

PERMIT FOR WATER CONNECTION FROM THE CITY WATER LINES TO THE SERVICE HAS BEEN ISSUED BY THE BOARD OF WATER COMMISSIONERS, OR THE SERVICE CONNECTION FOR SAID PREMISES MADE BY THE ABOVE BOARD OF WATER COMMISSIONERS.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Approved as to form:

ROBERT REESE,

Corporation Counsel.

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

Corporation Counsel

February 22, 1962.

Honorable Common Council:

Gentlemen—The Board of County Road Commissioners has been contemplating the construction of a new bridge across a branch of the River Rouge to replace the present bridge in Fenkell Avenue along the north line of the Eliza Howell Park.

The Board, in order to accomplish the above, has requested the conveyance of a portion of the park described as follows:

"All that part of the Northwest $\frac{1}{4}$ Section 21, Town 1 South, Range 10 East, described as: Beginning at a point in the existing southerly right-of-way line of Five Mile Road (Fenkell Ave.), 66 feet wide, situated South 89 degrees 52 minutes 30 seconds West, 935.00 feet along the north line of said Section 21 and South 1 degree 15 minutes 00 seconds West, 33.01 feet from the north $\frac{1}{4}$ corner of said Section 21; thence proceeding South 1 degree 15 minutes 00 seconds west, 37.50 feet; thence South 79 degrees 28 minutes 05 seconds West, 260.08 feet; thence South 87 degrees 31 minutes 54 seconds West, 250.21 feet; thence North 79 degrees 37 minutes 30 seconds West, 406.81 feet; thence North 82 degrees 55 minutes 30 seconds West, 164.04 feet to a point in the aforesaid southerly right-of-way line of Five Mile Road (Fenkell Ave.); thence North 0 degrees 7 minutes 30 seconds West, 33.00 feet to the aforesaid north line of said Section 21; thence North 89 degrees 52 minutes 30 seconds East, 1070.24 feet along said north line of Section 21; thence South 1 degree 15 minutes 00 seconds West, 33.01 feet to the point of beginning. Subject to the rights of the public in the existing right-of-way of Five Mile Road (Fenkell Ave.)."

That part of the above-described property, not subject to the rights of the public, contains an area of 1.440 acres, more or less.

Approximately one-half of the above was acquired in condemnation proceedings and the other half was

deeded to the City for Park Purposes by Charles Howell in accordance with resolution 12-15-1936 (J.C.C. 2713-4-5).

We have been advised by the Executrix and Attorney representing the Charles Howell Estate there would be no objection to the proposed use provided as follows:

(1). The Board of County Road Commissioners to pay the sum of \$5,156.78 to the City of Detroit, (said sum being the approximate value of the portion contained in the Howell Deed).

(2). The above sum to be expended for improvements in Eliza Howell Park within one (1) year from the date of the conveyance to the Board.

(3). The proposed deed shall not release the right of reverter to the balance of the property conveyed by and described in deed executed by Charles Howell, dated December 5, 1936, and recorded December 28, 1936, in Liber 4771, Page 523, Wayne County Records.

If the foregoing meets with your approval, we recommend the City Controller be authorized to execute the deed when presented.

Respectfully submitted,

JOHN R. MCKINLAY,

Assistant Corporation Counsel.

Approved:

ROBERT REESE,

Corporation Counsel.

By Councilman Patrick:

Resolved, That the City Controller be and he is hereby authorized and directed to execute deed conveying a part of Eliza Howell Park to the Board of County Road Commissioners for use in connection with the construction of a new bridge across a branch of the River Rouge, in accordance with the terms and conditions as stipulated in the foregoing communication.

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Connor, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—8.

Nays—None.

Corporation Counsel

February 22, 1962.

Honorable Common Council:

Gentlemen—This office has retained the law firm of Suekoff, Frost & Spiegel, of Chicago, Illinois, to handle the collection of 1958 personal property taxes assessed in the amount of \$322.78 to P. A. Starck Piano Company, 234 S. Wabash Avenue, Chicago, Illinois. Our attorneys agreed to handle our tax claim on the usual fee basis of 25% of the amount collected without suit, or 33-1/3% of the amount collected after suit.

After suit was instituted, the defendant submitted an offer to settle the lawsuit for \$650.00, the acceptance of which is recommended by our attorneys.