

owned by him, respectfully report that we have had the matter under consideration, and after consultation with the Corporation Counsel are by him informed that the cloud upon the title of the petitioner's property can be cleared without invalidating the taxes due upon the adjoining property. We therefore recommend, in view of said opinion, the adoption of the following resolution.

Respectfully submitted.

PHIL. H. A. BALSLEY,
HERMAN F. ZINK,
MAURICE J. KEATING,
EDMUND ATKINSON,
WM. NAGEL.

Accepted and on leave the following resolution was offered.

By Ald. Balsley:

Whereas, in assessing "the east half of lots 48 and 49, and the rear east half of the north 153.80 feet of lot 47, of the Labrosse farm, except Crane & Wesson subdivision" for the city taxes for the years 1898, 1899 and 1901, the words "except Crane & Wesson's section," were omitted from the description of each of said lots; and.

Whereas, Lots 47, 48 and 49, as originally platted included so much of lots 1, 2, 3 and 4, of Crane & Wesson's subdivision as lies immediately east of the portions of said lots 47, 48 and 49, intended to be taxed; and,

Whereas, So much of said lots 1, 2, 3 and 4 as lies east of said lots 47, 48 and 49, as now known, were separately valued and taxed for each of the years named, and no claim has been made against said lots 1, 2, 3 and 4 or any part thereof for the taxes so assessed against portions of lots 47, 48 and 49, or any part of said tax; and,

Whereas, It is apparent from the tax rolls for the years named that it was not intended to include any part of said lots 1, 2, 3 and 4, of Crane & Wesson's subdivision; be it

Resolved, That the City of Detroit hereby disclaims any lien, right, title or interest in lots 1, 2, 3 and 4, of Crane & Wesson's section of the Labrosse farm by virtue of the sale of the east half of lots 48 and 49, and the rear east half of the north 153.80 feet of the Labrosse farm for the taxes of the years 1898, 1899 and 1901, or by virtue of the sale of said last named descriptions for either of said years or by virtue of any tax levy made under said descriptions for either of the years named.

Adopted as follows:

Yeas—Ald. Allan, Atkinson, Balsley, Black, Brozo, Burns, Gutman, Harpfer, Heineman, Hillger, Keating, Koch, Lemke, McClellan, Magee, Mahs, Moeller, Mohn, Nagel, Nevermann, O'Brien, Reinhardt, Rose, Tossy, Weibel, Weiler, Weiber, Zink, 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 verdict of the jury of the Recorder's court in the matter of opening and extending Mason street, from McClellan avenue to Pennsylvania avenue, where not already opened, as a public street and highway, respectfully report that the

property in the vicinity of the improvement is largely benefited by the same and should bear a portion of the expense.

The award of the jury was \$966.40, and we recommend that \$773.12 of the amount be assessed on a local assessment district and that the remaining \$193.28 be paid by the City of Detroit out of the Street Opening fund, in accordance with the following resolution.

Respectfully submitted.

MAURICE J. KEATING,
DAVID E. HEINEMAN,
ALBERT T. ALLAN,
CHAS. H. WIEBER.

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

By Ald. Keating:

Resolved, That the Common Council of the City of Detroit do hereby fix and determine that the following described district and portion of the said City of Detroit, to-wit:

Lots 17 to 33, both inclusive, of block 9, lots 1 to 17, both inclusive, of block 10, of Yeamans and Sprague's sub. of that part of P. C. 152 lying north of Jefferson avenue.

Lots 149 to 155, both inclusive, lots 237 to 239, both inclusive, the south 10.46 feet of lot 240, the north 39.60 feet of lot 241, lots 242 and 243, of Erandon's sub. of that part of P. C.'s 337 and 257 between Jefferson avenue and Mack street and west of the east line of Cadillac Boulevard, also the south 34 feet of that part of P. C. 257 between Jefferson avenue and Mack street.

Lots 1 to 4, both inclusive, of De-Vogelaer's sub. of the south 1-2 of O. L. 19 of the sub. of the Front Concession of P. C. 10.

Lots 55 to 60, both inclusive, of Visger and Downie's sub. of O. L. 18 of the sub. of the Front Concession of P. C. 10.

Is benefited by opening and extending Mason street, from McClellan avenue to Pennsylvania avenue, where not already opened, 50 feet wide as a public street and highway.

And further resolved, It is hereby determined that the sum of \$773 12 is a just proportion of the compensation awarded by the jury for the property taken for said improvement, which should be paid by the owners or occupants of the pieces or parcels of real estate which will thus be benefited by said improvement.

And further resolved, That there be assessed and levied upon said several pieces and parcels of real estate included in the above description, the amount of \$773 12, in proportion, as near as may be, to the advantage which each lot or parcel is deemed to acquire by such improvement.

And further resolved, That the Board of Assessors of the City of Detroit be, and they are hereby directed and instructed to proceed forthwith to prepare an assessment roll in conformity with the requirements of the charter of the City of Detroit relating to special assessments for collecting the expense of public improvements where a street is graded, comprising the property hereinbefore described, upon which they shall assess and levy the amount of \$773 12, each lot or parcel to be assessed at a ratable proportion as near as may be of said amount in accordance with the amount of benefit derived by such improvement.

And it is further resolved, That

\$100.28 of the award of the jury be paid by the City of Detroit out of the Street Opening fund.

And further resolved, That said assessment shall be made in one part, which shall become due and payable in 60 days after the first publication by the Receiver of Taxes of the notice of said assessment.

Adopted as follows:

Yeas—Ald. Allan, Atkinson, Balsley, Black, Brozo, Burns, Gutman, Harpfer, Heineman, Hillger, Keating, Koch, Lemke, McClellan, Magee, Mahs, Moeller, Mohn, Nagel, Nevermann, O'Brien, Reinhardt, Rose, Tossy, Weibel, Weiler, Wieber, Zink, and the President Pro Tem—29.

Nays—None.

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen—Your Committee on Street Opening, to whom was referred so much of a resolution presented by Ald. Keating at a session held Oct. 6, (J. C. C. p. 978), as relates to the matter of opening an alley in the rear of lot 28 Newbold's sub. of P. C. 678, south of Gratiot avenue, between Field avenue and E. Grand Boulevard, respectfully report that we have had the matter under consideration, have complied with rule 22, and after listening to the arguments feel satisfied that a local necessity exists for the opening of said alley as originally petitioned for, and we therefore recommend that the report presented by this committee at a session held June 9, 1903, (J. C. C. p. 543), be readopted.

Respectfully submitted,

MAURICE J. KEATING,
DAVID E. HEINEMAN,
ALBERT T. ALLAN,
CHAS. H. WIEBER.

Accepted and adopted as follows:

Yeas—Ald. Allan, Atkinson, Balsley, Black, Brozo, Burns, Gutman, Harpfer, Heineman, Hillger, Keating, Koch, Lemke, McClellan, Magee, Mahs, Moeller, Mohn, Nagel, Nevermann, O'Brien, Reinhardt, Rose, Tossy, Weibel, Weiler, Wieber, Zink, and the President Pro Tem—29.

Nays—None.

Ald. Jeffries entered and took his seat

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen—Your Committee on Street Openings, to whom was referred the petition of John Kurntz et al. for the opening of Charlevoix street from McDougall avenue to easterly city limits, respectfully report that we have had the matter under consideration, have complied with rule 22 and after a personal investigation feel satisfied that a public necessity exists for the opening of said avenue between the firm belief that the sooner this street is opened, which it eventually will be, the less expensive it will be to those who will be called upon to pay an assessment. We therefore recommend that the Corporation Counsel be instructed to prepare the proper resolution for the opening of Charlevoix street from McDougall avenue to the easterly limits, where not already opened.

Respectfully submitted,
MAURICE J. KEATING,
DAVID E. HEINEMAN,
ALBERT T. ALLAN,
CHAS. H. WIEBER.

Accepted and adopted.

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen—Your Committee on Street Openings, to whom was referred so much of a resolution presented by Ald. Keating at a session held Oct. 6 (J. C. C., page 978), as relates to the matter of opening Canfield avenue from Mt. Elliott to Meldrum avenues, also petition of Jacob Kock et al. for the opening of above mentioned thoroughfare, respectfully report that we have had the same under consideration, have complied with rule 22 and after listening to the arguments, feel satisfied that a public necessity exists for the opening of the above mentioned avenue between the points hereinbefore described. We therefore recommend that the Corporation Counsel be instructed to institute such legal proceedings as may be necessary to open Canfield avenue from Mt. Elliott to Meldrum avenues, where not already opened.

Respectfully submitted,

MAURICE J. KEATING,
DAVID E. HEINEMAN,
ALBERT T. ALLAN,
CHAS. H. WIEBER.

Accepted and adopted as follows:

Yeas—Ald. Allan, Atkinson, Balsley, Black, Brozo, Burns, Gutman, Harpfer, Heineman, Hillger, Jeffries, Keating, Koch, Lemke, McClellan, Magee, Mahs, Moeller, Mohn, Nagel, Nevermann, O'Brien, Reinhardt, Rose, Tossy, Weibel, Weiler, Wieber, Zink, and the President Pro Tem—30.

Nays—None.

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen—Your Committee on Street Openings, to whom was referred the petition of G. Korneffel for opening alley between Concord and Canton avenues, north of Kercheval avenue, respectfully report that we have visited the premises, have complied with the provisions of rule 22, and after listening to the arguments pro and con, feel satisfied that a local necessity exists for the opening of the alley above mentioned as petitioned for. We therefore recommend that the Corporation Counsel be instructed to institute such legal proceedings as may be necessary for the opening of the above described alley from Kercheval avenue north to the unplatted property where not already opened.

Respectfully submitted,

MAURICE J. KEATING,
DAVID E. HEINEMAN,
ALBERT T. ALLAN,
CHAS. H. WIEBER.

Accepted and adopted as follows:

Yeas—Ald. Allan, Atkinson, Balsley, Black, Brozo, Burns, Gutman, Harpfer, Heineman, Hillger, Jeffries, Keating, Koch, Lemke, McClellan, Magee, Mahs, Moeller, Mohn, Nagel, Nevermann, O'Brien, Reinhardt, Rose, Tossy, Weibel, Weiler, Wieber, Zink, and the President Pro Tem—30.

Nays—None.

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen—Your Committee on Street Openings to whom was referred back the matter of widening the alley in the block bounded by Champlain st., St. Paul, Beaufait and Bellevue aves., under a resolution presented by Ald Keating at a session held on Oct. 6th, respectfully report that we have had the matter under consideration, have notified all the abutting property owners of the proposed widening of said alley, and after listening to the arguments presented by them, feel satisfied that a large majority are opposed to the widening of the alley, and in view of this your committee recommend that so much of the resolution above referred to, (J. C. C. p-978) as pertains to the above described alley, be indefinitely postponed and that notice to that effect be served upon the Corporation Counsel.

Respectfully submitted,
MAURICE J. KEATING,
DAVID E. HEINEMAN,
ALBERT T. ALLAN,
CHAS. H. WIEBER.

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 Rev. A. P. Ternes et al. for vacation of part of alley between Canfield and Willis aves., by report of the Committee on Streets presented at a session held Nov. 17, 1903, respectfully report that we have had the matter under consideration and find upon examination that the church represented by the petitioner is the owner of considerable property in the block bounded by McDougall, Willis, Canfield aves and Collins st.; that there is a 19 ft. alley lying in the rear of lots 1, 2, 3, and part of 4, on the s. s. of Canfield ave. which the petitioners desire vacated for the purpose of adding additional buildings for their use. All of the property owners affected by said vacation having given their consent to said vacation, your committee recommend that the request of the petitioners be granted and therefore offer the following resolution.

Respectfully submitted,
MAURICE J. KEATING,
DAVID E. HEINEMAN,
ALBERT T. ALLAN,
CHAS. H. WIEBER.

Accepted and on leave the following resolution was offered:

By Ald. Keating:

Resolved, That the westerly 113.40 ft. of the alley s. of and parallel to Canfield ave. in block 61—McDougall Farm, be and the same is hereby vacated, provided the abutting property owners pay into the City Treasury any expense that may have been incurred by the city in the construction of crosswalks, sidewalks, etc., as certified to by the City Engineer.

Adopted as follows:

Yeas—Ald. Allan, Atkinson, Balsley, Black, Brozo, Burns, Gutman, Harpfer, Heineman, Hillger, Jeffries, Keating, Koch, Lemke, McClellan, Magee, Mahs, Moeller, Mohn, Nagle, Nevermann, O'Brien, Rein-

hardt, Rose, Tossy, Weibel, Weiler, Weiber, Zink and the President Pro Tem.—30.
Nays—None.

Resolutions.

FIRST WARD.

By Ald. Heinemann:

Resolved, That the Special Committee on investigation of operation of cars by Detroit United Railway and are hereby requested to provide if possible that transfers to provide side may be used at the option of the passenger either on the east street or Trumbull avenue cars.

Adopted.

By Ald. Heineman:

Resolved, That the Corporation Counsel be and is hereby requested to inform the Council what steps are advisable in order to quiet title or otherwise determine the status of Custer avenue.

Adopted.

By Ald. Heineman:

Resolved, That the Committee on Ordinances be and are hereby directed to frame an ordinance restricting the hours in which the sidewalks in front of business places within the mile circle may be swept and cleaned.

Adopted.

By Aid. Heineman:

Resolved, That the Park Commissioner be and is hereby requested to inform the Council what provision he is able to make for storing privately owned row boats and canoes at Belle Island during the entire year.

Adopted.

By Ald. Heineman:

Resolved, That Rule 1 of the Common Council rules be and is hereby amended so as to provide for an additional committee of five, to stand next on the regular order to the Street Opening Committee, to be known as the Committee on Public Utilities, whose duty it shall be to investigate complaints and petitions relative to the service of street cars, private lighting, power and heating companies, telephones, water supply and other public conveniences. Until such committee is appointed, the duties of the same shall be performed by the Special Committee now acting.

Referred to the Committee on Rules.

SECOND WARD.

By Ald. Black:

Resolved, That the Department of Public Works be and is hereby authorized to issue a permit to H. M. Lick to construct area in alley running north from Duffield and east of and parallel with Clifford street.

Provided, That said work shall be performed under the supervision of the Department of Public Works, and in accordance with plans submitted to and approved by said Department, and provided further, that no rights in the public street shall be considered waived by this permission, which is granted expressly on the condition that said area and all obstructions in connection therewith shall be removed any time when so directed by the Common Council.

Adopted as follows:

Yeas—Ald. Allan, Atkinson, Balsley, Black, Brozo, Burns, Gutman, Harpfer, Heineman, Hillger, Jeffries, Keating, Koch, Lemke, McClellan, Magee,