

to said department by said grantee at its expense, and further

Provided, That said permit issued by the Department of Public Works is granted with the distinct understanding that in the event of the Charter of the City of Detroit being amended in such manner as will provide for the levying of a fee, charge or rental, to be hereafter determined upon, or in the event of an ordinance or resolution being enacted providing for an annual charge or rental for the occupancy of public streets, alleys or other public places, that the grantee will pay said fee, charge or rental provided for in said Charter, or ordinance or resolution, and that said grantee does hereby bind himself thereunto and to accept said permit on the conditions hereby imposed, and in the event of the said grantee contesting the validity of said Charter amendment, ordinance or resolution or of said fee, charge or rental, or upon refusal to pay same, this permit shall immediately become void, and further

Provided, This resolution is revocable at the will, whim or caprice of the Common Council and grantee hereby expressly waives any right to claim damages or compensation for property constructed hereunder or for the removal of same, and further, that grantee acquires no implied or other privileges hereunder not expressly stated herein.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—9.

Nays—None.

Dedication of Land

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Julius M. Rosenberg, et al (8622), offering to dedicate land to widen Cambridge Ave. west of Wyoming Ave. After consultation with the City Plan Commission, and careful consideration of the matter, your committee recommends that the deed be accepted in accordance with the following resolution.

Respectfully submitted,

DEL A. SMITH, Chairman.

By Councilman Smith:

Resolved, That the warranty deed of Julius M. Rosenberg and Helen Rosenberg, his wife, to the City of Detroit, covering land dedicated for the widening of Cambridge Ave., described as "all that part of the S.E. $\frac{1}{4}$ of Sec. 5, T. 1 S., R. 11 E., City of Detroit, Wayne County, Mich., described as beginning at the southeast corner of lot 434 of Blenheim Forest Subdivision, according to the plat thereof recorded in Liber 55, page 39 of Plats, thence southerly and parallel with the east line of Sec. 5, 25 ft.; thence east-

erly along northerly line of Burghart Subdivision No. 1, according to the plat thereof as recorded in Liber 49, page 27 of Plats, a distance of 132 ft.; thence northerly along west line of Wyoming Ave., 66 ft. wide, a distance of 25 ft.; thence westerly along a line parallel to the north line of said Burghart Sub. No. 1 a distance 132 ft. to the point of beginning, except the westerly 12 ft. thereof," be and the same is hereby accepted, and the City Controller is hereby directed to record said deed in the office of the register of deeds for Wayne County.

Provided, That all taxes and special assessments levied against the above-described land are paid in full.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—9.

Nays—None.

Encroachments

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Umberto Papa, et al (8936), for a quitclaim deed to public property encroached upon by building at the N.W. corner of E. Seven Mile Rd. and Teppert Ave. After consultation with the Dept. of Public Works, and careful consideration of the matter, your committee recommends that the request for a deed be denied, but that permit be granted for an encroachment in accordance with the following resolution.

Respectfully submitted,

DEL A. SMITH, Chairman.

By Councilman Smith:

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to issue permit to Umberto Papa and Mary Papa, his wife, to maintain a one-story masonry commercial building on Lots 10 and 11, Seven Mile Heights Sub., at 11341 E. Seven Mile Rd., N.W. corner of Teppert Ave., encroaching beyond the property line into Teppert Ave., 0.4 ft at the northerly end, tapering down in a southerly direction to 0.3 ft. for a distance of 26 ft. along Teppert Ave., and to so maintain same for the life of the building under the rules and regulations of the Dept. of Public Works, and the Dept. of Buildings & Safety Engineering, and in accordance with plans submitted to and approved by those departments, and further

Provided, That at any time said building is remodeled, rebuilt or otherwise changed, it is placed on the proper lot lines with no encroachment upon public property, and further

Provided, That grantees accept such permission with the distinct understanding that they assume full re-

responsibility for any and all claims or damages which may arise by reason of the granting of said permit, and further

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

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—9.

Nays—None.

Permits

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Children's Hospital of Michigan (63), to construct a service tunnel across Frederick St., east of St. Antoine. After consultation with the Dept. of Public Works, and careful consideration of the request, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

DEL A. SMITH, Chairman.

By Councilman Smith:

Resolved, That the Dept. of Public Works be and it is hereby authorized and directed to issue permit to Children's Hospital of Michigan, to construct a service tunnel across Frederick St., at a point 105 ft. east of St. Antoine, to connect from its present hospital building on the south side of Frederick St. to its proposed new out patient building on the north side of the street; said tunnel to be used for the extension of present heating mains and other utility and communication facilities from the present building to the new one, and for the transfer of patients and inter-travel of hospital personnel between the two buildings.

Provided, That the elevation of the top slab of the tunnel shall be constructed approximately three feet below the existing pavement grade, and that any changes in existing public utilities, due to the construction of said tunnel, shall be made in accordance with the recommendation of the utility affected, and further

Provided, That said work shall be performed under the supervision of the Dept. of Public Works and the Dept. of Buildings & Safety Engineering, and in accordance with plans and specifications submitted to and approved by those departments, and further

Provided, That grantee accepts such permission with the distinct under-

standing that it assumes full responsibility for any and all claims or damages which may arise by reason of the granting of said permit, and further

Provided, That no rights in the public streets, alleys or other public places shall be considered waived by this permission, which is granted expressly on the condition that said tunnel and all obstructions in connection therewith shall be removed at the expense of the grantee at any time when so directed by the Common Council, and that the public property affected shall be restored to a condition satisfactory to said Department by said grantee at its expense, and further

Provided, That said permit issued by the Department of Public Works, is granted with the distinct understanding that in the event of the Charter of the City of Detroit being amended in such manner as will provide for the levying of a fee, charge or rental, to be hereafter determined upon, or in the event of an ordinance or resolution being enacted providing for an annual charge or rental for the occupancy of public streets, alleys or other public places, that the grantee will pay said fee, charge or rental provided for in said Charter, or ordinance or resolution, and that said grantee does hereby bind himself thereunto and to accept said permit on the conditions hereby imposed, and in the event of the said grantee contesting the validity of said Charter amendment, ordinance or resolution or of said fee, charge or rental, or upon refusal to pay same, this permit shall immediately become void, and further

Provided, This resolution is revocable at the will, whim or caprice of the Common Council and grantee hereby expressly waives any right to claim damages or compensation for property constructed hereunder or for the removal of same, and further, that grantee acquires no implied or other privileges hereunder not expressly stated herein.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, Van Antwerp and the President—9.

Nays—None.

Permits

Honorable Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Erie Equipment Co. (8398), for a three year extension to use one-story metal building for the storage of machinery at 4845 Mt. Elliott Ave. After consultation with the Dept. of Buildings & Safety Engineering, and careful consideration of the request, your committee recommends that same be