

adopted February 25, 1964 (JCC p. 306-7), granting the petition of Gerald Rosin (6985), dba Indigo Lounge, be and the same is hereby amended for the purpose of changing the phrase in the first paragraph "projecting 8 ft. from the building" to read "projecting 11½ ft. from the building" in accordance with the foregoing communication.

Adopted as follows:

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

Nays—None.

Department of Public Works

April 14, 1964.

Honorable Common Council:

Gentlemen — We wish to advise that in carrying out the development plan for the rehabilitation of the blighted area which is known as the Elmwood Park Project No. 1, Michigan R-40, which is being undertaken by the City pursuant to Act 344 of Public Acts of 1945, as amended, the Detroit Housing Commission (No. 5994) has requested the vacation of the remaining streets and alleys within the limits of said project.

The Detroit Edison Company has reported that it has lines and poles in the streets and alleys to be vacated and has submitted an estimate of \$23,191.00, as its cost of removing and rerouting its installations from the remaining streets and alleys to be vacated within the Elmwood Park Project No. 1.

The Michigan Consolidated Gas Company has reported that it has gas mains located in the remaining streets to be vacated and has submitted an estimate of \$8,740.00, as its cost of abandoning the gas mains within the limits of the project.

Your Honorable Body may make provisions for the relocation of the lines and poles of the Detroit Edison Company and the gas mains of the Michigan Consolidated Gas Company in streets located near the streets and alleys to be vacated.

The Corporation Counsel contends that these relocating costs are not chargeable against the City. The case involving the liability of the City for these costs is now pending in the Michigan Supreme Court.

All City departments reported that they will be unaffected by the vacation of said streets and alleys.

In view of the foregoing, it will be necessary to adopt a resolution vacating the remaining streets and alleys in the Elmwood Project No. 1 and directing the Detroit Edison Company, the Michigan Bell Telephone Company and the Michigan Consolidated Gas Company to remove their installations therefrom.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

Approved as to form:

ROBERT REESE,
Corporation Counsel.

By Councilman Beck:

Whereas, the City is undertaking the rehabilitation of a blighted area known as the Elmwood Park Project No. 1, Michigan R-40, pursuant to Act 344 of the Public Acts of 1945, as amended, and

Whereas, in order to carry out the development plan for the project, it is necessary among other things for the City to vacate the following streets and alleys:

All of Monroe Avenue, 50 feet wide, between the Grand Trunk Railroad Right-of-Way and St. Aubin Avenue lying north of and adjoining the northerly line of Lots 8 thru 14, both inclusive of the Plat of the Subdivision of Lots 3 and 5 Witherell Farm City of Detroit, Wayne County, Michigan as recorded in Liber 41, Page 634 of Deeds Wayne County Records; north of and adjoining the northerly line of Lots 6 thru 10 both inclusive of Block 19 of the Plat of the Subdivision of P.C.'s 14 and 587 as surveyed by J. Mullett City of Detroit, Wayne County, Michigan as recorded in Liber 31, Page 91 of Deeds, Wayne County Records; south of and adjoining the southerly line of Lots 1 thru 19 both inclusive of Robinson and Russell's Subdivision of the south part of Block 5 Witherell Farm and Block 22 of St. Aubin Farm, City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 5 of Plats Wayne County Records.

Also, all of Monroe Avenue, 50 feet wide, between St. Aubin Avenue and Dubois Street, lying north of and adjoining the northerly line of Lots 6 thru 10 both inclusive of Block 20 Subdivision of P.C.'s 14 and 587 as surveyed by J. Mullett, City of Detroit, Wayne County, Michigan as recorded in Liber 31, Page 91 of Deeds Wayne County Records; north of and adjoining the northerly line of Lots 4, 5 and 6 of Block 10 Subdivision of the West Half of P.C. 91 between Jefferson and Clinton Avenues, City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 34 of Plats Wayne County Records; south of and adjoining the southerly line of Lots 1 thru 7 both inclusive south of and adjoining the southerly line of the vacated alley lying between Lots 6 and 7, of William B. Wesson's Subdivision of Lot 21 St. Aubin Farm City of Detroit, Wayne County, Michigan as recorded in Liber 1, of Page 102 of Plats Wayne County Records; south of and adjoining the southerly line of Lots 1, 2 and 3 of Block 11 of Subdivision of the West Half of P.C. 91 between Jefferson and Clinton Avenues City of Detroit, Wayne County, Michigan as recorded in Liber 1 Page 34 of Plats Wayne County Records.

Also, all that part of Monroe Ave-

nue, 50 feet wide, east of Dubois Street, as platted in the Subdivision of the West Half of P.C. 91 between Jefferson and Clinton Avenues City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 34 of Plats Wayne County Records lying north of and adjoining the northerly line of Lots 5 thru 8, both inclusive of Block 9, south of and adjoining the southerly line of Lots 1 thru 4, both inclusive, Block 12, all of the above mentioned subdivision.

Also, all that part of Monroe Avenue, 50 feet wide, west of Chene Street, lying north of and adjoining the northerly line of Lots 13 and 14, Block 10 of the Subdivision of Part of James Campau Farm, East Half of P.C. 91 City of Detroit, Wayne County, Michigan as recorded in Liber 2, Pages 17 and 18 of Plats Wayne County Records; north of and adjoining the northerly line of that part of the West Half of P.C. 91 adjoining Lot 14 of the above mentioned subdivision; north of and adjoining the northerly line of Lots 11 and 12, north of and adjoining the northerly line of the public alley lying between Lots 11 and 12, all of Block 10 of the Plat of the Subdivision of Part of the N.E. Half of P.C. 91, James Campau Farm between Larned and Clinton Avenues City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 116 of Plats Wayne County Records, south of and adjoining the southerly line of Lots 5 and 6, Block 11, of the Plat of the Subdivision of Part of N.E. Half of P.C. 91, James Campau Farm between Larned and Clinton Avenues City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 116 of Plats Wayne County Records; south of and adjoining the southerly line of that part of the East Half of P.C. 91 adjoining Lot 5 of the last mentioned subdivision.

Also, all that part of Macomb Street, 50 feet wide, east of Dubois Street as platted in the Subdivision of the West Half of P.C. 91 between Jefferson and Clinton Avenues City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 34 of Plats Wayne County Records lying north of and adjoining the northerly line of Lots 5 thru 8 both inclusive of Block 12 and south of and adjoining the southerly line of Lots 1 thru 4 both inclusive of Block 13 all of the above mentioned subdivision.

Also, all that part of Macomb Street, 50 feet wide, west of Chene Street lying north of and adjoining the northerly line of Lots 9 thru 14 both inclusive of Block 11 of the Subdivision of Part of James Campau Farm East Half of P.C. 91, City of Detroit, Wayne County, Michigan as recorded in Liber 2 Pages 17 and 18 of Plats Wayne County Records; north of and adjoining the northerly line of Lot 8 of Block 11 of the Subdivision of Part of the N.E. Half of

P.C. 91 James Campau Farm between Larned Street and Clinton Avenue City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 116 of Plats Wayne County Records; south of and adjoining the southerly line of Lots 4 thru 7 both inclusive of Block 12 of the Subdivision of the N.E. Half of P.C. 91 James Campau Farm between Larned Street and Clinton Avenue as recorded in Liber 1, Page 116 of Plats Wayne County Records; and south of and adjoining the southerly line of Lots 1, 2 and 3, Block 12, of the Subdivision of Part of James Campau Farm East Half of P.C. 91 as recorded in Liber 2, Pages 17 and 18 of Plats Wayne County Records.

Also, all that part of Clinton Avenue, 40 feet wide, east of the Grand Trunk Railroad Right-of-Way lying north of and adjoining the northerly line of Lots 8 thru 14 both inclusive of Block 6 and south of and adjoining the southerly line of Lots 15, 16 and 17 of Block 6 of the Plat of the Subdivision of Blocks 6, 7, 8, 9, 10, 11, 12 and 13, Witherell Farm City of Detroit, Wayne County, Michigan as recorded in Liber 34, Page 3 of Deeds Wayne County Records; south of and adjoining the southerly line of Lots 1 thru 10 both inclusive of Block 6 of H. McCain's Subdivision of the E. 2/3 part of Lot 17 and all of Lots 18, 19, 20 and 21 Block 6, Witherell Farm City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 77 of Plats Wayne County Records.

Also, all that part of Clinton Avenue, 40 feet wide, west of St. Aubin Avenue lying north of and adjoining the northerly line of Lots 25 thru 31 both inclusive and north of and adjoining the northerly line of the public alley lying between Lots 25 and 26 all of the Subdivision of the Northern Part of Outlot 22, St. Aubin Farm City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 40 of Plats Wayne County Records; south of and adjoining the southerly line of Lots 9 thru 14 both inclusive and south of and adjoining the southerly line of the vacated alley lying between Lots 9 and 10 all of the Plat of the Subdivision of the S. 1/2 of Outlot 23, St. Aubin Farm City of Detroit, Wayne County, Michigan as recorded in Liber 3, Page 7 of Plats Wayne County Records.

Also, all that part of Clinton Avenue, 80 feet wide, east of St. Aubin Avenue lying north of and adjoining the northerly line of Lots 36 thru 42 both inclusive and north of and adjoining the northerly line of the public alley lying between Lots 36 and 37 all of William B. Wessons Subdivision of Lot 21 St. Aubin Farm City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 102 of Plats Wayne County Records; and south of and adjoining the southerly line of Lots 25 thru 32 both inclusive

of the Plat of the Subdivision of Lot 24 of the Subdivision of the St. Aubin Farm, City of Detroit, Wayne County, Michigan as recorded in Liber 1 Page 34 of Plats Wayne County Records.

Also, all that part of Clinton Avenue, 80 feet wide, west of Dubois Street lying north of and adjoining the northerly line of Lots 4, 5 and 6 of Block 14 of the Subdivision of the West Half of P.C. 91 between Jefferson and Clinton Avenues City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 34 of Plats Wayne County Records; and south of and adjoining the southerly line of Lots 1, 2 and 3 of Block 15 of Dubois Subdivision of the West Half of P.C. 91 between Clinton Avenue and Waterloo Street City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 163 of Plats Wayne County Records.

Also, all that part of Clinton Avenue, 80 feet wide, east of Dubois Street lying north of and adjoining the northerly line of Lots 5 thru 8, both inclusive of Block 13 of the Subdivision of the West Half of P.C. 91 between Jefferson and Clinton Avenues City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 34 of Plats Wayne County Records; and south of and adjoining the southerly line of Lots 1 thru 4 both inclusive of Block 16 of Dubois Subdivision of the West Half of P.C. 91 between Clinton Avenue and Waterloo Street City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 163 of Plats Wayne County Records.

Also, all that part of Clinton Avenue, 80 feet wide, west of Chene Street lying north of and adjoining the northerly line of Lots 8 and 9 of Block 12 of the Subdivision of Part of James Campau Farm East Half of P.C. 91 City of Detroit, Wayne County, Michigan as recorded in Liber 2, Pages 17 and 18 of Plats Wayne County Records; north of and adjoining the northerly line of Lots 10 thru 14 both inclusive of Block 12 of the Subdivision of Part of the N.E. Half of P.C. 91 James Campau Farm between Larned Street and Clinton Avenue City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 116 of Plats Wayne County Records; and south of and adjoining the southerly line of Lots 1 thru 7 both inclusive of Block 13 of the Subdivision of Part of N.E. Half of P.C. 91 James Campau Farm between Clinton Street and Catherine Street City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 207 of Plats Wayne County Records.

Also, all that part of the east-west public alley, 20 feet wide, east of the Grand Trunk Railroad Right-of-Way between Lafayette Avenue and Monroe Avenue, as platted in the Plat of the Subdivision of Lots 3 and 5

Witherell Farm, City of Detroit, Wayne County, Michigan as recorded in Liber 41, Page 634 of Deeds Wayne County Records lying north of and adjoining the northerly line of Lots 1 thru 7 both inclusive and south of and adjoining the southerly line of Lots 8 thru 14 both inclusive all of the above mentioned subdivision.

Also, all that part of the east-west public alley, 20 feet wide, west of St. Aubin Avenue between Lafayette Avenue and Monroe Avenue as platted in Block 19 of the Subdivision of Private Claim's 14 and 587 as surveyed by J. Mullett, City of Detroit, Wayne County, Michigan as recorded in Liber 31, Page 91 of Deeds Wayne County Records lying north of and adjoining the northerly line of Lots 1 thru 5 both inclusive and south of and adjoining the southerly line of Lots 6 thru 10 both inclusive all of the above mentioned subdivision.

Also, all of the east-west public alley bounded by the Grand Trunk Railroad Right-of-Way, St. Aubin, Macomb and Monroe Streets lying north of and adjoining the northerly line of Lots 1 to 18 both inclusive and north of and adjoining the northerly line of Lot 21 of Robinson and Russell's Subdivision of the South Part of Block 5 Witherell Farm and Block 22 on St. Aubin Farm as recorded in Liber 1, Page 5 of Plats Wayne County Records; south of and adjoining the southerly line of Lots 22 to 28 both inclusive of the Plat of Subdivision of Lots 3 and 5 Witherell Farm as recorded in Liber 41, Page 634 of Deeds Wayne County Records; south of and adjoining the southerly line of Lots 5 to 10 both inclusive of the Plat of the Subdivision of Part of Block 22 St. Aubin Farm as recorded in Liber 1, Page 164 of Plats Wayne County Records; and south of and adjoining the southerly line of Lot 1 and south of and adjoining the north-south public alley adjoining said Lot 1 of the Subdivision of the Northern Part of O.L. 22 St. Aubin Farm as recorded in Liber 1, Page 40 of Plats Wayne County Records.

Also, all of the north-south public alley south of Macomb Street and west of St. Aubin Avenue lying west of and adjoining the westerly line of Lots 1 to 4 both inclusive of the Subdivision of the Northern Part of O.L. 22 St. Aubin Farm as recorded in Liber 1, Page 40 of Plats Wayne County Records and east of and adjoining the easterly line of Lot 5 of the Plat of the Subdivision of Part of Block 22 St. Aubin Farm as recorded in Liber 1, Page 164 of Plats Wayne County Records.

Also, all that part of the east-west public alley, 20 feet wide, east of the Grand Trunk Railroad Right-of-Way, between Clinton Avenue and Macomb Avenue lying south of and adjoining the southerly line of Lots 8 thru 14 both inclusive and north of

and adjoining the northerly line of Lots 1 thru 5 both inclusive, all of Block 6, Plat of the Subdivision of Blocks 6, 7, 8, 9, 10, 11, 12 and 13, Witherell Farm, City of Detroit, Wayne County, Michigan as recorded in Liber 34, Page 3 of Deeds Wayne County Records; and lying north of and adjoining the northerly line of Lots 1 thru 3 both inclusive of Crawford's Subdivision of Lots 6 and 7 of the Subdivision of Block 6 Witherell Farm City of Detroit, Wayne County, Michigan as recorded in Liber 56, Page 491 of Deeds Wayne County Records.

Also, all that part of the east-west public alley, 20 feet wide, west of St. Aubin Avenue between Macomb Street and Clinton Avenue as platted in the Subdivision of the Northern Part of Outlot 22, St. Aubin Farm, City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 40 of Plats Wayne County Records lying north of and adjoining the northerly line of Lots 11 thru 16 both inclusive and south of and adjoining the southerly line of Lots 26 thru 31 both inclusive all of the above-mentioned subdivision.

Also, all of the north-south public alley, 15 feet wide, west of St. Aubin Avenue between Macomb Street and Clinton Avenue, as platted in the Subdivision of the Northern Part of Outlot 22, St. Aubin Farm, City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 40 of Plats Wayne County Records lying west of and adjoining the westerly line of Lots 17 thru 25 both inclusive, east of and adjoining the easterly line of Lots 16 and 26 and east of and adjoining the easterly line of the public alley, 20 feet wide, lying between Lots 16 and 26 all of the above mentioned subdivision.

Also, all that part of the east-west public alley, 20 feet wide, east of St. Aubin Avenue between Lafayette Avenue and Monroe Avenue as platted in the Plat of the Subdivision of Private Claims 14 and 587 as surveyed by J. Mullett City of Detroit, Wayne County, Michigan as recorded in Liber 31, Page 91 of Deeds Wayne County Records lying north of and adjoining the northerly line of Lots 1 thru 5 both inclusive and south of and adjoining the southerly line of Lots 6 thru 10 both inclusive all of the above mentioned subdivision.

Also, all that part of the east-west public alley, 20 feet wide, west of Dubois Street between Lafayette Avenue and Monroe Avenue as platted in Block 10 of the Subdivision of the West Half of P.C. 91 between Jefferson and Clinton Avenues City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 34 of Plats Wayne County Records lying north of and adjoining the northerly line of Lots 1, 2 and 3 and south of and adjoining the southerly line of Lots 4, 5 and 6 all of the above mentioned

subdivision.

Also, all of the north-south public alley, 15 feet wide, east of St. Aubin Avenue between Macomb Street and Clinton Avenue as platted in William B. Wesson's Subdivision of Lot 21 of St. Aubin Farm City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 102 of Plats Wayne County Records lying east of and adjoining the easterly line of Lots 26 thru 36 both inclusive, west of and adjoining the westerly line of Lots 27 and 37 and west of and adjoining the westerly line of the public alley lying between Lots 27 and 37 all of the above mentioned subdivision.

Also, all that part of the east-west public alley east of St. Aubin Avenue between Macomb Street and Clinton Avenue as platted in William B. Wesson's Subdivision of Lot 21 of the St. Aubin Farm City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 102 of Plats Wayne County Records lying north of and adjoining the northerly line of Lots 22 thru 26, both inclusive, north of and adjoining the northerly and northwesterly line of Lot 27, south of and adjoining the southerly and southwesterly line of Lot 37 and south of and adjoining the southerly line of Lots 38 thru 42 both inclusive all of the above mentioned subdivision.

Also, all that part of the east-west public alley, 20 feet wide, west of Dubois Avenue between Macomb Street and Clinton Avenue as platted in Block 14 of the Subdivision of the West Half of P.C. 91 between Jefferson Avenue and Clinton Avenue, City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 34 of Plats Wayne County Records lying north of and adjoining the northerly line of Lots 1, 2 and 3 and south of and adjoining the southerly line of Lots 4, 5 and 6 all of the above mentioned subdivision.

Also, all that part of the east-west public alley, 20 feet wide, east of Dubois Street between Lafayette Avenue and Monroe Avenue as platted in Block 9 of the Subdivision of the West Half of P.C. 91 between Jefferson and Clinton Avenues, City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 34 of Plats Wayne County Records lying north of and adjoining the northerly line of Lots 1 thru 4 both inclusive and south of and adjoining the southerly line of Lots 5 thru 8 both inclusive all of the above mentioned subdivision.

Also, all that part of the east-west public alley, west of Chene Street between Lafayette Avenue and Monroe Avenue lying north of and adjoining the northerly line of Lots 1 and 2 of Block 10 of the Subdivision of Part of James Campau Farm, East Half of P.C. 91, City of Detroit, Wayne County, Michigan as recorded in Liber 2, Pages 17 and 18 of Plats Wayne County Records, lying north of

and adjoining the northerly line of Lots 3 and 4, north of and adjoining the northerly and northeasterly line of Lot 5, and south of and adjoining the southerly and southeasterly line of Lot 12 all of Block 10 of the Plat of the Subdivision of part of the N.E. Half of P.C. 91, James Campau Farm between Larned Street and Clinton Street, City of Detroit, Wayne County, Michigan as recorded in Liber 1 Page 116 of Plats Wayne County Records; lying south of and adjoining the southerly line of Lots 13 and 14 of Block 10 of Subdivision of Part of James Campau Farm, East Half of P.C. 91, City of Detroit Wayne County Michigan as recorded in Liber 2, Pages 17 and 18 of Plats Wayne County Records and south of and adjoining the southerly line of that part of P.C. 91 adjoining Lot 14 of the last mentioned subdivision.

Also, all that part of the north-south public alley, 15 feet wide, west of Chene Street between Lafayette Avenue and Monroe Avenue as platted in Block 10 of the Plat of the Subdivision of Part of N.E. Half of P.C. 91 James Campau Farm between Larned Street and Clinton Street, City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 116 of Plats Wayne County Records lying east of and adjoining the easterly line of Lots 5 and 12, east of and adjoining the easterly line of the public alley lying between Lots 5 and 12 and west of and adjoining the westerly line of Lots 6 thru 11 both inclusive all of the above mentioned subdivision.

Also, all that part of the east-west public alley, 20 feet wide, east of Dubois Street between Monroe Avenue and Macomb Street as platted in Block 12 of the Subdivision of the West Half of P.C. 91 between Jefferson and Clinton Avenues City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 34 of Plats Wayne County Records lying north of and adjoining the northerly line of Lots 1 thru 4 both inclusive and south of and adjoining the southerly line of Lots 5 thru 8, both inclusive all of the above mentioned subdivision.

Also, all that part of the east-west public alley, 20 feet wide, west of Chene Street between Monroe Avenue and Macomb Street lying north of and adjoining the northerly line of Lots 5 and 7 of Block 11 of Plat of the Subdivision of Part of N.E. Half of P.C. 91, James Campau Farm City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 116 of Plats Wayne County Records; north of and adjoining the northerly line of that part of the East Half of P.C. 91 adjoining Lot 5 of the above mentioned subdivision; south of and adjoining the southerly line of Lot 8 of Block 11 of the last mentioned subdivision; south of and adjoining

the southerly line of Lots 9 thru 14 both inclusive of Block 11 of Subdivision of Part of the James Campau Farm, East Half of P.C. 91, City of Detroit, Wayne County, Michigan as recorded in Liber 2, Pages 17 and 18 of Plats Wayne County Records.

Also, all that part of the east-west public alley, 20 feet wide, east of Dubois Street between Macomb Street and Clinton Avenue as platted in Block 13 of the Subdivision of the West Half of P.C. 91 between Jefferson and Clinton Avenues City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 34 of Plats Wayne County Records lying north of and adjoining the northerly line of Lots 1 thru 4 both inclusive and south of and adjoining the southerly line of Lots 5 thru 8 both inclusive all of the above mentioned subdivision.

Also, all of the north-south public alley, 20 feet wide, east of Dubois Street between Macomb Street and Clinton Avenues which was deeded to the City of Detroit on February 23, 1960, J.C.C. Page 247, being in fact the easterly 20.00 feet of Lot 8, Block 13 of the Subdivision of the West Half of P.C. 91 between Jefferson and Clinton Avenues City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 34 of Plats Wayne County Records; therefore be it

Resolved, That all of the above described streets and alleys are hereby vacated as public streets and alleys to become a part and parcel of the adjoining property; and be it further

Resolved, That upon the proper application, the Department of Public Works shall issue to the Detroit Edison Company, the Michigan Bell Telephone Company, the Michigan Consolidated Gas Company permits to re-locate their pipes, poles and lines from the vacated streets and alleys to public streets most conveniently located in reference to the vacated streets and alleys and consistent with the public health, safety, convenience and general welfare; and be it further

Resolved, That the Detroit Edison Company, the Michigan Bell Telephone Company and the Michigan Consolidated Gas Company are hereby directed to remove all their pipes, poles and wires from the vacated streets and alleys without expense to the City within thirty (30) days after receipt of a copy of this resolution; and be it further

Resolved, That the City Clerk is hereby directed to mail to the Detroit Edison Company, the Michigan Bell Telephone Company and the Michigan Consolidated Gas Company, a certified copy of this resolution, and be it further

Resolved, That all of Macomb Street, 50 feet wide, between the Grand Trunk Railroad Right-of-Way, and St. Aubin Avenue lying north of and adjoining the northerly line of

Lots 22 thru 28 both inclusive of the Subdivision of Lots 3 and 5, Witherell Farm City of Detroit, Wayne County, Michigan as recorded in Liber 41, Page 634 of Deeds Wayne County Records; north of and adjoining the northerly line of Lots 5 thru 10 both inclusive of the Subdivision of Part of Block 22, St. Aubin Farm City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 164 of Plats Wayne County Records; north of and adjoining the northerly line of Lot 4 and north of and adjoining the northerly line of the public alley adjoining Lot 4 of the Subdivision of the Northern Part of Outlot 22, St. Aubin Farm, City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 40 Plats Wayne County Records; south of and adjoining the southerly line of Lots 11 thru 17 both inclusive and south of and adjoining the southerly line of the public alley between Lots 16 and 17 all of the last mentioned subdivision; south of and adjoining the southerly line of Lots 1, 2 and 3 of Crawfords Subdivision of Lots 6 and 7 of the Subdivision of Block 6, Witherell Farm City of Detroit, Wayne County, Michigan as recorded in Liber 56, Page 491 of Deeds Wayne County Records; south of and adjoining the southerly line of Lots 1 thru 5 both inclusive of Block 6 of the Plat of the Subdivision of Blocks 6, 7, 8, 9, 10, 11, 12 and 13 Witherell Farm City of Detroit, Wayne County, Michigan as recorded in Liber 34, Page 3 of Deeds Wayne County Records.

Also, all that part of Macomb Street, 50 feet wide, east of St. Aubin Avenue as platted in William B. Wessons Subdivision of Lot 21 of St. Aubin Farm City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 102 of Plats Wayne County Records lying north of and adjoining the northerly line of Lots 15 thru 21 both inclusive, north of and adjoining the northerly line of the vacated alley lying between Lots 15 and 16, south of and adjoining the southerly line of Lots 22 thru 28 both inclusive and south of and adjoining the southerly line of the public alley lying between Lots 27 and 28 all of the above mentioned subdivision.

Also, all that part of Macomb Street, 50 feet wide, west of Dubois Street as platted in the Subdivision of the West Half of P.C. 91 between Jefferson and Clinton Avenues City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 34 of Plats Wayne County Records lying north of and adjoining the northerly line of Lots 4, 5 and 6 of Block 11 and south of and adjoining the southerly line of Lots 1, 2 and 3 of Block 14, all of the above mentioned subdivision.

Also, all of Dubois Street, 50 feet wide, between the north line of Lafayette Avenue, 50 feet wide, and the

north line of Clinton Avenue, 80 feet wide, as platted in the Subdivision of the West Half of P.C. 91 between Jefferson and Clinton Avenues as recorded in Liber 1, Page 34 of Plats lying east of and adjoining the easterly line of Lots 1 and 6 of Block 10, east of and adjoining the easterly line of the public alley between Lots 1 and 6 of Block 10, east of and adjoining the easterly line of Monroe Avenue, 50 feet wide, east of and adjoining the easterly line of Lots 1 and 6 of Block 11, east of and adjoining the easterly line of the vacated alley lying between Lots 1 and 6 of Block 11, east of and adjoining the easterly line of Clinton Avenue, 80 feet wide, west of and adjoining the westerly line of Clinton Avenue, 80 feet wide, west of and adjoining the westerly line of Lots 4 and 5 of Block 13, west of and adjoining the westerly line of the public alley lying between Lots 4 and 5 of Block 13, west of and adjoining the westerly line of Macomb Street, 50 feet wide, west of and adjoining the westerly line of Lots 4 and 5 of Block 12, west of and adjoining the westerly line of Monroe Avenue, 50 feet wide, west of and adjoining the westerly line of Lots 4 and 5 of Block 9, and west of and adjoining the westerly line of the public alley lying between Lots 4 and 5 of Block 9 all of the above mentioned subdivision.

Be and the same are hereby vacated as public Streets to become a part and parcel of the adjoining property subject to the following provisions.

1) Underground public easements are hereby reserved within the right-of-way of said streets hereinabove described for public utilities.

2) The right to ingress and egress to and over said easements for the purpose of installing, maintaining, repairing, removing or replacing of public utilities.

3) Public utilities shall not be installed on surface but only underground and no building or structures of any nature whatsoever (except necessary line fences) shall be built or placed upon said easements; and further

Resolved, That the Detroit Edison Company and the Michigan Bell Telephone Company are hereby directed to remove all their overhead poles and wires from the vacated streets without expense to the City within thirty (30) days after receipt of a copy of this resolution; and be it further

Resolved, That the City Clerk is

hereby directed to mail to the Detroit Edison Company, the Michigan Bell Telephone Company and the Michigan Consolidated Gas Company a certified copy of this resolution.

Adopted as follows:

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

Nays—None.

Department of Public Works

April 21, 1964.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of Clarence G. Ringley, No. 7364, requesting the vacation of a portion of east-west public alley south of Baltimore Avenue and west of Brush Street. The vacation of said portion of alley was approved by the City Plan Commission with the recommendation that the petitioner deed to the City a similar portion of property for alley purposes. The petition was then referred to this office by your Committee of the Whole for investigation and report.

We wish to advise that our investigations are completed.

Proper sewer provisions are incorporated into the vacating resolution protecting the City's interests in the sewer located in the portion of the alley to be vacated.

We are in receipt of a Quit Claim deed from the petitioner to the City of Detroit deeding land for alley purposes in accordance with the City Plan Commission's recommendation. Said deed was approved as to form and execution by the Corporation Counsel and as to description by the City Engineer and is attached hereto for your Honorable Body's acceptance.

All other City departments and privately owned utility companies reported that they will be unaffected by the vacation of the above-mentioned portion of public alley.

We recommend the adoption of the attached resolution.

Respectfully submitted,

GLENN C. RICHARDS,
Commissioner.

By Councilman Beck:

Resolved, That all that part of the east-west public alley south of Baltimore Avenue and west of Brush Street as platted in Patrick McGinnis Subdivision of Lots 1, 2, 3, 4, 5, 6, 7, 8 and 9 of McCune's Subdivision of part of Fractional Section 31, City of Detroit, Wayne County, Michigan as recorded in Liber 4, Page 93 of Plats, Wayne County Records more particularly described as follows: "Beginning at the southwesterly corner of Lot 108 of said Patrick McGinnis Subdivision, thence southerly along the easterly line of Lot 107, 16.5 feet to a point; thence along a line easterly and parallel to the southerly line of the above-mentioned Lot 108, 14.5 feet to a point; thence along a line northeasterly 44.6 feet to a point in

the southerly line of Lot 109 of said Patrick McGinnis Subdivision, said point being 5.4 feet westerly from the southeasterly corner of said Lot 109; thence westerly along the southerly line of Lots 108 and 109 of said Patrick McGinnis Subdivision 54.76 feet to the point of beginning, be and the same is hereby vacated as a public alley to become a part and parcel of the adjoining property subject to the following provisions.

1. Provided, That by reason of the vacation of the above-described alley, the City of Detroit does not waive any rights to the sewer located therein and at all times shall have the right to enter upon the premises, if found necessary, on account of said sewer to repair, alter, or service same; and further

2. Provided, That if a building is to be constructed over said sewer, the sewer shall be replaced with cast iron pipes of the same size, rerouted or enclosed in 6 inches of Class "A" concrete, or in lieu of the above, such work shall be done as will be specified by the City Engineer, all of the work mentioned to be done under the supervision and inspection of the Department of Public Works and all costs entailed to be borne by the petitions, their successors, or assigns; and further

3. Provided, That no buildings shall be constructed over said sewer without the prior approval of such building construction by the City Engineer and the Department of Buildings and Safety Engineering; and further

4. Provided, That in the event that the sewer located in said alley, if built upon, shall break causing damage to any construction above, the petitioner and their assigns, by acceptance of the permit for building over said sewer, waive all claims for damages to such construction and agree to pay all costs incident to the repair of said broken sewer; and further

Resolved, That the Quit Claim Deed from Clarence G. Ringley and Madine S. Ringley, his wife, deeding land to the City of Detroit, for alley purposes being described as:

All that part of Fractional Section 31, Town 1 South, Range 12 East, City of Detroit, Wayne County, Michigan, being more particularly described as follows: Beginning at a point in the southerly line of Patrick McGinnis Subdivision of Lots 1, 2, 3, 4, 5, 6, 7, 8 and 9 of McCune's Subdivision of Part of Fractional Section 31, City of Detroit, Wayne County, Michigan, as recorded in Liber 4, page 93 of Plats Wayne County Records, said point of beginning being 60.17 feet westerly along the southerly line of said Patrick McGinnis Subdivision from the intersection of the southerly line of said Patrick McGinnis Subdivision and the Westerly line of Brush Street, 60 feet wide as now established, thence westerly along the