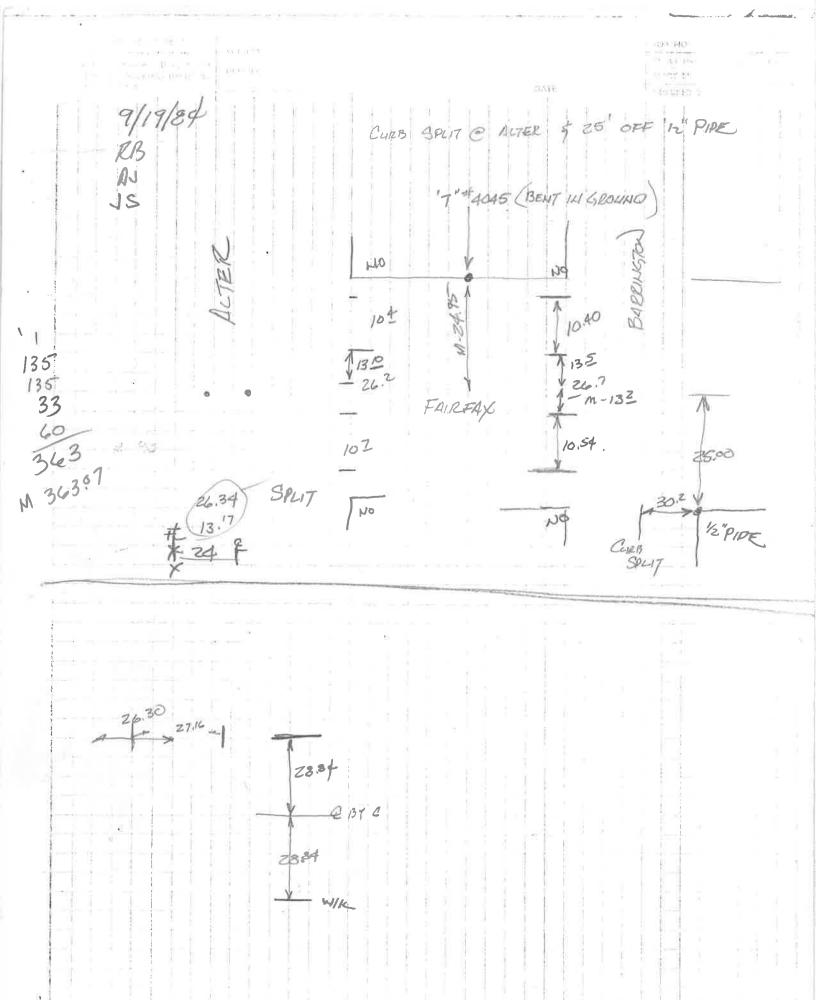


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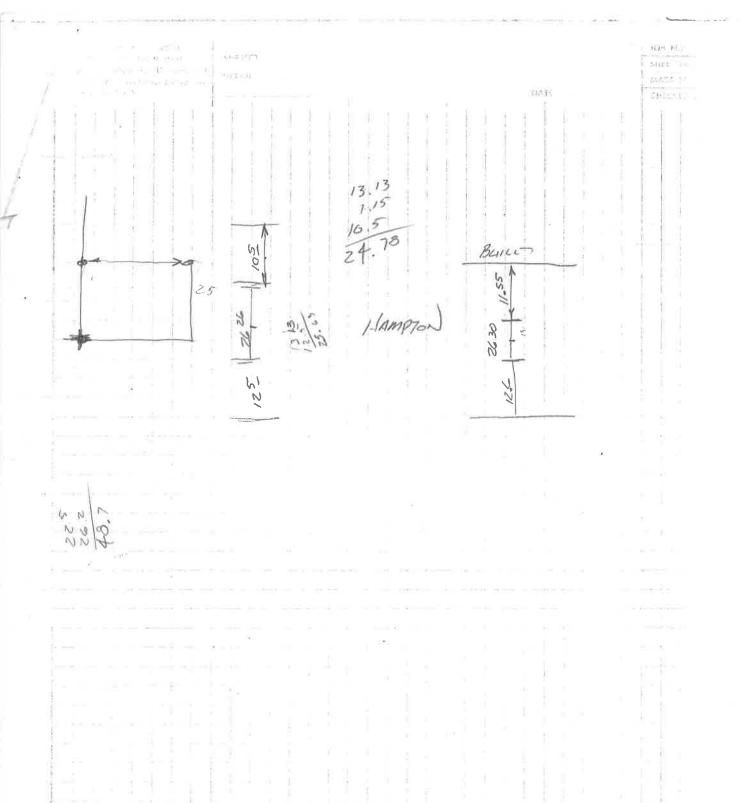
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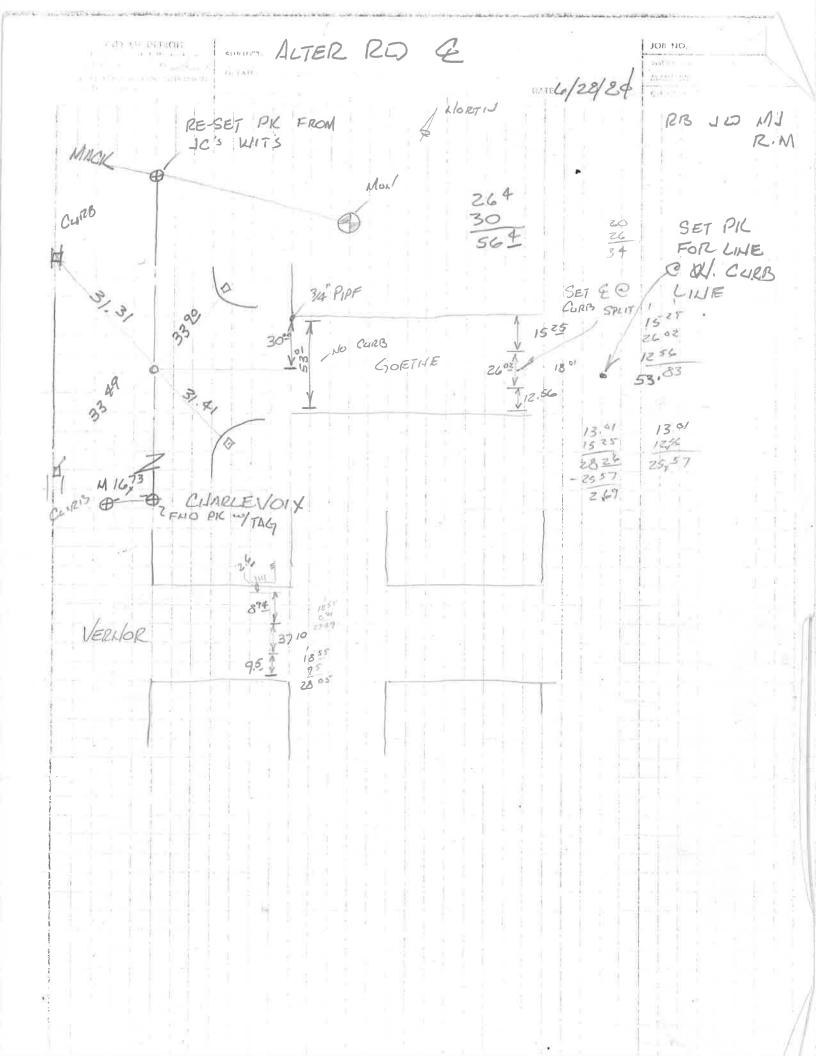
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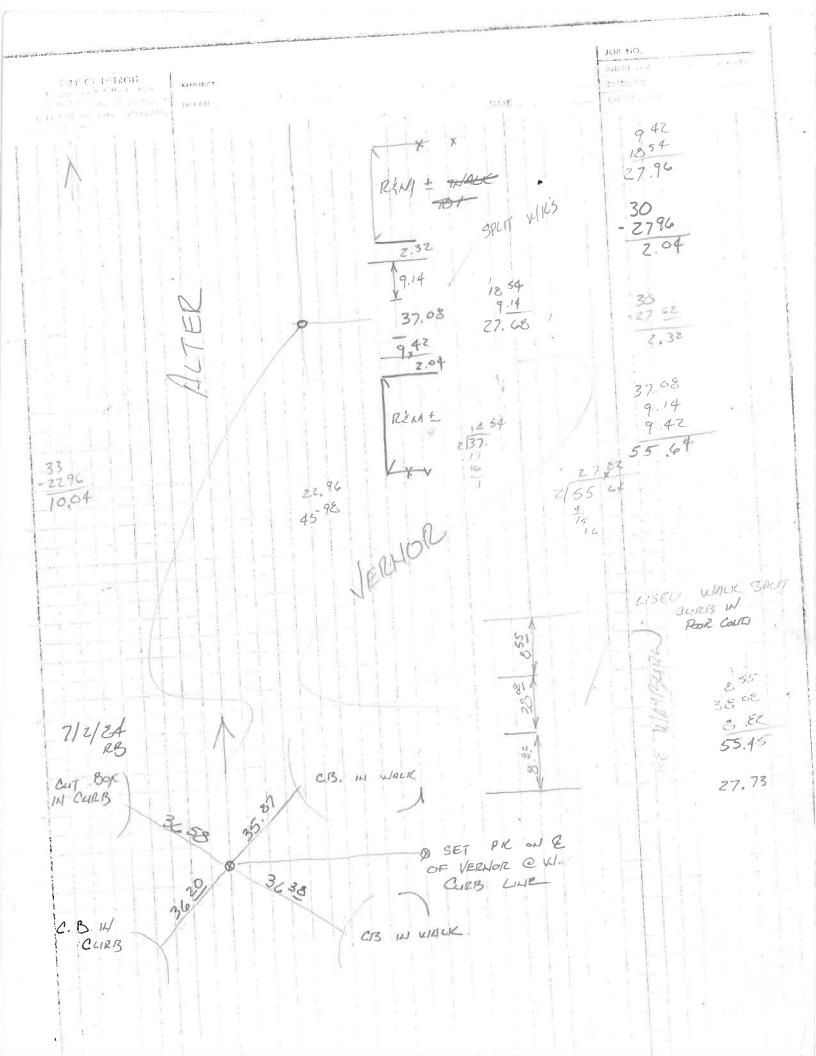


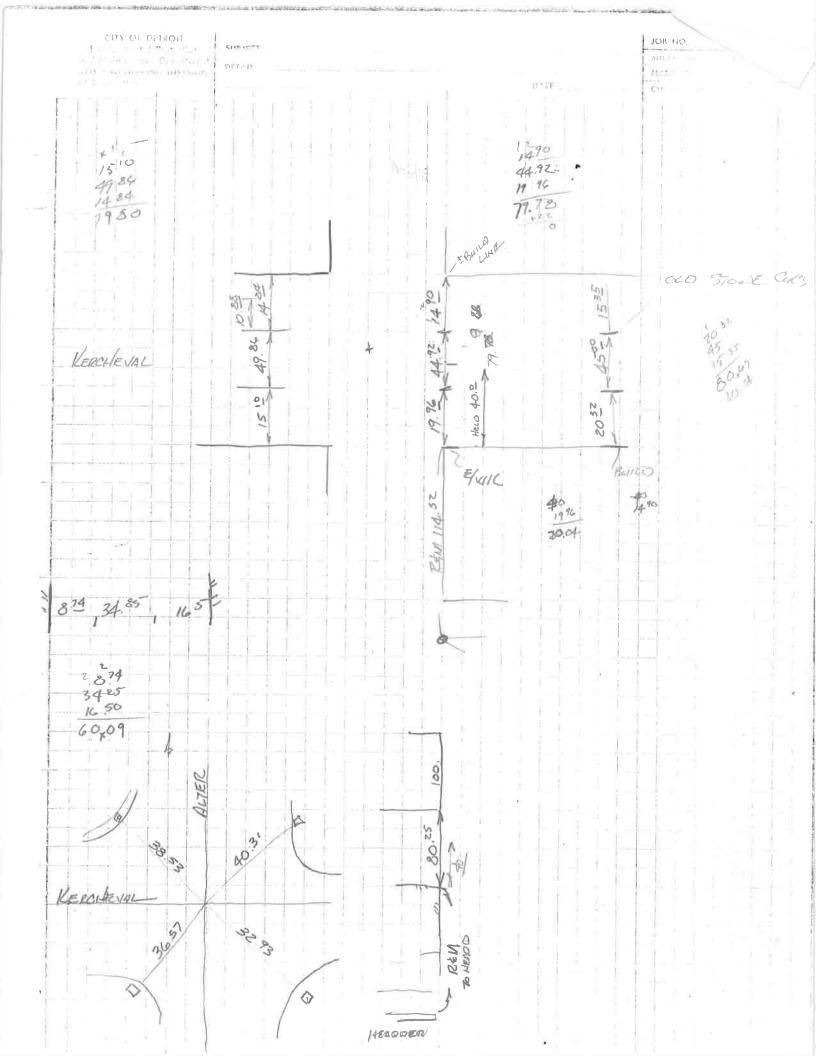
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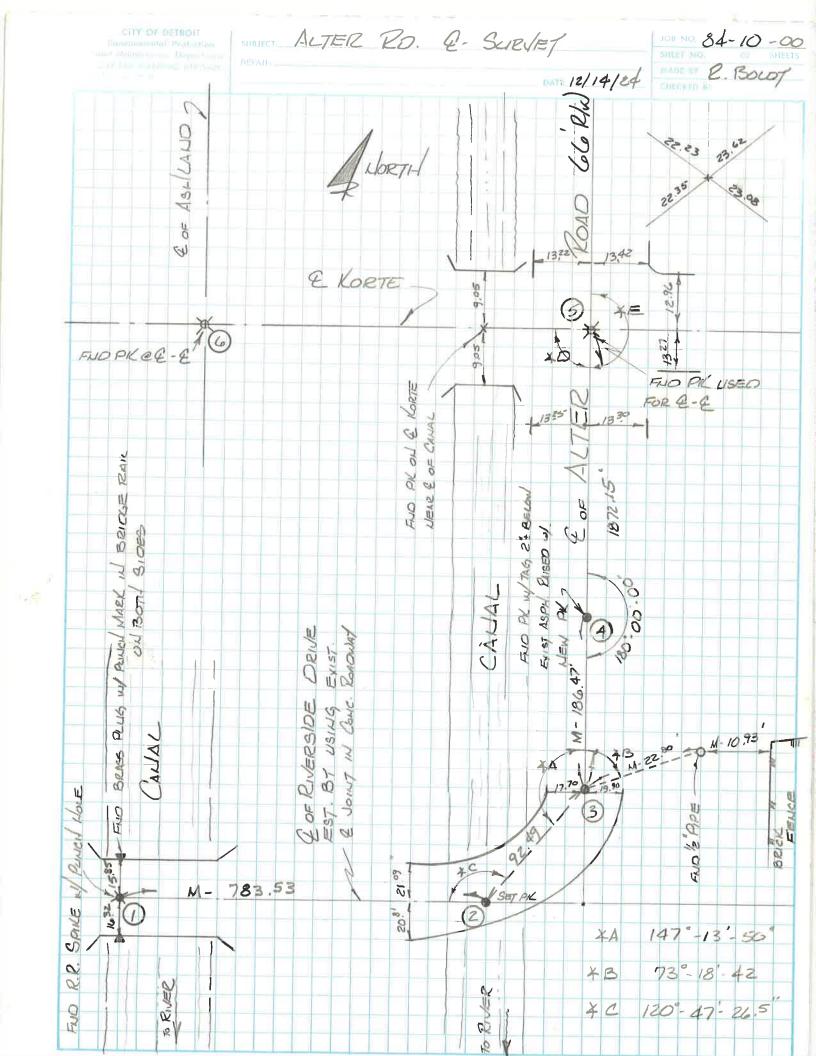
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Mary E. Robinson Chairperson

Harold B. Glover Vice-Chairperson

Marsha S. Bruhn, AICP Director

City of Detroit

CITY PLANNING COMMISSION 202 City-County Building Detroit, Michigan 48226

(313) 224-6225

Aubrey C. Agee Brian P. Palmer Dr. Donald Scavella Arthur Simons Carl Smith Naomi Truman Edith Van Horn

September 5, 1986

HONORABLE CITY COUNCIL

RE: Detroit/Grosse Pointe Park boundary line

This comes in response to Your Honorable Body's request that the City Planning Commission staff explore the issues related to properties on Wayburn that are intersected by the Detroit/Grosse Pointe Park boundary.

We have attached a copy of the Law Department's letter and resolution dated September 2, 1986 which we understand is to appear on Council's agenda as a line item on September 8, 1986. It is our further understanding that Mr. Macuga of the Law Department will be present at that time. Further, since this matter involves litigation, the Law Department will probably suggest that a closed session be scheduled to review details related to this matter. We recommend that such a closed session be held. If after the closed session we can be of further assistance, please let us know.

Respectfully submitted,

Marsha S. Bruhn, Director

who D. Bruh

Prepared by S. McDonnell

SM/jj Attachment



Law Department 1010 City-County Bldg. Detroit, Michigan 48226 (313) 224-4550

Coleman A. Young, Mayor City of Detroit

September 2, 1986

HONORABLE CITY COUNCIL

RE: The Wayburn Boundary Case

Submitted with this letter is a resolution which has been drafted to effectuate the results of the courts' decision dealing with the boundary dispute between the City of Detroit and the City of Grosse Pointe Park. The history of the litigation began in 1977 with a lawsuit being filed against the City of Detroit by a group of income taxpayers alleging that they should not have been paying resident income tax rates but non-resident income tax rates because the long established City of Detroit/City of Grosse Pointe Park boundary line was incorrectly placed, and that in reality their properties were within the City of Grosse Pointe Park.

The City of Grosse Pointe Park was eventually joined in the lawsuit as a party plaintiff and the judgment in all courts, trial and appellate, was that the boundary line between the City of Detroit and the City of Grosse Pointe Park had been misapplied and was in fact where the party plaintiffs had alleged it to be. This resolution establishes a new boundary line between the City of Detroit and the City of Grosse Pointe Park consistent with the needs of all parties.

The Wayburn Boundary Case Page 2 September 2, 1986

We hope that approval.

this

resolution meets with your swift

Respectfully submitted,

PETER W. MACUGA II Supervising Assistant Corporation Counsel

PWM/dil

Enc.

cc: Carol Campbell

whereas, a group of supposed City of Detroit income tax payers sued the City of Detroit in 1977 alleging that the property which they owned and resided in was actually in the City of Grosse Pointe Park, and

WHEREAS, the City of Detroit vigorously defended this lawsuit throughout all trial and appellate courts of the State of Michigan and was unsuccessful, and

WHEREAS, the City of Grosse Pointe Park, as the immediate interested governmental entity, was forced to intervene as a party plaintiff in the lawsuit, and

WHEREAS, the judgment of all courts was that the majority of the contested property was within the political jurisdiction of not the City of Detroit but the City of Grosse Pointe Park, it is hereby

RESOLVED, that the City Council of the City of Detroit hereby approves the annexation by the City of Grosse Pointe Park, pursuant to Section 9(8) of the Home Rule Act, 1909 PA 279, as amended, MCL 117.9(8), MSA 5.2088(8), of all property owned by the City of Grosse Pointe Park and fractional parts of subdivision lots and public ways appurtenant thereto located northeasterly of a line described as:

"Beginning at a point on the centerline of Mack Ave., 120 ft. wide, which is 233 ft. from as measured perpendicular to, the centerline of Alter Road 66 ft. wide, thence S'ly to the NW'ly corn. of Lot 59 of Maryland Park Subn., as recorded in Liber 34 of Plat, Page 95 Wayne Co. Records, thence S'ly along the W'ly line of said Lot 59, to the SW Lot corn.; thence SW'ly to the NW'ly corn. of Lot 58 of said Maryland Park Subn. thence along the W'ly line of Lots 48 thru 58 incl. of said Maryland Park Subn. to the SW corn. of said Lot 48 thence SE'ly to the intersection of the S'ly line of Goethe Ave. 60 ft. wide with the E'ly line of Kennedy's Subn. as recorded in Liber 31, of Plats, Page 44, Wayne Co. Records; thence SE'ly along said Subn. line to the N'ly line of a public alley 18 fts. wide; thence SW'ly to the NW'ly corn. of Lot 6 of DeRonne's Subn. as recorded in Liber 46 of Plats, Page 71, Wayne Co. Records, thence along the W'ly line of Lots 1 thru 6 incl. of said DeRonne's Subn. to the SW corn. of said Lot 11 thence SE'ly to the NW'ly corn. of Lot 18 of the Plat of Alter Wood Park, as recorded in Liber 29 of Plats, Page 82, Wayne Co. Records; thence SW'ly along the W'ly line of Lots 18 thru 34 incl. of said Alter Wood Park; and Lots 7 thru 12, incl. of Alter Heights Sub. as recorded in Liber 37 of Plats, Page 22, Wayne County Records, and Lots 4 thru 6 incl. of Fred W. Voight's Subn. as recorded in Liber 43 of Plats, Page 60, Wayne Co. Records, and Lots 5 thru 8 incl. of East End Manor Subn. as recorded in Liber 38 of Plats, Page 31, Wayne County Records, and Lots 47 thru 61 incl. of Schiappacasses Subn. (N. of Kercheval) as recorded in Liber 37 of Plats, Page 61, Wayne Co. Records to the SW'ly corn. of said Lot 61, thence SE'ly to the NW'ly corn. of Lot 23 of said Subn. thence S'ly along the W'ly line of said Lot 23 to the SW'ly lot corn. thence SE'ly to the NW'ly corn. of Lot 9 of Schiappacasses Subn., South of Kercheval, as recorded in Liber 34 of Plats, Page 80, Wayne Co. Records; thence along the W'ly line of said Lot 9 to the SW'ly lot corn.; thence SW'ly to the NW'ly corn. of Lot 4 of Maryland Ave. Subn., as recorded in Liber 38 of Plats, Page 97, Wayne Co. Records; thence along the W'ly line of Lots 3 and 4 of said Maryland Ave. Subn., and Lots 6 thru 10 incl. of R. J. Purvis Subn. as

recorded in Liber 38 of Plats, Page 62, Wayne Records and Lots 40 thru 78 incl. of Turnbull & Epstean's Jefferson Ave. Subn. as recorded in Liber 26 of Plats, Page 98, Wayne Co. Records to the SW'ly corn. of said Lot 78 thence SE'ly to the NW'ly corn. of Lot 199 of Turnbull & Epstean's Jefferson Ave. Subn.; thence along the W'ly and S'ly line of said Lot 199 to the NW'ly corn. of Lot 202 of said Subn. thence along the W'ly line of said Lot 202 to the SW'ly corn. of the Lot, thence SW'ly to the NW'ly corn. of Lot 182 of Windmill Pointe Subn. as recorded in Liber 27 of Plats, Pages 5 ad 6, Wayne Co. Records; thence along the W'ly line of said Lot 182 to the SW'ly corn. of said Lot; thence S'ly to the NW'ly corn. of Lot 188 of said Windmill Pointe Subn.; thence along the W'ly line of Lots 188 thru 268 incl. of said Subn. thence along the N'ly line of Lot 78 of said Subn. to the E'ly line of Alter Rd., 66 ft. wide; thence SW'ly along said E'ly line of Alter Rd., and its extension of S'lý, to the Point of Tangency of the curve at the NW'ly corn. of Lot 1 of said Windmill Point Subn., thence SW'ly to the point of intersection of the S'ly line of Riverside Ave., 100 ft. wide with the W'ly line of vacated Alter Rd., 66 ft. wide, thence along said W'ly line of vacated Alter Rd., S'ly to the U.S. Harbor Line and the point of ending."

DONALD PAILEN
Corporation Counsel

BY: Deputy Corporation Counsel

Ward:

21

Name:

Property Index #412 - Foot of Alter Road

Location:

Foot of Alter Road at Detroit River

Description:

Unpatented submerged or lake bottom lands in the bed of Lake St. Clair and adjoining the City of Detroit, Wayne County, Michigan, bounded as follows: Beginning at a point on the southerly side of Riverside Drive. 100 feet wide, distant 33 feet westerly from the dividing line between Private Claim 696 and Private Claim 120, said point also being on the westerly line of Alter Road, 66 feet wide; thence South 25 degrees 18 minutes CO seconds East, parallel to said line dividing Private Claim 696 and Private Claim 120 (as extended), 765.62 feet to the U.S. Harbor Line; thence North 62 degrees 32 minutes 46 seconds East along the U. S. Harbor Line 66.02 feet to a point in Private Claim 696, which point is 33 feet easterly of said dividing line (as extended) between Private Claim 692 and Private Claim 120; thence North 25 degrees 18 minutes 00 seconds West along a line parallel to and 33 feet easterly of said dividing line between Private Claim 692 and Private Claim 120 (as extended) 484.50 feet to the southwest corner of Lot 1 of Windmill Pointe Subdivision (of Private Claim 696 and Part of Private Claims 126, 127, 379 and 570 lying southerly of Jefferson Avenue, according to the plat thereof recorded November 2, 1916 in Liber 37 of Plats, Pages 5 and 6); thence continuing North 25 degrees 18 minutes 00 seconds West along the westerly side of Lot 1, Windmill Points Subdivision, 355 feet to a point, which point is on the easterly line of Alter Road, 66 feet wide; thence South 15 degrees 09 minutes 15 seconds West 101.68 feet to the point of beginning; the foregoing constituting a parcel 66 feet wide lying 33 feet on either side of a line (as extended) dividing Private Claim 696 and Private Claim 120 and extending from the U. S. Harbor Line northeasterly to the vicinity of Riverside Drive and Windmill Pointe Drive.

Size:

66.02' x 765.62' 840.50'

Acres: 1.216

Cost to City of Detroit:

\$89.08 for delinquent taxes and certificates of titles.

Sheet -2-

Name:

Property Index #412 - Foot of Alter Road

Record of Acquisition:

From the Corporation Counsel: Warranty Teed dated May 17, 1915, from the Marshland Boulevard Land Company to the City of Detroit, covering Lot 1, East 8 feet of Lot 2, Freud's Fox Creek Subdivision of part of Private Claim 120 - Recommendation that same be accepted and approved; General Order for Tuesday, J.C.C. 4-8-1919, Page 481.

0.10463 Acres - Acquired by the City of Detroit. (Size: 38' x 120')
Deeds: Warranty Deed of Marshland Boulevard Land Company to the City of Detroit of Lot 1, East 8 feet of Lot 2, Also a strip of land 10 feet wide lying East of and adjoining Lot 1, Freud's Fox Creek Subdivision of part of Private Claim 120, 21st Ward, as recorded in liber 27 of Plats on Page 2, adopted, J.C.C. 5-22-1919, Pages 814-815. (This is parcel of land 38' x 120' lying on the West

side of Alter Road, Canal and Harbor Avenues. Warranty Deed dated 5-17-1915, recorded 6-14-1919 in Liber 1312. Page 480, Book 735)

Resolution: That Department of Public Works authorized to proceed with paving Alter Road south of Jefferson Avenue, and to notify all interested property owners that deed to the City of Detroit of a strip of land 10 feet wide for park purposes to continue existing parkway along Alter Road, will be relieved of assessment to be levied for paving said street, and those not deeding to be assessed in usual manner and condemnation proceedings instituted for said 10-foot strips off lots where necessary, demages to be assoused back to such lots based on amount of award of Jury; General Order for Wednesday, May 12, J.C.C. 5-4-1920, Page 654.

Paving Alter Road: Committee of the Whole, after hearing with interested property owners, recommend that resolution presented May 4, 1920 (J.C.C. Page 654) regarding paving Alter Road south of Jefferson Avenue, adopted, J.C.C. 5-18-1920, Page 727.

Paving Alter Road: Committee of the Whole concurs in recommendation of the Commissioner of Public Works that docls filed be accepted, the assessments against the persons who cannot be located and the one owner who refused to deed be NOT concelled, that part 1 of assessments paid by persons who have filed deeds be refunded, and that the entire assessment levied against those who have filed doeds be cancelled, adopted, J.C.C. 1-3-1922, Pages 2300 thru 2303. (1921 Council Book)

Sheet -3-

Name:

Property Index #412 - Foot of Alter Road

Record of Acquisition: (CONTINUED)

0.101:68 Acres - Balance Forward.

1.111 Acres - Acquired by City of Detroit.

From the Controller: City of Detroit has acquired title to property to be used for park purposes in accordance with resolution passed on January 3, 1922 (J.C.C. Pages 2300 thru 2303), and deeds filed with Wayne County Register of Deeds for East 10 feet of Lots 141 to 502, both inclusive, located South of Jefferson to Essex Street, Fox Creek Subdivision of part of Private Claim 120, according to the plat as recorded in Liber 25 of Plats on Page 73, Book 736, Wayne County Records; Accepted and placed on file, J.C.C. 1-17-1922, Page 41.

1.216 Acres - Total

From the Department of Recreation: Resolution, That the public property along the Detroit River between the United States Light House and the Boundary Line of Grosse Pointe Park at the end of Alter Road be placed under the jurisdiction and control of the Department of Recreation, and Commissioner of the Department of Recreation directed to establish necessary rules and regulations for bathing at this location, and Controller authorized and directed to transfer sum of \$600.00 to cover cost of Lifeguard at said location, adopted, J.C.C. 6-30-1925, Pages 1799-1800.

Reconsideration. Of resolution placing public property along the Detroit River between the United States Light House and the Boundary Line of Grosse Pointe Park at the end of Alter Road, under the jurisdiction of the Department of Recreation, and directing that Department to establish necessary rules, etc., for bathing at this location; MATTER INDEFINITELY POSTPONED, J.C.C. 7-7-1925, Page 1841.

From the Department of Recreation: Resolution, That Controller authorized and directed to honor payroll submitted by the Department of Recreation providing for Lifeguard at rate of \$160.00 per month for Foot of Alter Road, adopted, J.C.C. 7-7-1925, Page 1880.

Sheet -L-

Name:

Property Index #412 - Foot of Alter Road

Record of Acquisition: (CONTINUED)

1.216 Acres - Balance Forward.

Permits: Petition #9477, City of Grosse Pointe Park, requesting City of Detroit consent to petitioner applying to the Michigan Department of Conservation to purchase and occupy the property described as "Fill adjoining Alter Hoad between Windmill Pointe Drive and the U. S. Harbor Line", DENIED, J.C.C. 2-23-1961, Page 324.

Above 1.216 Acres City-owned property assigned to Department of Parks and Recreation.

Parks and Recreation: Resolution, That property referred to as "Till adjoining Alter Road between Windmill Pointe Drive and the U. S. Harbor Line" assigned to the Department of Parks and Recreation for recreational purposes, adopted, J.C.C. 5-9-1961, Page 842.

Disposition:

Department of Public Works: Petition #9177, City of Grosse Pointe Park, to make application to the Department of Conservation for purchase of property referred to as "Fill adjoining Alter Road between Windmill Pointe Prive and the U. S. Harbor Line"; Corporation Counsel authorized and directed to prepare necessary agreement, adopted, J.C.C. 8-20-1963, Pages 2171-2172.

- 1.216 Acres - To City of Grosse Pointe Park for sewer right-of-way.

Corporation Counsel: Agreements to provide for a sewer right-of-way through Grosse Pointe Park and to transfer City property at the Foot of Alter Road to the City of Grosse Pointe Park, confirmed, J.C.C. 12-29-1964, Page 2860. (Agreement between City of Detroit, Parks and Recreation Commission, and the City of Grosse Pointe Park, granting the City of Grosse Pointe Park a permit for occupancy and consent to purchase certain unpatented lake bottom lands or unpatented made lands lying below alter Road dated December 17, 1964).

⁻⁰⁻ Acres - Remaining

or, Watson, Weibel, Wieber, Wing, Ink, Zoeller, and the President—27.
Nays—None.
The title to the ordinance was con-

Aid. Wicher was excused.

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Gentlemen—Your Common Councilinces to whom was referred the perions of Alexander E. Riopelle for anging the name of River street to flerson, avenue west, and of Emma the control of Haigh avenue to Hague avenue of Haigh avenue to Hague avenue of Haigh avenue to Hague avenue of Haigh avenue and the M. C. R., and desire to state to your Hondrigan avenue and the M. C. R., and desire to state to your Hondrigan avenue and the M. C. R., and desire to state to your Hondrigan avenue and the River esents approximately 95 per centure frontage on said street benefits a direct continuation of the entire frontage on said street benefits a direct continuation ferson avenue carries with it a titer prestige from a business, residal, sentimental and progressive depoint than River street; that the name of eron avenue carries with it a carried with it the sentiment of responsive depoint than River street; that the entire of River street in any city has rearried with it the sentiment of responsive to a great it the business interests on said to changing the name as read, but believe that if the name and annexed territory with the that it would promote to a great it the business interests on said avenue, the sentiment of the first of the similarity in the sentiment of t

ed. ollowing is the ordinance:
Ordinance.
PINANCE changing the sames ratin streets and highways the corporate limits of the f Detroit.

Sec. 2. That the mand highway portion of the ofter of the ofter of the extending from woodward avenue, extending from woodward way in the ofter of Detroit, heretofore known as a River street, extending from Second street to the westerly city and the same of the street and highway in the city of petroit, western and highway in the city of said in the same is hereby designated and shall hereafter be known as a flatent and highway in the city of 2 Detroit, heretofore known as Lag. Said street, extending from a shall hereafter be known as Lag. Said street, extending from the same is hereby designated and shall hereafter be known as Lag. Said street, extending from a shall hereafter be known as Lag. Said street, extending from the same is hereby designated and shall hereafter be known as Lag. Said street, extending from sort of the street and highway in the city of 2 Detroit, heretofore known as Lag. Said street, extending from sort of the street and highway in the city of 2 Detroit, heretofore known as Lag. Said street, extending from sort of the street and highway in the city of 2 Detroit, heretofore known as Lag. Said street, extending from sort of the street and highway in the city of 2 Detroit, heretofore known as Lag. Said street, extending from sort of the city of 2 Detroit, heretofore known as Lag. Said savenue.

Special.

To the Honorable the Common Council Gentlem—Your Special Committee on Health and Sewers, to whom was fail-way avenue, extending from sort of the city of 2 Detroit, heretofore known as Lag. Said avenue.

Farivlew, to the City of Detroit, heretofore known as Lag. Special Committee on Health and Sewers, to whom was all said on the table.

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

Section 1. That the name of that 2 portion of the street and highway in the City of Detroit, heretofore 4 known as Jefferson avenue, ex-5 tending from Woodward avenue to 6 easterly city limits, be and the 7 same is hereby designated and 8 shall hereafter be known as Jefferson avenue, ex-6 ferson avenue east.

Sec. 2. That the name of that 2 portion of the street and highway in the City of Detroit, heretofore known as Jefferson avenue, ex-6 tending from Woodward avenue, ex-6 tending from Woodward avenue, ex-6 tending from Woodward avenue, ex-6 tending from Woodward avenue, ex-6 tending from Woodward avenue, ex-6 tending from Woodward avenue, ex-6 tending from Woodward avenue, ex-6 tending from Woodward avenue, ex-6 tending from Woodward avenue, ex-6 tending from Woodward avenue, ex-6 tending from Woodward avenue, ex-6 tending from Woodward avenue west.

Sec. 3. That the name of the street and highway in the City of Detroit, heretofore known as Haigh avenue, extending from Woodward to Oakland avenues, be and the same is hereby designated and shall hereafter be known as La Salle street, extending from Michigan avenue to M. C. R. R., be and the same is hereby designated and shall hereafter be known as Bans gor street. That the name of the same is hereby designated and shall hereafter be known as Bans gor street. That the name of the street and highway in the City of 3 Detroit, heretofore known as Bans gor street. That the name of the same is hereby designated and shall hereafter be known as Bans gor street. That the name of the street and highway in the City of 3 Detroit, heretofore known as Bans gor street. That the name of the same is hereby designated and shall hereafter be known as Bans gor street. That the name of the street and highway in the City of 3 Detroit, heretofore known as Bans gor street. That the name of the same is hereby designated and shall hereafter be known as Bans gor street. The the name of the street and highway in the City of 3 De

"Beginning at a point on the centerline of Mack Ave., 120 ft. wide, which is 233 ft. from, as measured perpendicular to, the centerline of Alter Road 66 ft. wide; thence S'ly. to the NW'ly. corner of Lot 59 of "Maryland Park Sub'n." of Lot 1 of Plat of Lot No. 2 of Alter's Plat of West part of P.C. 570, Grosse Pointe Township, Wayne County, Michigan. Recorded in Liber 34, Page 95 Plats, W.C.R.; thence S'ly. along the W'ly. line of said Lot 59 and its extension thereof, to the N'ly. line of Lot 58 of said "Maryland Park Sub'n."; thence W'ly. to the NW'ly. corner of said Lot 58; thence S'ly. along the W'ly. line of Lots 48 thru 58 incl., of said "Maryland Park Sub'n." and the extension of said line, to the centerline of Goethe Ave., 60 ft. wide; thence E'ly. along said centerline, to the extension of the E'ly. line of "Kennedy's Sub'n. of Lot l of Hillger's Half Acre Lots, a Sub'n. of Lot 2 of Plat of Lots 1 & 2 of Lot 2 Alter's Sub'n. of West part of P.C. 570", City of Detroit and Grosse Pointe Township, Wayne County, Michigan. Recorded in Liber 31, Page 44 Plats, W.C.R.; thence SE'ly. along said Sub'n. line to the S'ly. line of a public alley 18 ft. wide; thence SW'ly. to the NW'ly. corner of Lot 6 of the "DeRonne's Sub'n. of Out Lots 15 and 16 except the E'ly. 6 ft. of O.L. 15 and the S'ly. 59 ft. of the W'ly. 101.55 ft. of O.L. 16, of Hillger's Half Acre Lots Sub'n. of Lot 2, Alter's Plat the West part of P.C. 570", City of Detroit and Village of Grosse Pointe Park, Wayne County, Michigan. Recorded in Liber 46, Page 71 Plats, W.C.R.; thence along the W'ly. line of Lots 1 thru 6 incl., of said "DeRonne's Sub'n." and the extension of said line to the centerline of Charlevoix Ave. 60 ft. wide; thence W'ly. along said centerline to the extension of the W'ly. line of Lots 18 thru 34, incl. of the "Plat of Alter-Wood Park, being a Sub'n. of Lot 3 of Sub'n. of Lot 2 Alter's Sub'n. of West part of P.C. 570", City of Detroit and Village of Grosse Pointe Park, Wayne County, Michigan. Recorded in Liber 29, Page 82 Plats, W.C.R.; thence SW'ly. along the W'ly. line of Lots 18 thru 34 incl. of said Alter Wood Park; and Lots 7 thru 12, incl. of the "Alter Heights Sub'n. of part of Lot 4 of Sub'n. of Lot 2, Alter's Sub'n. of West part of P.C. 570", City of Detroit and Village of Grosse Pointe Park, Wayne County, Michigan. Recorded in Liber 37, Page 22 Plats, W.C.R. and Lots 4 thru 6 incl., of the "Fred W. Voigt Sub'n. of the North 102.75 ft. of South 308.25 ft. of Lot 4 Sub'n. of Lot 2 of Alter's Plat of W'ly. part of P.C. 570", City of Detroit and Village of Grosse Pointe Park, Wayne County, Michigan. Recorded in Liber 43, Page 60 Plats, W.C.R. and Lots 5 thru 8 incl. of the "East End Manor Sub'n. of part of Lot 4 of John A. Alter's Estate, being Lot 2 of Alter Plat of West part of P.C. 570", Village of Grosse Pointe Park and City of Detroit, Wayne County, Michigan. Recorded in Liber 38, Page 31 Plats, W.C.R. and Lots 47 thru 61 of the





Free Press Photo by PATRICIA BECK

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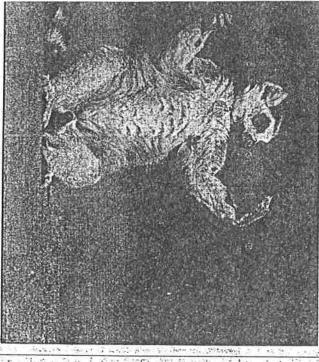
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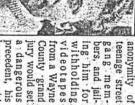
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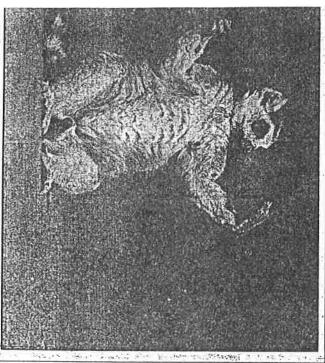
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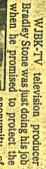
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asphyxiation, police said. Their bodies children's grandmother. were found about 8 p.m. Sunday by the All three died of carbon monoxide

ZILWAUKEE

New construction flaws at the trou-Cracks called cosmetic

James Pitz said Monday. bled Zilwaukee Bridge are only cosmetic and will not delay completion of the bridge, Transportation Director

that the repair of large cracks in the Over the weekend, it was reported

in TV case on contempt Judge to rule

when he promised to protect the WJBK-TV television producer Bradley Stone was just doing his job



a dangerous Monday. precedent, his videotapes withholding ing him for lawyer said jury would set County grand from a Wayne bers, and jail-

free flow of information in the country, and this state in particular Henry Saad, Stone's attorney. "The more than "What is at stake here is simply just a reporter," said

liam Giovan to determine whether Wayne County Circuit Judge Wilcitation. A hearing has been schedon whether to stay the contempt Suhrheinrich said he will rule today uled for 9 a.m. Wednesday before U.S. District Judge Richard

SAULT STE. MARIE axes from prior years, Marshall said

spokesman said Monday. extradition of a Yugoslav freighter Lake Michigan fishermen, a federal captain charged in the deaths of two The United States cannot request U.S. can't try captain

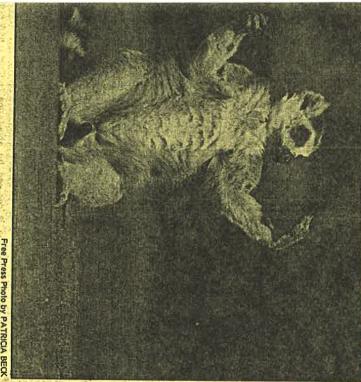
Stone

tween the United States and Serbia. extradited under a 1901 treaty beidentified said Franko may not be State spokesman who refused to negligent homicide. A Department of with warrants charging two counts of Yugoslavia Monday after being served Seman Franko was heading back to

slavia in 1945. Serbia became a republic of Yugo-

struck or swamped the 40-foot fishing

The 620-foot freighter Jablanica



Free Press Photo by PATRICIA BECK

the Detroit Zoo on land, they normally are found among rocks in thinly

native to Madagas- usually rest during the day, this one was enjoying iving directions to wooded areas, usually in groups. Although they

zoo. In their native the sunshine.

losers to run as independents

endorsed a Republican, incumbent Sen. Dan DeGrow of

that he endorsed Republicans . . . he at least could work with," said Gary Bachula, Blanchard's campaign managhim inadvertently because he had the Democratic label candidate and making it so clear that voters didn't vote for "The governor felt so strongly about the LaRouche

don't know what he'll do now" that Cof

eful Charles Congdon

ime against Michae

of the vote in the

gan's election laws to

election losers have

Grosse Pointe Park

Detroit's nine-year-old boundary batdefeats, city lawyers have given up on tle with Grosse Pointe Park. DETROIT - After a couple of dollar, police said. raped in a southwest park Monday afternoon by a man who offered her a

the original 1907 boundary 33 feet to ton claimed in a suit that Detroit moved Residents of Wayburn and Barring

shrubbery in Patton Park at Woodmere

Police said the girl was coaxed into

white male, aged 40 to 60, who wore a and Richards about 3:45 p.m. by a slim

blue baseball cap, blue shirt and jeans,

Pointe Park and received many of its even though they voted in Grosse some houses on Wayburn, obliging the residents to pay Detroit income taxes The boundary then cut through

DETROIT

and a silver ring.

Detroit's Law Department proposed to the City Council a settlement after losing in trial and appeals courts

system has saved the city more than

A new computerized income tax

Tax computer pays off

\$2.4 million this year, city Finance

two young children after taking them Father killed kids, sell A Vassar man killed himself and his

home for a visit, police said Monday

doors and started his car. children, later took the children into divorced and had rights to visit the and drove to his home. Police Chief the garage, locked the windows and John Horwath said Lotter, who was former wife in Frankenmuth Sunday 2, and Joseph, 4, from the home of his John Lotter, 29, picked up Jessica

SAULT STE. MARIE

U.S. can't try captain

The United States cannot request

payment of \$911,000 in refunds to

The new system also blocked the

laxes from prior years, Marshall said ndividuals who owed the city income errors are found later.

cannot demand the return of money if saved \$1.5 million because the city more than \$100 are checked before a Director Bella Marshall said Monday

refund is sent. Marshall said this has

Under the new system, returns of

were found about 8 p.m. Sunday by the children's grandmother. asphyxiation, police said. Their bodies All three died of carbon monoxide

ZILWAUKEE

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in TV case





Stone

captain charged in the deaths of two extradition of a Yugoslav freighter

lake Michigan fishermen, a federal

SMOZ Polnte Jrosse.

Grosse Pointe, Michigan, Thursday, September 11, 1986

35 Cents

Boundary Issue near settlement

The cities of Detroit and Grosse Pointe Park are nearing a boundary agreement that first became an issue in the early 1970s. The settlement will provide for annexation from Detroit by the Park of he lots fronting on Wayburn and Barrington as well as a portion of Windmill Pointe Park.

> -uno] fromre it Jo u/ pton

tions Monday night authorizing/a The council adopted two resolusettlement in exchange for the annexation of the additional real estate. The agreement will not become effective until the other parties in the case - the Grosse Pointe public schools and Detroit - obtain approval from their governing bodies.

The school board, at its meeting Monday night, unanimously agreed to the move. The city of Detroit was scheduled to meet yesterday, Sept. 10.

The cases have been pending since the late 1970s, city attorney "This is the type of settlement lerold McC. Deason said.

we have been looking for," he said.
"and it brings to a conclusion
something that's taken a lot of ef-

In return for the annexation, the levied by Detroit prior to June Park will waive its claims to taxes 1983. It will also pay Detroit \$10,000 As a result, the Park will add a a year for the next five years.

\$2.5 million tax base to the city tax rolls and eliminate its liability of about \$11,000 a year it pays to De-troit for a portion of Windmill Pointe Park, Deason said. The annexation includes portions of backin Detroit's boundary as well as yards and garages that were withpart of Windmill Pointe Park.

Deason said the agreement is fair to both sides. By taking the additional tax base and offsetting it with an uncollected judgment on Detroit, Deason said the Park will come out "a tad ahead." The bigdaries have been determined and borders straightened, he said. gest plus is the park will be within the city in its entirety and boun-



Summer memories

Photo by Be Summer is hot dogs, french fries and swimming. Ryan Miller, five-year-old grandsor Cole of the Farms, enjoys it all at Farms Pier Park. The lake, integral to the character of is featured on Page 8B.

Woods' ban of preservers at pool draws pr

"Beginning at a point on the centerline of Mack Ave., 120 ft. wide, which is 233 ft. from, as measured perpendicular to, the centerline of Alter Road 66 ft. wide; thence S'ly. to the NW'ly. corner of Lot 59 of "Maryland Park Sub'n." of Lot 1 of Plat of Lot No. 2 of Alter's Plat of West part of P.C. 570, Grosse Pointe Township, Wayne County, Michigan. Recorded in Liber 34, Page 95 Plats, W.C.R.; thence S'ly. along the W'ly. line of said Lot 59 and its extension thereof, to the N'ly. line of Lot 58 of said "Maryland Park Sub'n."; thence W'ly. to the NW'ly. corner of said Lot 58; thence S'ly. along the W'ly. line of Lots 48 thru 58 incl., of said "Maryland Park Sub'n." and the extension of said line, to the centerline of Goethe Ave., 60 ft. wide; thence E'ly. along said centerline, to the extension of the E'ly. line of "Kennedy's Sub'n. of Lot 1 of Hillger's Half Acre Lots, a Sub'n. of Lot 2 of Plat of Lots 1 & 2 of Lot 2 Alter's Sub'n. of West part of P.C. 570", City of Detroit and Grosse Pointe Township, Wayne County, Michigan. Recorded in Liber 31, Page 44 Plats, W.C.R.; thence SE'ly. along said Sub'n. line to the S'ly. line of a public alley 18 ft. wide; thence SW'ly. to the NW'ly. corner of Lot 6 of the "DeRonne's Sub'n. of Out Lots 15 and 16 except the E'ly. 6 ft. of O.L. 15 and the S'ly. 59 ft. of the W'ly. 101.55 ft. of O.L. 16, of Hillger's Half Acre Lots Sub'n. of Lot 2, Alter's Plat the West part of P.C. 570", City of Detroit and Village of Grosse Pointe Park, Wayne County, Michigan. Recorded in Liber 46, Page 71 Plats, W.C.R.; thence along the W'ly. line of Lots 1 thru 6 incl., of said "DeRonne's Sub'n." and the extension of said line to the centerline of Charlevoix Ave. 60 ft. wide; thence W'ly. along said centerline to the extension of the W'ly. line of Lots 18 thru 34, incl. of the "Plat of Alter-Wood Park, being a Sub'n. of Lot 3 of Sub'n. of Lot 2 Alter's Sub'n. of West part of P.C. 570", City of Detroit and Village of Grosse Pointe Park, Wayne County, Michigan. Recorded in Liber 29, Page 82 Plats, W.C.R.; thence SW'ly. along the W'ly. line of Lots 18 thru 34 incl. of said Alter Wood Park; and Lots 7 thru 12, incl. of the "Alter Heights Sub'n. of part of Lot 4 of Sub'n. of Lot 2, Alter's Sub'n. of West part of P.C. 570", City of Detroit and Village of Grosse Pointe Park, Wayne County, Michigan. Recorded in Liber 37, Page 22 Plats, W.C.R. and Lots 4 thru 6 incl., of the "Fred W. Voigt Sub'n. of the North 102.75 ft. of South 308.25 ft. of Lot 4 Sub'n. of Lot 2 of Alter's Plat of W'ly. part of P.C. 570", City of Detroit and Village of Grosse Pointe Park, Wayne County, Michigan. Recorded in Liber 43, Page 60 Plats, W.C.R. and Lots 5 thru 8 incl. of the "East End Manor Sub'n. of part of Lot 4 of John A. Alter's Estate, being Lot 2 of Alter Plat of West part of P.C. 570", Village of Grosse Pointe Park and City of Detroit, Wayne County, Michigan. Recorded in Liber 38, Page 31 Plats, W.C.R. and Lots 47 thru 61 of the

"Schiappacasse's Sub'n. of Lot 5 of the plat of partition of John Alter Estate, being Lot 2 of Alter's Plat being the West part of P.C. 570, and part of Lot 1 of the Sub'n. of Lot 6 of Lot 2 of Alter's Plat of P.C. 570 for the Estate of Margaret Juif", City of Detroit and Village of Grosse Pointe Park, Wayne County, Michigan. Recorded in Liber 37, Page 61 Plats, W.C.R., to the SW'ly. corner of said Lot 61; thence E'ly. along the S'ly. line of said Lot 61 to the extension of the W'ly. line of Lot 23 of said "Schiappacasse's Sub'n."; thence S'ly. along said line to the SW'ly. corner of said Lot 23; thence S'ly. to the NW'ly. corner of Lot 9 of the "Schiappacasse's Sub'n." of Lot 3 and that part of Lot 2 lying South of South line of Kercheval Avenue of Sub'n. of Lot 6 of Sub'n. of Lot 2 Alter Plat of P.C. 570 for the Estate of Margaret Juif, City of Detroit and Village of Grosse Pointe Park, Wayne County, Michigan. Recorded in Liber 34, Page 80 Plats, W.C.R.; thence S'ly. along the W'ly. line of said Lot 9 and its extension thereof to the N'ly. line of Lot 4 of the "Maryland Avenue Sub'n." of Lot 4 of Sub'n. of Lot 6 of Sub'n. of Lot 2 of Alter's Plat of P.C. 570 for the Estate of Margaret Juif, City of Detroit and Village of Grosse Pointe Park, Wayne County, Michigan. Recorded in Liber 38, Page 97 Plats, W.C.R.; thence W'ly. along said N'ly. line, to the NW'ly. corner of said Lot 4; thence S'ly. along the W'ly. line of Lots 3 and 4 of said "Maryland Ave. Sub'n." and Lots 6 thru 10 incl. of the "R. J. Purvis' Sub'n." of Lots 5 & 6 of Sub'n. of Lot 6 of Lot 2 of Alter's Plat of P.C. 570 for the Estate of Margaret Juif, City of Detroit and Village of Grosse Pointe Park, Wayne County, Michigan. Recorded in Liber 38, Page 62 Plats, W.C.R. and Lots 40 thru 78 incl. of the "Turnbull and Epstean's Jefferson Ave. Sub'n. of part of Lot 1 of Alter's Sub'n. P.C. 570" City of Detroit and Village of Grosse Pointe Park, Wayne County, Michigan. Recorded in Liber 26, Page 98 Plats, W.C.R. and the extension of said line to the centerline of Hampton Ave., 50 ft. wide; thence W'ly. along said centerline to the extension of the W'ly. line of Lot 199 of said "Turnbull and Epstean's Jefferson Ave. Sub'n."; thence S'ly. along the W'ly. line of Lot 199 and its extension thereof to the SW'ly. corner of said Lot 199; thence SE'ly. along the S'ly. line of Lot 199 to the NW'ly. corner of Lot 202 of said "Turnbull and Epstean's Jefferson Ave. Sub'n."; thence S'ly. along the W'ly. line of said Lot 202 and its extension thereof to the centerline of Jefferson Ave., 120 ft. wide; thence W'ly. along said centerline to the extension of the W'ly. line of Lot 182 of the "Windmill Pointe Sub'n. of P.C. 969 and part of P.C.'s 126 and 127, 379 and 570 lying Southerly of Jefferson Ave., City of Detroit and Village of Grosse Pointe Park, Wayne County, Michigan. Recorded in Liber 37, Pages 5 and 6 of Plats, W.C.R.; thence S'ly. along the W'ly. line of said Lot 182 and its extensions thereof to the N'ly. line of Lot 188 of said "Windmill Pointe Sub'n."; thence W'ly. to the NW'ly. corner of said Lot 188; thence along the W'ly. line of Lots 188 thru 268 incl. of said Sub'n.; thence along the N'ly. line of Lot 78 of said Sub'n. to the E'ly. line of Alter Rd., 66 ft. wide; thence SW'ly. along said E'ly. line of Alter Rd., and its extension of S'ly. to the Point of Tangency of the curve at the NW'ly. corner of Lot 1 of said Windmill Pointe Sub'n.; thence SW'ly. to the point of intersection of the S'ly. line of Riverside Ave., 100 ft. wide with the W'ly. line of vacated Alter Rd., 66 ft. wide; thence along said W'ly. line of vacated Alter Rd., S'ly. to the U.S. Harbor Line and the point of ending."

