

Adopted as follows:
Yeas—Councilmen Dingeman,
Dorais, Ewald, Garlick, Hamilton,
Lodge, Sweeny, Van Antwerp, and the
President—9.
Nays—None.

From the Corporation Counsel

February 5, 1940.

To the Honorable, the Common
Council:

Gentlemen—A petition was filed by Rhoda Farquharson (8822) in re. dedication of land for the widening of Burgess Avenue.

Under date of December 19, 1939, we gave your Honorable Body a report upon this petition (J.C.C. p. 2943). We set forth a description of the various conveyances which should be made to carry out the terms of provisions of the dedication. We also attached a resolution which your Honorable Body adopted (J.C.C. p. 2944).

We have had a re-check made of the description of such properties. We have also received from said petitioner copies of deeds in accordance with the said amended resolution. In order to carry out the provisions of the petition, we recommend that you adopt the attached resolution.

Respectfully yours,

JAMES H. LEE,

Asst. Corporation Counsel.

Approved:

PAUL E. KRAUSE,
Corporation Counsel.

By Councilman Dorais:

Whereas, a petition was filed by Rhoda P. Farquharson (8822) of 16550 Burgess Avenue, offering to dedicate certain land to increase the width of Burgess Avenue from Puritan to Verne Avenues, from its present width of approximately 25 feet to a width of approximately 50 feet; and

Whereas, said petition is accompanied by a communication from Pauline Mohrmann, Louis Mohrmann, and Mina A. Mohrmann of 16569 Burgess Avenue, owners of acreage immediately west of Burgess Avenue in which said last mentioned owners agree to dedicate the property necessary, in conjunction with the property dedicated by Petitioner Farquharson to make Burgess Avenue a uniform width of 50 feet from Puritan Avenue to Verne Avenue; and

Whereas, said petitioner, Rhoda P. Farquharson, conditions her dedication upon the cancellation of approximately \$1,166 of delinquent taxes against the property to be dedicated of which amount approximately \$987.90 covers an assessment for a water main laid in said Burgess Avenue; and

Whereas, said petition has been formally approved by the City Plan Commission. Now, therefore, be it

Resolved, that the said petitioner, Rhoda P. Farquharson, convey to the City of Detroit by warranty deed, the following described property:

All that part of the N. W. $\frac{1}{4}$ of Section 15, T. 1 S., R. 10 E., described as follows: Beginning at the southwest corner of Red Oak Sub. of part of the N. W. $\frac{1}{4}$ of Section 15, T. 1 S., R. 10 E., as recorded in Liber 60, page 75 of Plats of Wayne County Records; thence along the Liberty line of said subdivision North 1 degree 13' 17.20" west to the northwest corner of above mentioned subdivision, said point also being in the southerly line of Verne Avenue 50 feet wide; thence along said southerly line of Verne Avenue south 89 degrees 54 minutes 30 seconds west 22.02 feet to a point; then along a line south 0 degrees 36 minutes 20 seconds east 395.85 feet to a point; thence along a line south 1 degree 02 minutes 13 seconds east 921.85 feet to a point; thence along a line north 89 degrees 35 minutes 40 seconds east 25.00 feet to the place of beginning, to be used for street purposes and known as Burgess Avenue; and

That said petitioners, Pauline Mohrmann, Louis Mohrmann and Mina A. Mohrmann, convey to the City of Detroit, by warranty deed, the following described property:

All that part of the N. W. $\frac{1}{4}$ of Section 15, T. 1 S., R. 10 E., described as follows: Beginning at a point on the southerly line of Verne Avenue 50 feet wide, said point being distant South 89 degrees 54 minutes 30 seconds west 22.02 feet from the northwest corner of Red Oak Sub. of part of the N. W. $\frac{1}{4}$ of Section 15, T. 1 S., R. 10 E., as recorded in Liber 60 page 75 of Plats of Wayne County Records; thence along the said southerly line of Verne Avenue South 89 degrees 54 minutes 30 seconds west 2.98 feet to a point; thence along a line south 1 degree 02 minutes 13 seconds east 395.89 feet to a point; thence along a line north 0 degrees 36 minutes 20 seconds west 395.85 feet to the place of beginning, to be used for street purposes and known as Burgess Avenue; and

That said petitioner, Rhoda P. Farquharson convey to said petitioners Pauline Mohrmann, Louis Mohrmann and Mina A. Mohrmann, by warranty deed, the following described property:

All that part of the N. W. $\frac{1}{4}$ of Section 15, T. 1 S., R. 10 E., described as follows: Beginning at a point on the proposed westerly line of Burgess Avenue 50 feet wide, said point being distant south 89 degrees 35 minutes 40 seconds west 25.00 feet and north one degree 02 minutes 13 seconds west 396.20 feet from the southwest corner of Red Oak Sub. of part of N. W. $\frac{1}{4}$ Section 15, T. 1 S., R. 10 E.,

as recorded in Liber 60 Page 75 of Plats of Wayne County Records; thence along a line north one degree 02 minutes 13 seconds west 525.25 feet to a point; thence along a line south 0 degrees 36 minutes 20 seconds east 525.22 feet to a point; thence along a line north 89 degrees 50 minutes 47 seconds east 3.97 feet to the place of beginning.

That said Rhoda P. Farquharson convey to Henry Bennethum and Sadie Bennethum by warranty deed, the following described property:

All that part of the N. W. $\frac{1}{4}$ of Section 15, T. 1 S., R. 10 E., described as follows: beginning at a point on the east and west $\frac{1}{4}$ line of said section 15, also being the center line of Puritan Avenue 66 feet wide, said point being distant south 89 degrees 35 minutes 40 seconds west 25.00 feet from the southwesterly corner of Red Oak Sub. of part of the N. W. $\frac{1}{4}$ Section 15, T. 1 S., R. 10 E., as recorded in Liber 60, page 75 of Plats of Wayne County Records thence along a line also being the proposed westerly line of Burgess Avenue 50 feet wide, North 1 degree 02 minutes 13 seconds west 396.20 feet to a point; thence along a line South 89 degrees 50 minutes 47 seconds west 3.97 feet to a point; thence along a line South 0 degrees 36 minutes 20 seconds East 396.18 feet to a point on the east and west $\frac{1}{4}$ line of Section 15, T. 1 S., R. 10 E., thence along said line N. 89 degrees 35 minutes 40 seconds East 6.94 feet to place of beginning.

And be it futher

Resolved, that the four deeds transmitted to this Body by the Corporation Counsel and which deeds are in accordance with the terms of said resolution as amended, and which have been approved as to description by the City Engineers department, and as to form and execution by the Corporation Counsel, be and are hereby accepted, and the City Clerk be and is hereby directed to transmit said deeds to the City Controller for the purpose of having the same recorded and filed with the City Records; and

Whereas, one of the conditions of said petition is that the City cancel all delinquent taxes on the parcel of land which petitioner proposes to dedicate for the widening of Burgess Avenue; and

Whereas, a research has been made of all taxes, general and special, which have been levied against said land and it has been ascertained that said taxes are as follows:

- (a) Water main assessment in the sum of \$1,185.48; (b) City taxes from 1933 to 1938, inclusive \$137.09; (c) City taxes for the year 1939 \$23.56; (d) Street opening assessment in the sum of \$28.73. Total, \$1,374.86.

Now, therefore, be it resolved, that the Board of Water Commissioners be

and are hereby directed to rescind assessment roll No. 771 created for the purpose of defraying the cost of installation of said water main and to reassess the amount of the assessment for said water main heretofore spread against the property sought to be dedicated, which is in the sum of \$1,185.48, such re-assessment to be against the ownership of the acreage lying immediately west of the new westerly line of Burgess Avenue between Verne Avenue and Puritan Avenue and which properties are owned by the co-petitioners, Pauline M. Mohrmann, Louise Mohrmann and Mina A. Mohrmann and Henry Bennethum and Sadie Bennethum, his wife; and be it further

Resolved, that the City Controller be and he is hereby directed to draw his warrant upon the proper fund in favor of the City Treasurer in the following amounts and for the following purposes:

In the sum of \$28.73 for street opening tax assessed against said petitioner, Roll No. 680; and

In the sum of \$137.09 for the payment of city taxes for the years 1933 to 1938, inclusive, against said property dedicated by said petitioner; and

In the sum of \$23.56 for the payment of 1939 city taxes assessed against said property proposed to be dedicated by said petitioner.

Approved:

PAUL E. KRAUSE,
Corporation Counsel.

Adopted as follows:

Yeas—Councilmen Dingeman, Dorais, Ewald, Garlick, Hamilton, Lodge, Sweeny, Van Antwerp, and the President—9.

Nays—None.

From the Corporation Counsel

January 26, 1940.

To the Honorable, the Common Council:

Gentlemen—The properties listed in the attached resolution have been turned over to the Corporation Counsel for the foreclosure of tax liens for the years 1933, 1934, 1935 and 1936. Since the same have been forwarded to this office, the taxes for these years have been paid in full, and on most of the properties all of the delinquent taxes have been paid. We, therefore, request that you adopt the attached resolution directing discontinuance of foreclosure proceedings.

The taxes on the properties described in the resolution amount to a sum in excess of \$200,500.00.

Very truly yours,

JOHN H. WITHERSPOON,

Chief Asst. Corporation Counsel.

Approved:

PAUL E. KRAUSE,
Corporation Counsel.