

nances of the City of Detroit, of 1920, shall first be deposited with said Department of Public Works and annually thereafter renewed on or before May 1 of each year, and this permit is subject to the terms of said ordinance; and further

Provided, That this resolution is revocable at the will, whim or caprice of the Common Council, and also that permits issued by virtue hereof, and grantees hereby expressly waive any right to claim damages or compensation from the City of Detroit for property constructed hereunder or for the removal of same, and further, that grantees acquire no implied or other privileges hereunder not expressly stated herein.

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Ewald, Kronk, Littlefield, Nagel, Vernor, Watson and the President—9.

Nays—None.

Billiard Rooms.

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Joseph Amoto (3854), asking that the restrictions against the maintenance of billiard rooms outside the one-mile circle, located at 1538 St. Aubin avenue, be lifted.

Your Committee begs to report that same has been investigated by the Department of Recreation, and it having been found that applicant has secured the signatures of 51 per cent of the persons living within a radius of 500 feet of the proposed location, we therefore recommend that petition be granted, and offer the following resolution.

Respectfully submitted,

W. P. BRADLEY,
Chairman.

By Councilman Bradley:

Resolved: That the restrictions imposed by Section 3, Chapter 165 of the Compiled Ordinances of the City of Detroit of 1920, as amended by Ordinances 46-B and 50-B, against the maintenance of billiard rooms outside the one-mile circle, be and the same is hereby lifted insofar as same applies to 1538 St. Aubin avenue.

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Ewald, Kronk, Littlefield, Nagel, Vernor, Watson and the President—9.

Nays—None.

Unused City Property.

To the Honorable the Common Council:

Gentlemen—Your Committee of the Whole begs to report that it has had under consideration com-

munication from His Honor the Mayor relative to sale of unused city property, and suggesting that a survey be made and the matter of disposing of such property be considered. Your Committee recommends that a resolution recommending that a resolution attached to Councilman Vernor, presented by (J. C. C., p. 1890), directing the City Plan Commission to furnish the City Honorable Body with a list of all properties owned by the city which are not at the present time being used and which it is not contemplated will be used in the near future, be adopted.

Respectfully submitted,
W. P. BRADLEY,
Chairman.

Accepted and adopted as follows:
Yeas—Councilmen Bradley, Castator, Ewald, Kronk, Littlefield, Nagel, Vernor, Watson and the President—9.

Nays—None.

Plats.

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Mason L. Brown & Son (3703), for approval of plat of Scanlon's sub. of lot 116 of Crossman & Cushing's sub., and part of lot 3 of the sub. of P. C.'s 47 and 583, City of Detroit, Wayne County, Michigan.

Said plat having been approved by the City Plan Commission and the City Engineer, your Committee recommend that same be accepted, and offer the following resolution.

Respectfully submitted,
W. P. BRADLEY,
Chairman.

By Councilman Bradley:

Resolved, That the plat of Scanlon's sub. of lot 116 of Crossman & Cushings sub. and part of lot 3 of the sub. of P. C.'s 47 and 583, City of Detroit, Wayne County, Michigan, be and the same is hereby accepted and approved, and the Commissioner of Public Works be and is hereby directed to sign and approve said plat.

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Ewald, Kronk, Littlefield, Nagel, Vernor, Watson and the President—9.

Nays—None.

By Councilman Bradley:

Whereas, In the trial of condemnation proceedings the City of Detroit agreed to set aside the north 10 feet of the land known as Playground No. 19, in block bounded by Warren, Herbert, Lovett and Scotten avenues, for alley purposes; therefore, be it

Resolved, That in accepting the above described plat of Scanlon's sub., the Commissioner of Recreation be and he is hereby directed to set aside the northerly 10 feet of Playground No. 19 for alley purposes, and to construct a fence along the northerly line of above described playground so as to provide a 20-foot alley in the rear of lots on the south side of Warren avenue.

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Ewald, Kronk, Littlefield, Nagel, Vernor, Watson and the President—9.

Nays—None.

Vacation of Alley.

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of A. W. Cooney, et al. (8629), for the vacation of the public alley, extending southerly from Lafayette avenue 160 feet between Beaufait and Bellevue avenues. Your committee finds that petitioners are the owners of all the real estate which will be affected by the closing of said alley and that they are the only persons having occasion to use same also that the remainder of said alley south of the portion now requested to be closed, has been vacated. Your committee, after consultation with the Corporation Counsel, recommends that petition be granted, provided petitioners file a waiver of grade separation damages, and offer the following resolution.

Respectfully submitted,

W. P. BRADLEY,
Chairman.

By Councilman Bradley:

Resolved, That all that part of the public alley, "10 feet wide, first west of and parallel to Bellevue avenue and lying between the south line of Lafayette avenue and the south line of lot 21 of Desnoyer's sub. of the northeasterly one-half of the southwesterly one-half of Private Claim 19, recorded in liber 1, page 221 of Plats of Wayne County Records," be and the same is hereby vacated;

Provided, Petitioners file with City Clerk an agreement in writing waiving all damages which may accrue to them as a result of the separation of grades, affecting lot 21 of above-mentioned sub. and lots 1 to 4 of Cooney's sub. of lots 22, 23 and 24, Desnoyer's sub. of the northeasterly $\frac{1}{2}$ of the southwesterly $\frac{1}{2}$ of Private Claim No. 19, as recorded in liber 23, page 10 of Plats of Wayne County Records, and vacated alley herein described, and said agreement is filed within 30 days from the date of the adoption of this resolution; and further;

Provided, That by reason of the

vacation of above described alley, the City of Detroit does not waive any rights in the lateral sewer located in said alley and shall at all times have the right to enter upon the premises if found necessary on account of the sewer located therein to repair same; and further

Provided, That petitioners shall not build over the above described alley without first securing the approval of the Board of Health.

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Ewald, Kronk, Littlefield, Nagel, Vernor, Watson and the President—9.

Nays—None.

Street Openings.

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the communication from the Clerk of the Recorder's Court, transmitting verdict rendered by a jury of said court in the matter of opening a street 86 feet wide, between intersection of Six Mile Road and Conant Avenue, and a point where the Detroit Terminal Railroad intersects the Six Mile Road at Maine street, as a public street and highway. Your Committee begs to report that we have had the matter under consideration and are satisfied that the property in the vicinity of the improvement is largely benefited by same and should therefore bear a portion of the expense. The award of the jury was \$135,923.10, and we recommend that 85 per cent, or \$115,534.63 be assessed on a local assessment district, and that the remaining portion, viz: \$20,388.47 or 15 per cent, be paid by the City of Detroit out of the Street Opening Fund. We further recommend, that inasmuch as a total of \$5,470.00 was received by the City Treasurer from the sale of buildings located in the line of said street, that the Board of Assessors in making out the assessment roll, credit each piece or parcel of real estate benefited by such improvement, with its proportionate share of 85 per cent or \$4,649.50 of the total sum of \$5,470.00 received from the sale of said buildings, which is the same ratio agreed upon in apportioning the verdict rendered by the jury, as hereinbefore set forth, and we therefore recommend the adoption of the following resolution.

Respectfully submitted,

W. P. BRADLEY,
Chairman.

By Councilman Bradley:

Resolved, That the Common Council of the City of Detroit hereby determines that the sum of \$115,534.63 is a just proportion of the compensation awarded by the jury