

According to the survey thereof which the undersigned has caused to be made:

I so farther certify and return that the application for laying out said road, a copy of the notice thereupon given with the affidavits of the surveys thereof and the affidavit of posting the same the minutes of the survey made thereof and signed by the surveyors and a correct plat thereof are hereto annexed, and constitutes a part of this my return, and I do further certify and return that the following named persons to wit:

The Michigan Central Railroad Company and the Grand Trunk Railroad Company severally claimed damages by reason of the laying out of the said highway and that I did on the said 7th day of May, A. D. 1890, justly and impartially appraise the damage of such of the said claimants as follows: said Michigan Central Rail Road Company, the sum of Seventy-five Dollars (\$75), and the Grand Trunk R. R. Company the sum of Seventy-five Dollars (\$75). And I do further certify and return that the other persons owing or occupying lands through which the said highway was proposed to be laid out made no claim for damage on account thereof.

Given under my hands this 10th day of May, A. D. 1890.

WILLIAM BOEHMER,  
Commissioner of Highways.

By Councilman Dingeman:

Resolved, that resolution adopted March 6, 1928 (J. C. C. p. 577-8), directing the Corporation Counsel to institute the necessary proceedings for the opening of Davison avenue across the Grand Trunk Railroad Right of Way as a public street and highway, be and the same is hereby rescinded, and the Corporation Counsel be and he is hereby authorized and directed to withdraw and discontinue any proceedings which may now be in court in connection with this matter.

Adopted as follows:

Yeas—Councilmen Bradley, Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—9.

Nays—None.

From the Corporation Counsel  
October 29th, 1928.  
To the Honorable, the Common Council:

Re: Purchase of Land for Widening of Hayes Avenue Immediately North and South of Coram Avenue.

Gentlemen—We are attaching hereto copy of communication received

from the Condemnation Commission. You will note that it is contemplated to take two parcels of property for this improvement. In each case the owners of the property have agreed to accept the price fixed by the City's appraisers.

Your honorable body has authority to purchase this property—Subdivision (1), Sec. 12, Chapter I, Title III of the City Charter.

In this case we deem it advisable to purchase the land instead of condemning it for the following reasons:

- (1). It will save the City the expense in connection with condemnation proceedings which will probably be nearly \$1,000.00.
- (2). The jury's award cannot be lower than the amount fixed by the City's appraiser. It may be higher.
- (3). It will relieve the congestion in the Recorder's Court and make it possible to proceed more rapidly with other cases where condemnation is necessary.
- (4). It will save time.

We understand that it is the intention of your honorable body to assess a portion of the cost of this improvement against the real estate benefitted thereby. Your honorable body has authority to levy special assessments for improvements of this kind where property is secured by purchase—Sec. 1, Chapter III, Title IV, Detroit City Charter.

We therefore respectfully recommend that the property involved in this proceeding be purchased and recommend adoption of the attached resolution.

Respectfully yours,

ARTHUR F. LEDERLE,  
Asst. Corporation Counsel.

Approved:

CLARENCE E. WILCOX,  
Corporation Counsel.

CONDEMNATION COMMISSION

October 15, 1928.

(Copy)

Mr. Clarence E. Wilcox,  
Corporation Counsel,  
City Hall,  
Detroit, Michigan.

Dear Sir—In accordance with Section 3 of Ordinance No. 40C, this Commission held a public hearing regarding the acquisition of land for the widening of Hayes Avenue immediately north and south of Coram Avenue.

After a conference with the property owners, whose property is to be taken, the owners of all parcels have agreed to accept the appraisals as submitted to this Commission by Mr. M. McKinnon, who was appointed by your office.

In accordance with Section 8 of Ordinance No. 40C, this Commission

October 30

recommends that the City of Detroit settle with the property owners as follows:

PARCEL NO. 1—The Easterly 60 ft. of Lot 15 of Russell Park Farms, the Carrier Keys Realty Company's Subdivision of Part of Section 1, T. 1 S., R. 12 E., as recorded in Liber 28, page 57 of Plats of Wayne County Records. Owner, Annie E. Weber. Contract, Geo. Brady and Minnie Brady. Appraisal, \$3,600.00.

PARCEL NO. 2—The Easterly 60 ft. of Lot 16 of above mentioned subdivision. Owner, John W. Eatman and Annie B. Eatman. Appraisal, \$4,200.00. This includes damage to the remainder of the lot being 20.77 feet in width.

Very truly yours,  
PAUL T. ANDERSON,  
Secretary.

By Councilman Littlefield:

Resolved, That in accordance with Section 8 of Ordinance No. 40-C and in accordance with the recommendation of the Condemnation Commission, that the City Controller shall pay to the City Treasurer from any available fund the sum of \$7,800.00 for the payment for property to be acquired for the widening of Hayes Avenue immediately North and South of Coram Avenue, and be it

Further Resolved, That the City Treasurer be and he is hereby authorized and directed to pay the amounts herein specified to the owners for the property herein described upon tender of good and sufficient conveyance of title to the property involved with other necessary releases and instruments upon the approval of the Corporation Counsel in writing.

The property to be purchased and the compensation to be paid to be as follows:

PARCEL NO. 1—The Easterly 60 feet of Lot 15 of Russell Park Farms, the Carrier Keys Realty Company's Subdivision, of part of Section 1, T. 1 S., R. 12 E., as recorded in Liber 28, page 57 of Plats of Wayne County Records. Owner, Annie E. Weber. Contract, Geo. Brady and Minnie Brady. Appraisal, \$3,600.00.

PARCEL NO. 2—The Easterly 60 feet of Lot 16 of above mentioned Subdivision. Owner, John W. Eatman and Annie B. Eatman. Appraisal, \$4,200.00.

This includes damage to the remainder of the lot being 20.77 feet in width.

Adopted as follows:

Yeas—Councilmen Bradley, Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—9.

Nays—None.

From the Corporation Counsel

To the Honorable, the Common Council:

October 30, 1928

Gentlemen—The following employees of the City of Detroit were injured while in the course of their employment:

Thomas Davies, Peter Sapienza, Domenico Lombardi, George Kaplun, Henry Ludeman, employees of the Department of Street Railways; Bill Zimmerman, employee Department Purchases and Supplies, Division of Motor Transportation; Charlie Jones, employee Public Lighting Commission; Bert Divert, Chas. Hallman, employees Department Public Works, James Broomfield, Public Library Commission.

Under the terms of the Michigan Workmen's Compensation Law, the employer shall pay the injured employees at the rate of 66 2-3 per cent of their average weekly wages, not to exceed \$18 per week, nor more than 500 weeks from the date of the injury. To the end that the above be paid, I suggest the adoption of the following resolution.

Respectfully submitted,

JAMES R. WALSH,  
Asst. Corp. Counsel.

By Councilman Castator::

Resolved, That the Controller be and he is hereby instructed to draw his warrant upon the proper fund in favor of Domenico Lombardi, Peter Sapienza, Thomas Davies, George Kaplun, Henry Ludeman, employees of the Department of Street Railways; Bill Zimmerman, employee Department Purchases and Supplies, Division of Motor Transportation; Charlie Jones, employee Public Lighting Commission; Bert Divert, Charles Hallman, employees Department Public Works; James Broomfield, Public Library Commission, at the rate of 66 2-3 per cent of their average weekly wages, not to exceed \$18 per week, said sum to be paid during the period of disability not to exceed 500 weeks from the date of the injury.

Adopted as follows:

Yeas—Councilmen Bradley, Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—9.

Nays—None.

From the Corporation Counsel

October 30, 1928

To the Honorable, the Common Council:

Gentlemen—In the Livernois Widening it develops that the taking on Parcel 72, Section 1 involves the right of way of the Michigan Central Railroad under the bridges where the