

218 rates will never be raised while
 219 said company has two thousand
 220 subscribers paid up at rates called
 221 for in this franchise; that said
 222 company will only charge the fol-
 223 lowing toll rates to points out-
 224 side of said city: All places with-
 225 in a radius of thirty miles from
 226 the city hall, ten cents for five
 227 minutes. Within a radius of forty
 228 and over thirty, fifteen cents for
 229 five minutes. Greater distances at
 230 proportionately low rates.

231 Sec. 12. This franchise shall
 232 take effect from and after its
 233 passage, provided it be accepted
 234 within thirty days.

Read twice by title, ordered printed
 and referred to Committee on Fran-
 chises.

Taxes.

To the Honorable the Common Council:

Gentlemen—Your Committee on Taxes, to whom was referred the petition of Mrs. Jane Kingston for permission to pay city taxes of 1891 to 1899 inclusive without penalty or interest, respectfully report that we have carefully considered the matter and beg leave to state that the petitioner is the owner of lot No. 7, block 35, of the so-called Baker farm, south side of Howard street; that she is an old lady, 89 years of age, and that sickness has impoverished her resources; that she has had only a life interest in the above property, but that now the five heirs have quit-claimed their interest to the old lady in order that she might raise the money on the property to pay the taxes. Your committee, after considering the matter in all its details, pronounce this to be a most worthy case, and therefore recommend that the petitioner's prayer be granted and that she be allowed to pay the city taxes from the years 1891 to 1899, amounting to \$477 32, without penalty or interest, and herewith offer the following resolution.

Respectfully submitted,
 HOMER M'GRAW,
 OLIVER H. GRUNOW,
 LOUIS E. TOSSY.

Accepted, and leave being granted, the following resolution was offered:

By Ald. McGraw:

Resolved, That the City Treasurer be and he is hereby authorized and instructed to receive from Mrs. Jane Kingston the sum of \$477 32, being the original amount of assessment for the general city taxes for the years 1891 to 1899, both inclusive, as appears against lot 7, block 35, of the Baker farm.

Adopted as follows:

Yeas—Ald. Atkinson, Bleil, Coots, Deimel, Fracher, Grunow, Haarer, Hansjosten, Hillger, Joy, Knauss, Koch, Koenig, Lemke, McGraw, McGuire, Marx, Mayhew, Merrell, Miller, Moeller, Reinhardt, Schneider, Snow, Steiger, Tossy, Weibel, Wildman and the President pro tem.—29.

Nays—None.

Street Openings.

To the Honorable the Common Council:

Gentlemen—Your Committee on Street openings, to whom was referred

the petition of Elias Aberle for permission to vacate plat known as Gray's plat of lot 6 of the Van Dyke farm, in the City of Detroit, which said plat is recorded in liber 14 of plats on page 70, in the Wayne County Register's office, respectfully report that they have examined into the matter and find as follows:

Said property was platted by William J. Gray; in and at that time said plat conformed to the plan of the city, and the proper streets and alleys were dedicated, certain lots fronting Van Dyke avenue and the remaining lots in said subdivision fronting on Medbury avenue; subsequently Maxwell avenue was projected upon the plan of the city so that it would take a portion of this plat upon the easterly side. All of the property excepting said lot 6 has been platted extending from Gratiot avenue north to Kellogg street, a distance of about six blocks, and Maxwell avenue has been dedicated 66 feet wide the entire distance, excepting at this particular point, where only one-half of the street has been dedicated.

Mr. Aberle has recently bought the entire subdivision of lot 6, and having platted the property adjoining it on the north, is desirous of opening Maxwell avenue at this point and platting certain lots so that they will front upon Maxwell avenue and conform to the other plats in the neighborhood; he also desires to simplify the description of the property so that the same shall be hereafter known as "Aberle's plat of lot 6," etc. In his new plat the streets and alleys will remain the same with the exception of a 15-foot alley lying between Medbury and Conger streets, which should be vacated so as to permit him to include it in his lots fronting on Maxwell avenue; an alley being given in the rear of the Maxwell avenue lots. As Mr. Aberle owns the property adjoining it on the north, your committee sees no objection to this, but there are other parties interested on the south of this plat who have not consented thereto, they having refused to authorize the vacation of the alley lying south of Maxwell avenue.

Your committee, therefore, recommends that Gray's plat of lot 6, etc., be vacated without affecting the streets or alleys dedicated by said plat, excepting so much of the alley lying north of Medbury avenue as extended 100 feet in depth from the westerly line of Maxwell avenue when fully opened, as shown on the plan of the city. Said vacation to take effect upon his filing a new plat of said property, dedicating the 33 feet now lying in the line of Maxwell avenue as a public street and highway.

Your committee herewith submits the proper resolution therefor, and recommends the adoption of the same.

Respectfully submitted,
 HOMER M'GRAW,
 JOHN J. STEIGER,
 LOUIS F. FRACHER.

Accepted and leave being granted, the following resolution was offered:

By Ald. McGraw:

Resolved, That the plat known as Gray's Plat of Lot 6 of the Van Dyke farm of the city of Detroit, county of Wayne, and state of Michigan, as recorded in Liber 14 of Plats, on page 70, in the Wayne County Register's office,

be and the same is hereby vacated, without in anywise affecting the streets and alleys dedicated by said plat, excepting so much of the alley as lies between Medbury and Conger avenues, and extending for a depth of 100 feet west of Maxwell avenue, when fully opened (the alley so vacated being 15 feet in width by 100 feet in depth fronting on Maxwell avenue, and the same to become private property as heretofore); said vacation to take effect upon Elias Aberle making, executing and recording in due form of law a new plat of said lot 6, which shall conform to the present plan of the city, and dedicate the necessary property for the opening of Maxwell avenue for its full width at said point.

Adopted as follows:

Yeas—Ald. Atkinson, Bleil, Coots, Delmel, Fracher, Grunow, Haarer, Hansjosten, Hillger, Joy, Knauss, Koch, Koenig, Lemke, McGraw, McGuire, Marx, Mayhew, Merrell, Miller, Moeller, Reinhardt, Schneider, Snow, Steiger, Tossy, Weibel, Wildman and the President pro. tem.—29.

Nays—None.

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen—Your Committee on Street Openings, to whom was referred the petition of James Deering for the refunding of an assessment for opening Warren avenue, respectfully report that we have carefully considered the matter and beg leave to state that we are unable to see wherein your petitioner is entitled to any relief, in as much as the courts have held that the assessment roll was legal. We therefore recommend that the prayer of the petitioner be denied.

Respectfully submitted,

HOMER M'GRAW,
JOHN J. STEIGER,
LOUIS F. FRACHER.

Accepted and adopted.

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen—Your Committee on Street Openings, to whom was referred the petition of Fred Goldner for the vacation of part of a certain alley, respectfully report that we have carefully considered the matter and beg leave to state that the petitioners are unable to secure all the signatures necessary from the abutting property owners to consent to said vacation, and we therefore recommend that the prayer of the petitioner be denied.

Respectfully submitted,

HOMER M'GRAW,
JOHN J. STEIGER,
LOUIS F. FRACHER.

Accepted and adopted.

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen—Your Committee on Street Openings, to whom was referred the petition of Thomas A. Parker et al., in reference to the vacation of Maxwell avenue, between Jefferson and Tontl avenues, respectfully report that we have given the matter our careful consideration, and beg leave to state that the petitioners are the owners of all the property abutting on Maxwell avenue between Jefferson and St. Paul avenues; that

said Maxwell avenue is practically an alley for the residents living on the east side of Parker avenue and the west side of Seminole avenue, because of the fact that there is no other thoroughfare in the rear of their property except said street, and that it would unquestionably prove a benefit to the abutting property owners and the city to turn said street into an alley, as the valuations of the surrounding property would be increased on account of the lots having proper alley facilities. The conditions existing on Maxwell avenue are similar to those presented in the matter of vacating Bancroft avenue, and as previously stated, your committee believe that it will be to the city's best interest to grant the request of the petitioners. We therefore recommend that a portion of said street, as hereinafter described, be vacated, and we herewith offer the following resolution.

Respectfully submitted,

HOMER M'GRAW,
JOHN J. STEIGER,
LOUIS F. FRACHER.

Accepted, and on leave the following resolution was offered:

By Ald. McGraw:

Resolved, That all that part of Maxwell avenue lying between the northerly line of Jefferson avenue, extended, and the southerly line of the alley, extended, lying in rear and immediately north of said Jefferson avenue; also, the easterly 16 feet of Maxwell avenue lying between the southerly line of Champlain street, extended, and the northerly line of the alley, extended, lying in rear and immediately north of Jefferson avenue; also the easterly 16 feet of Maxwell avenue lying between the northerly line of Champlain street, extended, and the southerly line of Agnes avenue, extended; also the easterly 15 feet of Maxwell avenue lying between the northerly line of Agnes avenue, extended, and the southerly line of St. Paul avenue, extended, be, and the same is hereby vacated.

Adopted as follows:

Yeas—Ald. Atkinson, Bleil, Coots, Delmel, Fracher, Grunow, Haarer, Hansjosten, Hillger, Joy, Knauss, Koch, Koenig, Lemke, McGraw, McGuire, Marx, Mayhew, Merrell, Miller, Moeller, Reinhardt, Schneider, Snow, Steiger, Tossy, Weibel, Wildman and the President pro. tem.—29.

Nays—None.

Ordinances.

To the Honorable the Common Council:

Gentlemen—Your Committee on Ordinances, to whom was referred the ordinance presented by Ald. Smith entitled "An ordinance to provide for the operation of street cars on Mack avenue, in the City of Detroit," respectfully report that we have carefully considered the same, and beg leave to state that the ordinance as presented is not in proper form, because of the fact that the time therein provided to give better service during certain hours, conflicts with other portions of the ordinance. We therefore recommend that all after the word "between" in the fourteenth line of Sec. 1 be stricken out, and the following inserted in lieu thereof: "8 o'clock a. m. and 5 o'clock p. m. and 7 o'clock p. m. and 11 o'clock p.