

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen—Your Committee on Taxes, to whom was referred the petition of F. B. Dickerson for the refunding of a personal tax, respectfully report that we have carefully considered the matter, and beg leave to state the petitioner made a serious blunder in making up his statement, by inserting the figures \$35,000 00, under question 2, "Personal Property Chattels," as stock owned by me under the laws of any other state or country. The petitioner is unable to account for the mistake because he does not own a dollar's worth of stock in any corporations under any other laws than this state. Your committee feels that he should be refunded the taxes upon said amount, it having been clearly shown that the error was unintentionally committed. We therefore recommend that the prayer of the petitioner be granted and herewith offer the following resolution.

Respectfully submitted,

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

Accepted, and on leave the following resolution was offered:

By Ald. McGraw:

Resolved, That the City Controller be, and he is hereby authorized and instructed to draw his warrant upon the proper fund in favor of F. B. Dickerson for the sum of \$552 23, being the taxes upon a valuation of \$35,000, upon presentation of the proper receipt showing that said taxes have been paid for the year 1900.

Adopted as follows:

Yeas—Ald. Atkinson, Beamer Fracher, Haarer, Hansjosten, Hillger, Houghton, Joy, Knauss, Koch, Koenig, Lemke, McGraw, McGuire, Marx, Merrell, Miller, Moeller, Reinhardt, Schneider, Smith, Snow, Steiger, Tossy, Weibel, Wildman and the President—27.

Nays—None.

Street Openings .

To the Honorable the Common Council:

Gentlemen—Your Committee on Street Openings, to whom was referred the petition of Edward H. Parker for the acceptance of a plat, respectfully report that we have carefully considered the same and beg leave to state that said plat proposes to change the plan of the city to the best interests of the city. We therefore recommend that said plat be accepted and 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 the plat of Parker's resubdivision of lots 77, 78, 79, 80 and 81 of the Van Dyke Farm, Detroit, Wayne county, Michigan, be and the same is hereby accepted and approved and the Board of Public Works be, and is hereby authorized and instructed to sign and approve the same and change the plan of the city in accordance therewith.

Adopted as follows:

Yeas—Ald. Atkinson, Beamer Fracher, Haarer, Hansjosten, Hillger,

Houghton, Joy, Knauss, Koch, Koenig, Lemke, McGraw, McGuire, Marx, Merrell, Miller, Moeller, Reinhardt, Schneider, Smith, Snow, Steiger, Tossy, Weibel, Wildman and the President—27.

Nays—None.

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen—Your Committee on Street Openings, to whom was referred the resolution of Ald. Wildman relative to an obstruction in the alley in block bounded by Fort, River, Seventh and Eighth streets, respectfully report that we have given the matter our careful consideration, and beg leave to state that upon investigation we find from the records that the strip of land in question, being 15 feet wide, was platted as an alley, which plat was recorded June 15, 1860, liber 1 of plats, page 87, and that though a petition was filed by one D. M. Richardson for a vacation thereof, the petition was denied, hence the alley has never been vacated. Thus the quitclaim deed of William Benson by Geo. S. Benson, his attorney in fact, to Geo. H. Hammond, and the warranty deed of Geo. H. Hammond and wife to Jas. D. Standish can have no effect to pass the title to this alley.

We are advised by the Corporation Counsel that the portion of the building standing on the southeast corner of Eighth street and the alley hereinbefore described, which projects beyond lot 8 of the above subdivision, is built upon land dedicated as an alley and never vacated, and the owner of the building is therefore a trespasser unprotected by any prescriptive rights, the building having been erected less than 15 years.

Such being the facts, your committee recommend that the Board of Public Works be instructed to cause the obstructions in said alley removed, and 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 the Board of Public Works be and is hereby requested to notify the parties obstructing the alley in the block bounded by Fort, River, Seventh and Eighth streets to cause the said obstructions to be removed within 30 days from the date of the serving of said notice, and if not complied with at the expiration of said time, the Board is hereby authorized and instructed to cause the same to be done without further instructions.

Adopted as follows:

Yeas—Ald. Atkinson, Beamer, Fracher, Haarer, Hansjosten, Hillger, Houghton, Joy, Knauss, Koch, Koenig, Lemke, McGraw, McGuire, Marx, Merrell, Miller, Moeller, Reinhardt, Schneider, Smith, Snow, Steiger, Tossy, Weibel, Wildman and the President—27.

Nays—None.

FROM THE SAME.

To the Honorable the Common Council:

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

the resolution of Ald. Atkinson, requesting this committee to consider the advisability of opening a street through the property bounded by Fort street, Summit and McKinstry avenues and the Wabash Railroad, respectfully report that we have carefully considered the matter, and beg leave to state that your committee can see no public necessity for ordering a street to be opened through the above described premises. If granted, a street opened through this property would have no outlet or beginning other than through this one block, and such a move we consider unwise. Further than this we firmly believe that it could not be shown in court that it was a public necessity. We therefore recommend that the resolution be indefinitely postponed.

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 Frank X. Kolb et al., for the vacation of an alley between Crane and Holcomb avenues, north of Kolb avenue, respectfully report that we have carefully considered the matter and beg leave to state that the petitioners are the owners of all the lots facing on the south side of Kolb avenue, between Crane and Holcomb avenues; that when said property was platted it provided for a 16 foot alley, 8 feet of which was given by the petitioners; that the petitioners are now desirous of making a change in said plan and ask that the alley, 8 feet in width, lying in the rear of lots 2, 3, 4 and part of lot 5, be vacated, and in return therefor, they will deed to the city an alley 18 feet in width off the easterly part of lot 5 of said property. Your committee can see no objection to the proposed change, inasmuch as all the interested parties are satisfied therewith, and, therefore, recommend that the prayer of the petitioners be granted; provided, they deed to the city the 18 foot alley hereinbefore referred to, and said deed is accepted by the Committee on Ways and Means and approved by the Common Council, 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 an alley 8 feet wide of Kolb & Montard's subdivision of lots 21 and 22 of Albert Crane's subdivision of P. C. 644 and the easterly 53.91 feet of P. C. 723, north of Jefferson avenue, which lies northerly and in rear of lots 2, 3, 4 and the easterly 12 feet of lot 5, be and the same is hereby vacated;

Provided, Said petitioners' deed to the city of Detroit the westerly 18 feet of lot 5 of Kolb & Montard's subdivision of lots 21 and 22 of Albert Crane's subdivision of P. C. 644 and the easterly 53.91 feet of P. C. 723, north of Jefferson avenue, and said deed is accepted by the Committee on Ways and Means and approved by the Common Council.

Adopted as follows:

Yeas—Ald. Atkinson, Beamer, Fracher, Haarer, Hansjosten, Hillger, Houghton, Joy, Knauss, Koch, Koenig, Lemke, McGraw, McGuire, Marx, Merrell, Miller, Moeller, Reinhardt, Schneider, Smith, Snow, Steiger, Tossy, Weibel, Wildman and the President—27.

Nays—None.

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen—Your Committee on Street Openings, to whom was referred the petition of B. E. Hamlin and others, for the vacation of Clay avenue, from Woodward avenue to Oakland avenue, and converting the said street into a 20-foot alley from Oakland avenue to a point 200 feet east of Woodward avenue, beg leave to report that we have carefully considered the matter and have held public meetings for the purpose of ascertaining the views of the residents upon Smith avenue and Chandler avenue, streets immediately north and south of Clay avenue, and also of citizens living in the immediate vicinity of Clay avenue. We find that houses have been built upon Smith avenue and Chandler avenue with rear lots running back to Clay avenue, which street is thus practically converted into an alley, which has become a convenient place for the dumpage of refuse, making it both unsanitary and unsightly, and we are satisfied that there is no necessity for this street, and that public interest demand that the same should be converted into an alley.

The original street was 66 feet wide, and by encroachments the street is now 56.50 feet wide at Woodward avenue, and 61.50 feet wide at Oakland avenue.

It being the policy of the Common Council to allow no alley to open on Woodward avenue, we would recommend that the proposed alley should stop 200 feet east of Woodward avenue, thereby connecting with an alley 20 feet wide, already opened, with outlets both in Smith and Chandler avenues.

By reducing this street to a 20-foot alley, the abutting property owners with lots running back from Chandler and Smith avenues would acquire land from 18.46 feet to 20.75 feet in depth, which, would be added to their lots, while the owners upon Woodward avenue would acquire land 56.50 feet in width and 200 feet in depth.

Your Committee is of the opinion that this land which would be acquired by these abutting owners is of considerable value and that the property of the abutting owners and the property of the residents in the immediate vicinity would be greatly enhanced in value by the vacation of this unsightly street, which, if it remains in its present condition, will undoubtedly be built up with cheap and undesirable houses. The value of the property being thus increased the city will receive a greater return from taxes. While the city will be thus benefited in the receipt of additional taxes, the petitioners receiving this additional land will be also benefited to a large extent, and for this reason we recommend that as a condition for the conversion of this street into an alley 20 feet wide, the property owners benefited by this change shall be required to pay for the 56.50 feet of paving on Woodward avenue in front of Clay avenue, which it is

proposed to close; and also that they purchase the easterly 35.35 feet of lot 10 of Chandler avenue subdivision, Park Lot 5 of the subdivision of Section 57, 10,000 acre tract, and also the westerly 24.65 feet of Lot 11, of said last mentioned subdivision, and dedicate the same to the city as a continuation of John R street. We believe that it is only a question of time when John R street must be opened through this block, and it is but fair that the owners of property to be benefited by the conversion of Clay avenue from a street into an alley should do this much in return for the benefits received, thus relieving the city from the payment of its portion of the expense of opening John R street in the future.

It will also be necessary to reserve the right to maintain and repair existing public sewers and water pipes in the portion of said street to be vacated.

We therefore beg leave to offer the following resolution:

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 westerly 200 feet of Clay avenue, also, all that part of Clay avenue, described as follows: Commencing at the northwesterly corner of lot 13 of Wm. Y. Hamlin and S. J. Brown's subdivision of lots Nos. 3 and 4, ¼ section 57, 10,000 acre tract; thence easterly along the southerly line of Clay avenue 364.65 feet to the westerly line of John R. street; thence northerly along the westerly line of John R street 18.81 feet; thence westerly parallel with the center line of Clay avenue 364.65 feet; thence southerly 18.46 feet to the place of beginning.

Also, all that part of Clay Avenue, described as follows: Commencing at the northwesterly corner of lot 25 of the subdivision above mentioned; thence easterly along the southerly line of Clay avenue 671.84 feet to the westerly line of Brush street; thence northerly along the westerly line of Brush street 19.50 feet; thence westerly parallel with the center line of Clay avenue 671.84 feet to the easterly line of John R street; thence southerly 18.86 feet to the place of beginning.

Also, all that part of Clay avenue, described as follows: Commencing at the northwesterly corner of lot 47 of the subdivision above mentioned; thence easterly along the southerly line of Clay avenue 303.30 feet to the westerly line of Beaubien street; thence northerly along the westerly line of Beaubien street 19.85 feet; thence westerly parallel with the center line of Clay avenue 303.30 feet to the easterly line of Brush street; thence southerly 19.56 feet to the place of beginning.

Also, all that part of Clay avenue, described as follows: Commencing at the northwesterly corner of lot 57 of the above mentioned subdivision; thence easterly along the southerly line of Clay avenue 449.50 feet to the westerly line of St. Antoine street; thence northerly along the westerly line of St. Antoine street 20.33 feet; thence westerly parallel with the center line of Clay avenue 449.50 feet to the easterly line of Beaubien street; thence south-

erly 19.90 feet to the place of beginning.

Also, all that part of Clay avenue described as follows: Commencing at the northwesterly corner of lot 72 of the subdivision above mentioned; thence easterly along the southerly line of Clay avenue 382.03 feet to the westerly line of Oakland avenue; thence northerly along the westerly line of Oakland avenue 20.75 feet; thence westerly parallel with the center line of Clay avenue 382.03 feet to the easterly line of St. Antoine street; thence southerly 20.38 feet to the place of beginning.

Also, all that part of Clay avenue, described as follows: Commencing at the southwesterly corner of lot 3 of Chandler avenue subdivision of park lot 5 of the subdivision of section 57, 10,000 acre tract; thence easterly along the northerly line of Clay avenue 364.65 feet to the westerly line of John R street; thence southerly along the westerly line of John R street 18.81 feet; thence westerly parallel with the center line of Clay avenue 364.65 feet; thence northerly 18.46 feet to the place of beginning.

Also, all that part of Clay avenue, described as follows: Commencing at the southeasterly corner of lot 24 of the subdivision last mentioned; thence westerly along the northerly line of Clay avenue, 671 85-100 feet, to the easterly line of John R. street; thence southerly along the easterly line of John R. street 18 85-100 feet; thence easterly parallel with the center line of Clay avenue, 671 85-100 feet, to the westerly line of Brush street; thence northerly 19 50-100 feet to the place of beginning.

Also, all that part of Clay avenue described as follows: Commencing at the southwesterly corner of lot 25 of the subdivision last mentioned; thence easterly along the northerly line of Clay avenue, 1245 20-100 feet, to the westerly line of Oakland avenue; thence southerly along the westerly line of Oakland avenue, 20 75-100 feet; thence westerly parallel with the center line of Clay avenue, 1245 20-100 feet, to the easterly line of Brush street; thence northerly 19 56-100 feet, to the place of beginning, be and the same is hereby vacated.

Provided, That B. E. Hamlin and other signers of the petition filed in this case deed to the City of Detroit, for street purposes, in lieu of said vacated street, the following described property, to-wit:

The easterly 35.35 feet of lot 10, of Chandler avenue subdivision, park lot 5 of the subdivision of section 57, 10,000 acre tract, and also the westerly 24.65 feet of lot 11 of said last mentioned subdivision, and

Provided, Further, That the petitioners pay into the City Treasury the amount expended by the city in the matter of paving Woodward avenue in the line of Clay avenue, being a frontage of 56.50 feet, and amounting to 395 50-100 dollars, and provided,

Further, That the city authorities shall, at all times have the right to maintain and repair existing public sewers and water pipes in said described land, proposed to be vacated, and

Provided, Further, That this resolution shall become null and void and be of no effect, unless the conditions of the same are complied with within two months from the date of the approval of this resolution.

Objected to and laid on table.