but in order  
to bond the City for a sufficient  
amount to meet the expense of con-  
struction, an amendment to the City  
Charter will have to be prepared and  
submitted to the electors raising the  
bond limit, and at the same time  
again submit for their approval the  
matter of whether or not bonds shall  
be issued therefor, and in order to  
bring the matter to a focus, we rec-  
ommend that the Commissioner of