

sentatives, shall accept such grants on the conditions hereby imposed, and with the further distinct understanding that the said grantee will assume full responsibility for any and all claims of damages which may arise by reason of the granting of said permits and that the said grantee will file an amendment, in form approved by the Corporation Counsel and continue in full force and operation the surety indemnity bond currently on file with the City Finance Director, to also protect the City of Detroit harmless from any and all claims, damages or expenses that may arise by reason of the issuance of the additional permit herein authorized, and further

Provided, That the said permit shall be granted only after a certified copy of this resolution has been duly registered in the office of the Register of Deeds for Wayne County by the grantee, and at its expense, and further

Provided, That this resolution is revocable at the will, whim or caprice of the City Council and that the grantee hereby expressly waives any rights to claim damages as compensation for property constructed hereunder or for the removal of same, and further, that the grantee acquire no implied or other privileges hereunder not expressly stated herein.

Approved:

DONALD PAILEN
Corporation Counsel

Adopted as follows:

Yeas — Council Members Butler, Cleveland, Eberhard, Everett, Hill, Hood, Ravitz, and President Mahaffey — 8.
Nays — None.

City Engineering Department

June 24, 1991

Honorable City Council:

On June 19, 1991, Your Honorable Body confirmed Repair Sidewalk Assessment Roll No. 1-H. However, several items applied to that roll were incorrectly billed and assessed; same to be rebilled.

To remove these items from said roll, we offer the following resolution.

Respectfully submitted,
CLYDE R. HOPKINS,
Director

Approved:

CLYDE D. DOWELL
Deputy Budget Director
EDWARD D. RAGO
Deputy Finance Director

By Council Member Eberhard:

Resolved, That the City Treasurer be and she is hereby authorized to make the following deletions:

Roll 1-H, N. 90 ft. of W. 125 ft. of N. 1/2 of NE. 1/4 of Sec. 23 T. 1S., R. 10 E. lvg. E. & adj. Ashton Ave. 80 ft. wd. S. & adj.

Granmill Woods Sub.; also Lot 28, Granmill Woods Sub. L. 51 P. 7 Plats, W.C.R.; E.S. Ashton between Acacia and Lyndon, delete \$2,815.20, Bill No. 42202, Item No. 74992.002L, Order No. 94113.

Roll 1-H, Lots 20 & 19 Granmill Woods Sub. L. 51 P. 7 Plats, W.C.R.; also W. 91 ft. of N. 122 ft. of N.E. 1/4 of S.E. 1/4 Sec. 23 T. 1 S., R. 10 E. lvg. E. & adj. Lot 19 of Granmill Woods Sub S. & adj. Lyndon Ave. Plats, W.C.R.; E.S. Ashton between Acacia and Lyndon, delete \$3,031.60, Bill No. 42203, Item No. 75000-1, Order No. 94944.

Adopted as follows:

Yeas — Council Members Butler, Cleveland, Eberhard, Everett, Hill, Hood, Ravitz, and President Mahaffey — 8.
Nays — None.

City Engineering Department

July 1, 1991

Honorable City Council:

Re: Petition No. 3332. Community and Economic Development Department Medical Center Rehabilitation Project No. 4 Street and Alley Vacations, Dedications, and Public Walk (rights-of-way) in the area bounded by Brush, St. Antoine, E. Warren and Frederick.

To develop properties in Medical Center Rehabilitation Project No. 4 it is necessary to vacate public streets and alleys in the area bounded by Brush and St. Antoine Streets, E. Warren and Frederick Avenues; also it is necessary to set-aside City-owned land for the widening of Brush Street, and (the "as built" alignment) of E. Warren Avenue; also to retain certain areas for public walk (rights-of-way) within the proposed development.

The public street and alley closings were approved by the Department of Transportation.

Provisions protecting underground utility installations (in parts of Beaubien, Farnsworth, and the necessary alleys) are part of the resolution.

Satisfactory arrangements have been made with all City departments and privately-owned utility companies.

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

Respectfully submitted,
CLYDE R. HOPKINS
Director

By Council Member Everett:

Resolved, All that part of St. Antoine Street, 120 feet wide (as widened on September 21, 1977 — J.C.C. pages 1991-93), between Farnsworth and Frederick Avenues having been platted as the westerly 20.00 feet of Lot 6, the easterly 34.00 feet of Lot 5, the westerly 20.00 feet of Lot 7, and the easterly

34.00 feet of Lot 8 of "Adam's Subdivision of the West 236 feet, Antoine Beaubien Farm between Farnsworth and Frederick Streets," City of Detroit, Wayne County, Michigan as recorded in Liber 10, Page 65, Plats, Wayne County Records; also

All that part of St. Antoine Street, 120 feet wide (as widened on September 21, 1977 — J.C.C. pages 1991-93, between Warren and Farnsworth Avenues, being part of Lots 5 thru 8, Block 32 of "Ferry and Lyster's Subdivision of Blocks 32, 34, 35, 36, 37 and 38 Antoine Beaubien Farm between Ferry Avenue and Theodore Street," City of Detroit, Wayne County, Michigan as recorded in Liber 12, Page 42, Plats, Wayne County Records; also part of Lot 17 "DeGraff and Pfeifle's Subdivision of the N.403.61 feet of W. 236 feet of A. Beaubien Farm lying S. of the S. line of Farnsworth Street," City of Detroit, Wayne County, Michigan as recorded in Liber 12, Page 9, Plats, Wayne County Records; also part of Theodore Street (50 feet wide); also part of the east-west public alley, 20 feet wide (in the block bounded by Beaubien, St. Antoine, Theodore, and Farnsworth), all within the bounds of this parcel, being more particularly described as follows: Beginning at a point on the southerly line of Farnsworth Avenue (60 feet wide), said point being 16.00 feet westerly from the northeast corner, of said Lot 6, Block 32, of "Ferry and Lyster's Subdivision" as recorded in Liber 12, Page 42, Plats, Wayne County Records; thence S.26°10'48"E., along the westerly line of St. Antoine Street (66 feet wide), 92.33 feet to a point of curve; thence 118.29 feet along the arc of a curve concave to the southwest with a radius of 285.00 feet, a delta of 23°46'50", and a long chord of 117.44 feet which bears S.14°17'09"E., to a point of compound curvature; thence 145.68 feet along the arc of a curve concave to the southeast with a radius of 351.00 feet, a delta of 23°46'50", and a long chord of 144.64 feet which bears S.14°17'09"E., to a point of tangency on the westerly line of St. Antoine Streets, 120 feet wide; thence N. 26°10'48"W., along said westerly line of St. Antoine Street (120 feet wide), 348.82 feet; thence N.63°51'30"E., along the southerly line of Farnsworth Avenue (60 feet wide), 54.00 feet to the point of beginning (containing 11,664 square feet or 0.2678 acres more or less); also

All that part of the southerly 7.00 feet of Farnsworth Avenue, 60 feet wide, between Beaubien Street (50 feet wide) and St. Antoine Street (66 feet wide) lying northerly of and abutting the north line of the easterly 28.00 feet of Lot 1, and Lots 2 thru 6 as platted in "Yeman's

Subdivision of that part of Outlot 193 lying between Farnsworth Street and Theodore Street of the Subdivision of Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 10, Page 79, Plats, Wayne County Records; also lying northerly of and abutting the north line of the westerly 20.00 feet of Lot 6, and Lots 1 thru 5, Block 32, as platted in "Ferry and Lyster's Subdivision of Blocks 32, 34, 35, 36, 37 and 38 Antoine Beaubien Farm between Ferry Avenue and Theodore Street," City of Detroit, Wayne County, Michigan as recorded in Liber 12, Page 42, Plats, Wayne County Records; also

All of the remaining part of Theodore Street; 50 feet wide, between Beaubien Street (50 feet wide) and St. Antoine (120 feet wide) lying southerly of and abutting the south line of the easterly 28.00 feet of Lot 12, and Lots 7 thru 11 as platted in "Yeman's Subdivision of that part of Outlot 193 lying between Farnsworth Street and Theodore Street of the Subdivision of Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 10, Page 79, Plats, Wayne County Records; also lying southerly of and abutting the south line of the westerly 6.00 feet of Lot 8, and Lots 9 thru 12, Block 32, as platted in "Ferry and Lyster's Subdivision of Blocks 32, 34, 35, 36, 37 and 38 Antoine Beaubien Farm between Ferry Avenue and Theodore Street," City of Detroit, Wayne County, Michigan as recorded in Liber 12, Page 42, Plats, Wayne County Records; also lying northerly of and abutting the north line of the westerly 6.00 feet of Lot 17, and Lots 13 thru 16 as platted in "DeGraff and Pfeifle's Subdivision of the N.403.61 feet of W. 236 feet of A. Beaubien Farm lying S. of the S. line of Farnsworth Street," City of Detroit, Wayne County, Michigan as recorded in Liber 12, Page 9, Plats, Wayne County Records; also lying northerly of and abutting the north line of Lots 1 thru 6 as platted in "Davock's Subdivision of the North 157.93 feet of that part of Outlot 193 lying South of the North line of Theodore Street, Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 12, Page 22, Plats, Wayne County Records; also

All that part of the easterly 9.00 feet of the northerly 120.00 feet of Beaubien Street, 50 feet wide, between Farnsworth Avenue (60 feet wide) and Frederick Avenue (60 feet wide) lying westerly of and abutting the west line of (the Easterly 218.00 feet of the Southerly 98.90 feet of) Outlot 195, and (the Easterly 218.00 feet of the Northerly 21.10 feet of) Outlot 193 of the "Plat of part of the Beaubien Farm, as surveyed into townlots for the proprietors by John

Mullett, Surveyore," City of Detroit, Wayne County, Michigan as recorded in Liber 6, Pages 475-478, City Records; also

All that part of the east-west public alley, 19 and 20 feet wide, in the block bounded by Beaubien, St. Antoine and Theodore Streets, and Farnsworth Avenue lying southerly of and abutting the south line of the easterly 28.00 feet of Lot 1, and Lots 2 thru 6; also lying northerly of and abutting the north line of the easterly 28.00 feet of Lot 12, and Lots 7 thru 11 as platted in "Yeman's Subdivision of that part of Outlot 193 lying between Farnsworth Street and Theodore Street of the Subdivision of Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 10, Page 79, Plats, Wayne County Records; also lying southerly of and abutting the south line of the westerly 6.00 feet of Lot 5, and Lots 1 thru 4; also lying northerly of and abutting the north line of the westerly 6.00 feet of Lot 8, and Lots 9 thru 12 as platted in (Block 32) of "Ferry and Lyster's Subdivision of Blocks 32, 34, 35, 36, 37 and 38 Antoine Beaubien Farm between Ferry Avenue and Theodore Street," City of Detroit, Wayne County, Michigan as recorded in Liber 12, Page 42, Plats, Wayne County Records; also

All of the remaining part of the east-west public alley, 17.54 and 18 feet wide (as widened by deed to the City on February 26, 1891 and recorded on August 1, 1931 in Liber 3432, Page 31, Deeds, Wayne County Records), in the block bounded by Beaubien and St. Antoine Streets, Warren Avenue, and Theodore Street lying southerly of and abutting the south line of Lots 1 thru 6 as platted in "Davock's Subdivision of the North 157.93 feet of that part of Outlot 193 lying South of the North line of Theodore Street, Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 12, Page 22, Plats, Wayne County Records; also lying southerly of and abutting the south line of the westerly 6.00 feet of Lot 17, and Lots 13 thru 16 as platted in "DeGraff and Pfeifle's Subdivision of the N. 403.61 feet of W. 236 feet of A. Beaubien Farm lying S. of the S. line of Farnsworth Street," City of Detroit, Wayne County, Michigan as recorded in Liber 12, Page 9, Plats, Wayne County Records; also lying northerly of and abutting the north line of Lots 1 thru 8 as platted in "Pepper's and McCulloch's Subdivision of part of Outlot 193, North of Warren Avenue, Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 8, Page 47, Plats, Wayne County Records; also lying northerly of and abutting the north line of part of the Antoine Beaubien

Farm, North of Warren, and West of St. Antoine, being more particularly described as follows: Beginning at the northwest corner of Warren Avenue (142 feet wide), and St. Antoine Street (120 feet wide); thence S.63°52'16"W., 166.00 feet; thence N.26°10'50"W., along the westerly line of said A. Beaubien Farm, 28.85 feet; thence N.63°52'16"E., 166.00 feet; thence S.26°10'50"E., 28.85 feet to the point of beginning (containing 4,789 square feet or 0.1089 acres more or less); also

All that part of the southerly 7.00 feet of Farnsworth Avenue, 60 feet wide, between Brush Street (85 feet wide) and Beaubien Street (50 feet wide) lying northerly of and abutting the north line of the easterly 20.00 feet of Lot 6, and Lot 7 as platted in (Block 24) of "Brush Subdivision of that part of the Brush Farm lying between the south line of Farnsworth Street and south line of Alexandrine Avenue," City of Detroit, Wayne County, Michigan as recorded in Liber 17, Page 29, Plats, Wayne County Records; also lying northerly of and abutting the north line of Lots 5 thru 8 of the "Plat of the Subdivision of part of Lots 5, 6, 7 and 8, Outlot 192, Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 10, Page 93, Plats, Wayne County Records; also lying northerly of and abutting the north line of the Westerly 38.00 feet of the Easterly 48.00 feet of the Southerly 107.77 feet of Lot 6 of the "Plat of Outlot No. 192 of the Lambert Beaubien Farm, as laid out by the Commissioners for dividing the Estate of the late Gen. J. R. Williams," City of Detroit, Wayne County, Michigan as recorded in the Book of Plats (Liber 1), page 62, Wayne County Records;

Be and the same are hereby vacated as public (street and alley) rights-of-way to become part and parcel of the abutting property; and be it further

Resolved, All that part of Theodore Street, 50 feet wide, lying between Brush Street (85 feet wide) and Beaubien Street (50 feet wide); also

All that part of the east-west public alley, 18 feet wide (including that part of said public alley opened through a Northerly portion of Lot 5 of the "Plat of Outlot No. 192 of the Lambert Beaubien Farm, as laid out by the Commissioners for dividing the Estate of the late Gen. J. R. Williams," City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 62, Plats, Wayne County Records; being the Westerly 38.00 feet of the Easterly 48.00 feet of the Northerly 8.00 feet, and the Westerly 218.00 feet of the Southerly 10.00 feet of the Northerly 18.00 feet of the said Lot 5), in the block bounded by Brush, Beaubien and Theodore Streets and Farnsworth Avenue; also

All that part of the north-south public alley, 18 feet wide, and the east-west public alley, 18 and 18.77 feet wide, in the block bounded by Brush and Beaubien Streets, Warren Avenue, and Theodore Street;

All of the public rights-of-way (in the area bounded by Brush, Beaubien, Warren, and Farnsworth) within the bounds of this parcel, being more particularly described as follows: Beginning at the intersection of the northerly line of Warren Avenue (142 feet wide) with the westerly line of Beaubien Street (50 feet wide); thence, northerly along the westerly line of Beaubien Street, N.26°11'07"W., 344.00 feet; thence, at right angles to said westerly line of Beaubien Street, S.63°49'43"W., 283.46 feet, to a line 25.00 feet easterly of and parallel to the easterly line of Brush Street, 60 feet wide; thence, along said line 25.00 feet easterly of and parallel to the easterly line of Brush Avenue (60 feet wide), S.26°11'17"E., 375.61 feet, to the northerly line of Warren Avenue, 142 feet wide; thence, along said northerly line of Warren Avenue, N.56°29'31"E., 145.96 feet; thence 139.43 feet along the arc of a curve concave to the southwest with a radius of 2,000 feet, a delta angle of 3°59'40" and a long chord which bears N.58°29'21"E., 139.40 feet to the point of beginning; containing 101,536 square feet or 2.3309 acres, more or less;

All of the above mentioned public street and alleys (in the area bounded by Brush, Beaubien, Warren, and Farnsworth) appear in the following subdivisions:

(1) Blocks 23 and 24, of "Brush Subdivision of that part of the Brush Farm lying between the south line of Farnsworth Street and the south line of Alexandrine Avenue," City of Detroit, Wayne County, Michigan as recorded in Liber 17, Page 29, Plats, Wayne County Records; also

(2) "Plat of the Subdivision of part of Lots 5, 6, 7, and 8, Outlot 192, Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 10, Page 93, Plats, Wayne County Records; also

(3) being part of Lot 5 of "Plat of Outlot No. 192 of the Lambert Beaubien Farm, as laid out by the Commissioners for dividing the Estate of the late Gen. J. R. Williams," City of Detroit, Wayne County, Michigan as recorded in the Book of Plats (Liber 1), Page 62, Wayne County Records; also

(4) "William's and Desnoyer's Subdivision of Lots 2, 3 and 4 of the Subdivision of Outlot 192, Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 3, Page 4, Plats, Wayne County Records;

Be and the same are hereby vacated

as public (street and alley) rights-of-way to become part and parcel of the abutting property; and be it further

RESOLVED, All of the remaining part of Farnsworth Avenue, 60 feet wide (except the southerly 7.00 feet thereof, previously vacated above in this resolution; said public street having been opened as confirmed by Rec. Ct. on October 14, 1874), between the westerly line of St. Antoine Street (66 feet wide), and the easterly line of Beaubien Street (50 feet wide) lying southerly of an abutting the south line of (the Easterly 218.00 feet of the Southerly 120.00 feet of the Northerly 158.40 feet of) Outlot 193 of the "Plat of a part of the Beaubien Farm, as surveyed into townlots for the proprietors by John Mullett, Surveyor," City of Detroit, Wayne County, Michigan as recorded in Liber 6, Page(s) 475-478, City Records; also lying southerly of and abutting the south line of the westerly 20.00 feet of Lot 7, and Lots 8 thru 12 as platted in "Adam's Subdivision of the West 236 feet, Antoine Beaubien Farm between Farnsworth and Frederick Streets," City of Detroit, Wayne County, Michigan as recorded in Liber 10, Page 65, Plats, Wayne County Records; also lying northerly of and abutting the north line of the easterly 28.00 feet of Lot 1, and Lots 2 thru 6 as platted in "Yeman's Subdivision of that part of Outlot 193 lying between Farnsworth Street and Theodore Street of the Subdivision of Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 10, Page 79, Plats, Wayne County Records; also lying northerly of and abutting the north line of the westerly 20.00 feet of Lot 6, and Lots 1 thru 5, Block 32, as platted in "Ferry and Lyster's Subdivision of Blocks 32, 34, 35, 36, 37, and 38 Antoine Beaubien Farm between Ferry Avenue and Theodore Street," City of Detroit, Wayne County, Michigan as recorded in Liber 12, Page 42, Plats, Wayne County Records; also

All of the remaining part of Farnsworth Avenue, 60 feet wide (except the southerly 7.00 feet thereof, previously vacated above in this resolution; said public street having been opened as confirmed by Rec. Ct. on October 14, 1874), between the westerly line of Brush Street (85 feet wide), and the easterly line of Beaubien Street (50 feet wide) lying southerly of an abutting the south line of the easterly 20.00 feet of Lot 9, and Lot 8; also lying northerly of and abutting the north line of the easterly 20.00 feet of Lot 6, and Lot 7 as platted in (Blocks 24 and 25) of "Brush Subdivision of that part of the Brush Farm lying between the south line of Farnsworth Street and the south line of Alexandrine Avenue," City of Detroit, Wayne County, Michigan as

recorded in Liber 17, Page(s) 28-29, Plats, Wayne County Records; also lying southerly of and abutting the south line of Lots 1 thru 4; also lying northerly of and abutting the north line of Lots 5 thru 8 of the "Plat of the Subdivision of part of Lots 5, 6, 7, and 8, Outlot 192, Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 10, Page 93, Plats, Wayne County Records; also lying southerly of and abutting the south line of the Westerly 38.00 feet of the Easterly 48.00 feet of the Northerly 50.09 feet of Lot 7; also lying northerly of and abutting the north line of the Westerly 38.00 feet of the Easterly 48.00 feet of the Southerly 107.77 feet of Lot 6 of the "Plat of Outlot No. 192 of the Lambert Beaubien Farm, as laid out by the Commissioners for dividing the Estate of the late Gen. J. R. Williams," City of Detroit, Wayne County, Michigan as recorded in the Book of Plats (Liber 1), page 62, Wayne County Records; also

All of the remaining part of Beaubien Street, 50 feet wide (except the easterly 9.00 feet of the northerly 120.00 feet thereof, previously vacated above in this resolution; said public street having been widened as confirmed by Rec. Ct. on December 5, 1900), between the southerly line of Frederick Avenue (60 feet wide) and the northerly line of Warren Avenue (142 feet wide) lying westerly of and abutting the west line of (the Easterly 218.00 feet of the Southerly 98.90 feet of) Outlot 195, and (the Easterly 218.00 feet of the Northerly 158.40 feet of) Outlot 193, and the northerly half of Farnsworth Avenue (60 feet wide) of the "Plat of a part of the Beaubien Farm, as surveyed into townlots for the proprietors by John Mullett, Surveyor," City of Detroit, Wayne County, Michigan as recorded in Liber 6, Page(s) 475-478, City Records; also lying westerly of and abutting the west line of the southerly half of Farnsworth Avenue (60 feet wide), and the easterly 28.00 feet of Lot 1, and the east-west public alley (19 and 20 feet wide; in the block bounded by Beaubien, St. Antoine, Theodore, and Farnsworth), and the easterly 28.00 feet of Lot 12, and the northerly half of Theodore Street (50 feet wide) of "Yeman's Subdivision of that part of Outlot 193 lying between Farnsworth Street and Theodore Street of the Subdivision of Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 10, Page 79, Plats, Wayne County Records; also lying westerly of and abutting the west line of the southerly half of Theodore Street (50 feet wide), and Lot 1, and the northerly half of the east-west public alley (17.54 and 18 feet wide; in the block bounded

by Beaubien, St. Antoine, Warren, and Theodore) of "Davock's Subdivision of the North 157.93 feet of that part of Outlot 193 lying South of the North line of Theodore Street, Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 12, Page 22, Plats, Wayne County Records; also lying westerly of and abutting the west line of the southerly half of the east-west public alley (17.54 and 18 feet wide; in the block bounded by Beaubien, St. Antoine, Warren and Theodore), and the northerly 30.01 feet of Lot 1 of "Pepper's and McCulloch's Subdivision of part of Outlot 193, North of Warren Avenue, Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 8, Page 47, Plats, Wayne County Records; also lying easterly of and abutting the east line of the northerly 11.49 feet of Lot 6, and Lots 7 thru 11, and Theodore Street (50 feet wide), and Lot 16 of "William's and Desnoyer's Subdivision of Lots 2, 3 and 4 of the Subdivision of Outlot 192, Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 3, Page 4, Plats, Wayne County Records; also lying easterly of and abutting the east line of (the Westerly 218.00 feet of the Northerly 106.31 feet of) Lot 5, and (the Westerly 38.00 feet of the Easterly 48.00 feet of the Southerly 107.77 feet of) Lot 6, and Fransworth Avenue (60 feet wide), and (the Westerly 38.00 feet of the Easterly 48.00 feet of the Northerly 50.09 feet of) Lot 7, and (the Westerly 38.00 feet of the Easterly 48.00 feet of the Southerly 87.56 feet of) Lot 8 of the "Plat of Outlot No. 192 of the Lambert Beaubien Farm, as laid out by the Commissioners for dividing the Estate of the late Gen. J. R. Williams," City of Detroit, Wayne County, Michigan as recorded in the Book of Plats (Liber 1), Page 62, Wayne County Records also lying easterly of and abutting the east line of Lot 5 of "D. M. Ferry's Subdivision of Outlot 194 and Lot A of T. W. Palmer's Subdivision of Outlot 196 also the North 20.75 feet of Lot 8 of Outlot 192 of the Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 17, Page 35, Plats, Wayne County Records; also

All that part of the east-west public alley, 18 feet wide, in the block bounded by Brush Street (85 feet wide), Beaubien Street, Farnsworth and Frederick Avenues lying southerly of and abutting the south line of Lots 1 thru 5 as platted in "D. M. Ferry's Subdivision of Outlot 194 and Lot A of T. W. Palmer's Subdivision of Outlot 196 also the North 20.75 feet of Lot 8 of Outlot 192 of the Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 17, Page 35, Plats, Wayne County

Records; also lying southerly of and abutting the south line of the easterly 20.00 feet of Lot 6, and Lot 7; also lying northerly of and abutting the north line of the easterly 20.00 feet of Lot 9, and Lot 8 as platted in (Block 25) of "Brush Subdivision of that part of the Brush Farm lying between the south line of Farnsworth Street and the south line of Alexandrine Avenue," City of Detroit, Wayne County, Michigan as recorded in Liber 17, Page 28, Plats, Wayne County Records; also lying northerly of and abutting the north line of Lots 1 thru 4 as platted in the "Plat of the Subdivision of part of Lots 5, 6, 7, and 8, Outlot 192, Lambert Beaubien Farm," City of Detroit, Wayne County, Michigan as recorded in Liber 10, page 93, Plats, Wayne County Records; also that part of said public alley opened through a Northerly portion of Lot 8 of the "Plat of Outlot 192 of the Lambert Beaubien Farm, as laid out by the Commissioners for dividing the Estate of the late Gen. J. R. Williams," City of Detroit, Wayne County, Michigan as recorded in the Book of Plats (Liber 1), Page 62, Wayne County Records (being the Northerly 18.00 feet of the Southerly 87.56 feet of the Westerly 38.00 feet of the Easterly 48.00 feet of said Lot 8) also

All that part of the east-west public alley, 17.30 feet wide, in the block bounded by Beaubien Street, St. Antoine Street (66 feet wide), Farnsworth and Frederick Avenues lying southerly of and abutting the south line of the westerly 20.00 feet of Lot 6, and Lots 1 thru 5; also lying northerly of and abutting the north line of the westerly 20.00 feet of Lot 7, and Lots 8 thru 12 as platted in "Adam's Subdivision of the West 236 feet, Antoine Beaubien Farm between Farnsworth and Frederick Streets," City of Detroit, Wayne County, Michigan as recorded in Liber 10, page 65, Plats, Wayne County Records; also that part of said public alley opened through a Northerly portion of Outlot 193 of the "Plat of a part of the Beaubien Farm, as surveyed into townlots for the proprietors by John Mullet, Surveyor," City of Detroit, Wayne County, Michigan as recorded in Liber 6, Page(s) 475-478, City Records (being the Southerly 17.30 feet of the Northerly 38.40 feet of the Easterly 218.00 of said Outlot 193; having been deeded to the City on October 18, 1882 and recorded in Liber 405, Page 421, Deeds, Wayne County Records);

Be and the same are hereby vacated as public streets and alleys and are hereby converted into a public subsurface easement of said width of the streets and alleys, which easement shall be subject to the following covenant and agreements, uses, reservations and regulations, which shall be observed by the

owners of said streets and alleys and by their heirs, executors, administrators and assigns, forever to wit:

FIRST, said owners hereby grant to and for the use of the public a subsurface easement or right-of-way over said vacated public streets and alleys herein above described for the purposes of maintaining, installing, repairing, removing, or replacing underground public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or things usually placed or installed in a public street or alley 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 subsurface utility easement or right-of-way in and over said vacated streets and alleys herein above described shall be forever accessible to the maintenance and inspection forces of the utility companies, or those specifically authorized by them, for the purpose of inspecting, installing, maintaining, repairing, removing, or replacing and sewer, conduit, water main, gas line or main, or any utility facility placed or installed in the subsurface utility easement or right-of-way. The utility companies shall have the right to cross or use the driveways and yards of the adjoining properties for ingress and egress at any time to and over said subsurface utility easement with any necessary equipment to perform the above-mentioned tasks, with the understanding that the utility companies shall use due care in such crossing or use, and that any property damaged by the utility companies, other than that specifically prohibited by this resolution, shall be restored to a satisfactory condition,

THIRD, 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; also except City-Approved "infrastructure improvements" for the areas referenced within the development agreement, including pavement for the dedicated "public walk right-of-way" herein described below in this resolution) shall be built or placed upon said subsurface easement, nor any change of surface grade made, without prior approval of the City Engineering Department,

FOURTH, that is the owners of said vacated streets and alleys shall request the removal and/or relocation of any utilities in said subsurface easement, such owners, shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the unitly owners,

FIFTH, that if any utility located in said property shall break or be damaged as a result of any action on the part of said owners or assigns (by way of illustration but not limitation) such as storage of excessive weights of materials or construction not in accordance with Section 3, mentioned above, then in such event said owners or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility, and be it further

RESOLVED, Pursuant to the Court ruling in *Center Line v Michigan Bell Telephone Co.* 26 Mich. App 659 (1970), aff. 387 Mich. 260 (1972), the Community and Economic Development Department is hereby authorized to process billings from utility companies and others for the relocation of their equipment in connection with this urban renewal project. However, prior to the processing of bills, the Community and Economic Development Department shall consult with the Law Department to determine which utility removal and/or relocation costs incidental to this urban renewal project are obligatory under current Michigan court rulings; and further

PROVIDED, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds; and be it further

RESOLVED, The following described City-owned properties are hereby dedicated for a "public walk right-of-way," and public street widening(s):

**Medical Center Rehabilitation
Project No. 4**

**Brush Street Widening — 85 Feet Wide
Warren to Frederick**

Land in the City of Detroit, County of Wayne, Michigan, being the westerly 25.00 feet of Lots 6 and 9, Block 25 in the "Brush Subdivision of that part of the Brush Farm lying between the North line of Farnsworth Street, and the South line of Harper Avenue" as recorded on June 25, 1892 in Liber 17, Page 28 of Plats, Wayne County Records; also the westerly 25.00 feet of Lots 6 and 9, Block 24 and the westerly 25.00 feet of Lot 9, and Lot 12, Block 23 in the "Brush Subdivision of that part of the Brush Farm lying between the South line of Farnsworth, and the South line of Alexandrine Avenue", as recorded on June 25, 1892 in Liber 17, Page 29 of Plats, Wayne County Records.

**Medical Center Rehabilitation
Project No. 4**

**Warren Avenue Widening—
142 Ft. Wd.**

Brush to St. Antoine

Land in the City of Detroit, County of Wayne, Michigan being apt of Lot 11 & Lot 12, Block 23 "Brush Subdivision of

that part of the Brush Farm lying between the South line of Farnsworth Street, and the South line of Alexandrine Avenue", as recorded on June 25, 1892 in Liber 17, Page 29 of Plats, Wayne County Records; also part of Lots 1, 2, and 3 of "Williams and Desnoyer's Subdivision of Lots 2, 3, and 4 of the Subdivision of Out Lot 192, Lambert Beaubien Farm", as recorded on October 2, 1873 in Liber 3, Page 4 of Plats, Wayne County Records, and being more particularly described as follows:

Commencing at the southwesterly corner of Lot 12 Block 23 "Brush Subdivision of that part of the Brush Farm lying between the South line of Farnsworth, and the South line of Alexandrine Avenue", as recorded on June 25, 1892 in Liber 17, Page 29 of Plats, Wayne County Records, thence N.63°52'16"E., along the northerly line of Warren Avenue, 70 feet wide, 25.00 feet to the point of beginning; thence N.63°52'16"E., along said northerly line of Warren Avenue, 65.58 feet; thence N.26°11'07"W., 3.40 feet; thence N.63°52'16"E., 90.00 feet to the westerly line of public alley, 18 feet wide; thence N.26°11'07"W. along said westerly line of public alley, 58.41 feet to the intersection with a curve; thence 10.82 feet along the arc of the curve concave to the southwest with a radius of 2,000.00 feet, a delta of 0°18'36" and a long chord of 10.82 feet which bears S.56°38'49"W., to a point of tangency; thence S.56°29'31"W., 146.03 feet; thence S.26°10'17"W., along a line 25.00 feet easterly of and parallel to the easterly line of Brush Street, 60 feet wide, 41.69 feet to the point of beginning containing 7,750 square feet or 0.1779 acres more or less.

Also all of Lots 4, 5 and part of Lot 6 of "Williams and Desnoyer's Subdivision of Lots 2, 3 and 4 of the Subdivision of Out Lot 192, Lambert Beaubien Farm", as recorded on October 2, 1873 in Liber 3, Page 4 of Plats, Wayne County Records; and being more particularly described as follows:

Beginning at the southeasterly corner of said Lot 4, being the northwesterly corner of Beaubien Street, 50 feet wide, and Warren Avenue, 70 feet wide, thence N.26°11'07"W., along the westerly line of Beaubien Street, 70.11 feet; thence 110.40 feet along the arc of a curve concave to the southeast with a radius of 2,000.00 feet, a delta of 3°9'46" and a long chord of 110.38 feet which bears S.58°54'19"W., to the easterly line of public alley, 18 feet wide; thence S.26°11'07"E., along said easterly line of public alley, 60.56 feet; thence N.63°52'16"E., along said northerly line of Warren Avenue, 109.98 feet to the point of beginning containing 7,130

square feet or 0.1637 acres more or less.

Also part of Lots 1 thru 8, both inclusive, of "Pepper's and McCulloch's Subdivision of part of Out Lot 193, North of Warren, Lambert Beaubien Farm", as recorded on November 10, 1884 in Liber 6, Page 74 of Plats, Wayne County Records; also part of the Antoine Beaubien Farm, North of Warren, and west of St. Antoine Street and being more particularly described as follows:

Beginning at the intersection of the easterly line of Beaubien Street, 60 feet wide, and the northerly line of Warren Avenue, 60 feet wide, said point being also the southwesterly corner of said Lot 1; thence N.63°52'16"E., along the northerly line of Warren Avenue, 60 feet wide, 384.07 feet; thence N.26°10'48"W., along the westerly line of St. Antoine Street, 120 feet wide, 82.00 feet; thence S.63°52'16"W., along the northerly line of Warren Avenue, 142 feet wide, 316.00 feet to a point of curve; thence 68.09 feet along the arc of a curve concave to the southeast with a radius of 2000 feet, a delta of 1°57'02" and a long chord of 68.09 feet which bears S.62°53'42"W., to the easterly line of Beaubien Street; thence S.26°11'07"E., along said easterly line of Beaubien 80.84 feet to the point of beginning containing 31,440 square feet or 0.7218 acres more or less.

**Medical Center Rehabilitation Project
No. 4 Warren Widening 70 to 142 Feet
Wide Brush to Beaubien**

Land in the City of Detroit, Wayne County, Michigan being part of Lots 6 and 7, Block 22, "Brush Subdivision of that part of the Brush Farm lying between the South line of Farnsworth Street and the South line of Alexandrine Avenue," as recorded on June 25, 1892 in Liber 17, Page 29, of Plats, Wayne County Records; also part of Lots 1 thru 7, both included, of "Corliss and Danforth's Subdivision of Lot 1 of the Subdivision of Outlot 192 and the Northerly 71.64 feet of Outlot 190 of the Subdivision of the Lambert Beaubien Farm, T.2S., R.12.," as recorded on February 5, 1886 in Liber 9, Page 51 of Plats, Wayne County Records, and being more particularly described as follows:

Beginning at the southeasterly corner of Brush Street, 60 feet wide, and Warren Avenue, 70 feet wide, said point being the northwesterly corner of Lot 6, Block 22, "Brush Subdivision of the Brush Farm," Liber 17, Page 29, P.W.C.R., thence N.63°52'16"E., along said southerly line of Warren, 290.30 feet; thence 102.95 feet along the arc of a curve concave to the southeast with a radius of 1858.00 feet, a delta of 3°10'29", and a long chord of 102.94 feet which bears S.58°04'46"W., to a point of

tangency; thence S.56°29'31"W., 189.59 feet; thence N.26°09'54"W., along the easterly line of Brush Street, 34.74 feet to the point of beginning containing 4,720 square feet or 0.1084 acres more or less.

Public Walk R-O-W

Brush, St. Antoine, Warren, Frederick

Land in the City of Detroit County of Wayne, Michigan being part of Lot 6 & 7 of "Brush Subdivision of that part of the Brush Farm lying between the North Line of Farnsworth Street and the South Line of Harper Avenue," as recorded on June 25, 1892 in Liber 17, Page 28 of Plats, Wayne County Records; also part of Lots 1 thru 5 of "D. M. Ferry's Subdivision of Out Lot 194 and Lot A of T. W. Palmer's Subdivision of Out Lot 196 also the North 20.75 feet of Lot 8 of Out Lot 192 of the Lambert Beaubien Farm," as recorded on July 6, 1892 in Liber 17 Page 35 of Plats, Wayne County Records; also part of Lots 1, 2, 3, 4, 7, 8, 9 of "Yeman's Subdivision of that part of Out Lot 193 lying between Farnsworth Street and Theodore Street of the Subdivision of Lambert Beaubien Farm," as recorded on June 29, 1887 in Liber 10, Page 79 of Plats, Wayne County Records; also part of Lot 12 of "Ferry and Lyster's Subdivision of Block 32, 34, 35, 36, 37, and 38 Antoine Beaubien Farm between Ferry Avenue and Theodore Street," as recorded on December 29, 1888 in Liber 12, Page 42 of Plats, Wayne County Records; also part of Lots 14 thru 17 of "DeGraff and Pfeifle's Subdivision of the North 403.61 feet of the West 236 feet of A. Beaubien Farm lying South of the South Line at Farnsworth Street," as recorded on August 6, 1888 in Liber 18, Page 9 of Plats, Wayne County Records; also part of the "Plat of part of Antoine Beaubien Farm North side of Elizabeth Street," being North of Warren and West of St. Antoine, and recorded on March 24, 1851 in Liber 41, Page 344 of Deeds, Wayne County Records; also being part of the Beaubien Street Easement, and vacated Farnsworth Street, Theodore Street, plus part of vacated public alleys North and South of Theodore Street and being more particularly described as follows:

Commencing at the southeast corner of Frederick Avenue, 60 feet wide, and Brush Street, 60 feet wide, said point the northwest corner of Lot 6, Block 25 of "Brush Subdivision of that part of the Brush Farm lying between the North line of Farnsworth Street and the South line of Harper Avenue," as recorded in Liber 17 Page 28 Plats, Wayne County Records; thence N.63°51' 30" E., along said southerly line of Frederick Avenue, 25.00 feet; thence S.26° 10' 17" E., along a line 25.00 feet easterly of and

parallel to the easterly line of Brush Street, 57.00 feet to the point of beginning; thence N.63° 51' 30" E., 324.37 feet; thence S.26° 11' 07" E., 80.30 feet; thence N.63° 51' 30" E., 9.00 feet to the easterly line of the Beaubien Street Easement; thence S.260 11' 07" E., along said easement line 145.49 feet; thence S.71° 07' 44" E., 24.16 feet; thence N.63° 52' 16" E., 51.72 feet; thence S.26° 07' 44" E., 51.72 feet; thence S.71° 07' 44" E., 47.43 feet; thence S.18° 52' 16" W., 15.00 feet; thence S.71° 07' 44" E., 177.04 feet; thence N.63° 52' 16" E., 32.93 feet; thence S.26° 07' 44" E., 32.93 feet; thence S.71° 07' 44" E., 85.12 feet; thence N.63° 52' 16" E., 78.24 feet to the westerly line of St. Antoine Street; thence 52.17 feet along the arc of a curve concave to the southeast with radius of 351.00 feet, a delta of 8° 30' 57" and a long chord of 52.12 feet which bears S.21° 55' 22" E. to a point on the westerly line of St. Antoine Street, 120 feet wide; thence S.26° 10' 50" E., 91.32 feet; thence S.63° 52' 16" W., along the northerly line of Warren Avenue, 81.45 feet; thence N.26° 11' 07" W., 136.25 feet; thence N.71° 07' 44" W., 85.12 feet; thence S.63° 52' 16" W., 32.93 feet; thence N.26° 07' 44" W., 32.93 feet; thence N.71° 07' 44" W., 177.04 feet; thence S.18° 52' 16" W., 15.00 feet; thence N.71° 07' 44", 47.43 feet; thence S.63° 52' 16" W., 51.72 feet; thence N.26° 07' 44" W., 51.72 feet; thence N.71° 07' 44" W., 40.70 feet; thence N.26° 11' 07" W., along a line 10.00 feet easterly of the westerly line of the Beaubien Street Easement, 92.27 feet; thence N.63° 48' 53" E., 15.00 feet; thence N.26° 11' 07" W., along a line 25.00 feet easterly of the said westerly line of the Beaubien Street Easement, 112.08 feet; thence S.63° 51' 30" W., 308.38; thence N.26° 10' 17" W., along a line 25.00 feet easterly of the easterly line of Brush Street, 38.00 feet to the point of beginning containing 42,790 square feet or 0.9823 acres more or less.

Adopted as follows:

Yeas — Council Members Butler, Cleveland, Eberhard, Everett, Hill, Hood, Ravitz, and President Mahaffey — 8.

Nays — None.

City Planning Commission

July 2, 1991

Honorable City Council:

Re: City Planning Commission Vacancies

On June 30, 1991, the terms of three members of the City Planning Commission expired (John Slater, Arthur Simons, and Rosa Sims). City Council has held interviews for the positions and has dis-

cussed having one additional interview.

Since the new appointments have not as yet been made and the Commission has meetings scheduled for July 11 and 25, we request that Your Honorable Body adopt the attached resolution, preferably at your July 3, 1991 formal session, to extend the terms of Mr. Slater, Mr. Simons and Ms. Sims until July 31, 1991. This should allow for the Council to conclude interviews and vote on the appointments prior to recess.

Respectfully submitted,
MARSHA S. BRUHN,
Director

By Council Member Everett:

Whereas, the terms of three City Planning Commission members expired on June 30, 1991; and

Whereas, it is important to have a full complement of Commission members to act on Commission matters;

Now, Therefore, Be It Resolved, That the City Council hereby extends the terms of Arthur Simons, 9026 Esper, Detroit 48204; Rosa Sims, 444 Chalmers, Detroit 48215; and John Slater, 1057 Parker, Detroit 48214 until July 31, 1991.

Adopted as follows:

Yeas — Council Members Butler, Cleveland, Eberhard, Everett, Hill, Hood, Ravitz, and President Mahaffey — 8.

Nays — None.

Community & Economic Development Department

June 27, 1991

Honorable City Council:

The Community and Economic Development Department recommends acceptance of offers to purchase city-owned property in accordance with the following resolutions.

Respectfully submitted,
DEBORAH E. FISHER,
Assistant Director

By Council Member Eberhard:

Re: Sale of Property — vacant lot — (W) Mitchell, between Forest and Garfield, a/k/a 4603 Mitchell and 4609 Mitchell.

Whereas, The Community & Economic Development Department (CEDD) has received and recommends acceptance of an Offer to Purchase in the amount of \$500.00 cash, plus a deed recording fee in the amount of \$13.00 cash, from Charles C. Ford, a married man, adjoining owner, for the purchase of property described on the tax rolls as:

Lots 36 and 38, Louise V. Hane's Subdivision of Out Lot 57 of the Subdivision of P.C. No. 609 known as the Joseph Campau Farm, City of Detroit, Wayne County, Michigan. Rec'd L. 17, P. 8. Plats, W.C.R.