

July 9

executors, administrators and assigns, forever to wit:

FIRST, said owners hereby grant to and for the use of the public an easement or right of way over said vacated public street hereinabove described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or poles or things usually placed or installed in a public street in the City of Detroit, with the right to ingress and egress at any time to and over said easement for the purpose above set forth.

SECOND, said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever including but not limited to concrete slabs or driveways, retaining or partition walls (except necessary line fence) shall be built or placed upon said easement, nor any change or surface grade made, without prior approval by the City Engineering Department,

THIRD, that if at any time in the future the owners of any lot abutting on said vacated street shall request the removal and/or relocation of any existing poles or other utilities in said easement, such owners, upon whose property the poles or other utilities are located shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners,

PROVIDED FURTHER, that if any utility located or to be located in said property shall break or be damaged as a result of any action on the part of the petitioner or assigns (by way of illustration but not limitation), such as storage of excessive weights of materials or construction not in accordance with Section 2, mentioned above, then in such event the petitioner or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility, and be it further

RESOLVED, That if at anytime in the future it becomes necessary to remove the paved street return at the entrance to the portion of Ormond to be vacated, such removal and construction of new curb and sidewalk will be done under City permit and inspection with all costs borne by the petitioner, his heirs or assigns, and further

RESOLVED, That the proposed construction of new catch basins be waived, PROVIDED the petitioner, his heirs or assigns maintain the grade of the portion of vacated street to allow storm drainage to flow to the existing catch basins in that vacated portion, and in the event the grade is changed the necessary catch basins will be installed according to City of Detroit specifica-

tions with all costs borne by the petitioner, his heirs or assigns.

Adopted as follows:

Yeas — Council Members Collins, Eberhard, Kelley, Mahaffey, Peoples and President Henderson — 6.

Nays — None.

#### City Engineering Department

June 28, 1984

Honorable City Council:

Re: Petition 1602 (1979), Boron Oil Company, (Now BP Oil Inc.), Acceptance of Deed.

On October 17, 1979 (J.C.C. Pages 2831 and 32) your Honorable Body granted the petition of the Boron Oil Company (now known as BP Oil Inc.) vacating a portion of the east-west public alley north of Clay, between Cameron and the Chrysler Freeway.

As a part of the conditions for the closing the Community and Economic Development Department directed that the petitioner deed to the City the necessary land for an alley turnaround.

The Petitioner has now forwarded the deed for the property. This deed was approved as to form and execution by the Corporation Counsel and as to description by the City Engineering Department.

An appropriate resolution accepting the dedication is attached for consideration by your Honorable Body.

Respectfully submitted,

CLYDE R. HOPKINS

Director

By Council Member Peoples:

Resolved, that in order to complete the conditions made necessary by petition of the Boron Oil Company (now BP Oil Inc.) No. 1602 (1979) granted on October 17, 1979 (J.C.C. Pages 2831 and 2832) the Quit Claim Deed of the Petitioner deeding land for alley purposes described as:

The westerly fifteen (15) feet of Lot 48 of Curry's Subdivision of Lots 13 and 14 of the Subdivision of Quarter Section 58, Ten Thousand Acre Tract, as recorded in Liber 9, Page 57, Plats, Wayne County records.

Be and the same is hereby accepted, and the Law Department is hereby directed to record said deed in the office of the Register of Deeds for Wayne County.

Adopted as follows:

Yeas — Council Members Collins, Eberhard, Kelley, Mahaffey, Peoples and President Henderson — 6.

Nays — None.

#### City Engineering Department

July 2, 1984

Honorable City Council:

Re: Petition No. 2269, Metropolitan Detroit Plumbing and Mechanical Con-