

and avenues, respectfully report that we have had the matter under consideration, have made a personal investigation and beg leave to state that we have no objection to the construction of the proposed covered areaways, but in so far as the open stairway is concerned, your committee are unanimously opposed to granting them permission to construct same for the reason that the space between the building and the curb is too narrow to permit of its construction. We therefore recommend that the resolution above referred to (J. C. C., p. 525) be amended by striking out the words "areas," in the first paragraph, and also the words "and stairway," in the last paragraph, after the word "area," and that the resolution as so amended be adopted.

Respectfully submitted,

WM. F. MOELLER,  
GEO. A. OWEN,  
WM. GUTMAN,  
GEO. H. ELLIS,  
WM. HILLGER.

Accepted and adopted as follows:

Yeas—Ald. Allan, Brozo, Burns, Burton, Ellis, Fisher, Freiwald, Gadde, Gibbons, Goeschel, Grindley, Gutman, Harpfer, Heineman, Hillger, Jeffries, Keating, Kingsley, Koch, Moeller, Mohn, Ostrowski, Owen, Rose, Tossy, Vernor, Watson, Weibel, Weiler, Wieber, Wing, Zink and the President—33.  
Nays—None.

### Unfinished Business.

Consent being granted, Ald. Moeller moved to take from the table a resolution laid over May 23, 1905, granting permission to A. Booth & Co. to construct spur track across River street, etc., which motion prevailed.

The following was offered as a substitute:

By Ald. Moeller:

Resolved, That subject to the conditions, restrictions and limitations contained in an ordinance entitled "An ordinance to provide for the construction, maintenance and operation of sidetracks and spur tracks upon and across any public street or highway in the City of Detroit, approved Feb. 18, 1902," consent, permission and authority be and the same is hereby given and granted to A. Booth & Co. to construct, maintain and operate a spur track across River street, and also an elevated spur track from the P. M. Railroad across Congress and Sixth streets, crossing said streets diagonally, in accordance with a map and survey thereof on file in the office of the Commissioner of Public Works. Provided, that no work is to be done on the construction of said elevated spur track until they file with the City Clerk an indemnity bond in the sum of \$10,000 to indemnify, save and keep harmless the City of Detroit from any and all costs, damages or expense of any kind whatsoever which may be suffered by the City of Detroit or which it may be put to or which may accrue against, by charging to or recovering from said city from or by reason of the granting of permission to construct said elevated or surface spur tracks or from or by reason of any acts or things done under or by authority or permission herein granted. Said bond shall be kept in force throughout the life of

this permit and shall, if necessary, be renewed whenever so directed by the Common Council, and also submit detailed plans and specifications of the proposed elevated track from the P. M. R. R. to their warehouse, crossing diagonally at the intersection of Congress and Sixth streets, with the Department of Public Works, and said plans and specifications are approved by said department, and further provided that all of said work shall be done under the supervision of said Department of Public Works.

Adopted as follows:

Yeas—Ald. Allan, Brozo, Burns, Burton, Ellis, Fisher, Freiwald, Gadde, Gibbons, Goeschel, Grindley, Gutman, Harpfer, Heineman, Hillger, Jeffries, Keating, Kingsley, Koch, Moeller, Mohn, Ostrowski, Owen, Rose, Tossy, Vernor, Watson, Weibel, Weiler, Wieber, Wing, Zink and the President—33.  
Nays—None.

### Reconsideration.

Ald. Burns moved that the vote by which the foregoing resolution was adopted be reconsidered.

Whereupon Rule 28 was suspended and the motion indefinitely postponed. The regular order was resumed.

### Sewers.

To the Honorable the Common Council:

Gentlemen—Your Committee on Sewers, to whom was referred the communication from the Department of Public Works submitting proposals for constructing extension of Chene street sewer outlet and dock from present terminus to the United States government harbor line, including stone face, etc., beg leave to report that we have had the same under consideration and find that John Ginzel & Company are the lowest bidders. Your committee, believing the bids submitted to be reasonable, recommend that the Department of Public Works be authorized to enter into a contract with said firm for doing said work and that the resolution presented by Ald. Rose at a session held on the 16th inst. (J. C. C., p. 515) be adopted.

Respectfully submitted,

HIRAM L. ROSE,  
MAX. C. KOCH,  
CHAS. F. WING,  
ANTHONY H. FISHER,  
FRED MOHN.

Accepted and adopted as follows:

Yeas—Ald. Allan, Brozo, Burns, Burton, Ellis, Fisher, Freiwald, Gadde, Gibbons, Goeschel, Grindley, Gutman, Harpfer, Heineman, Hillger, Jeffries, Keating, Kingsley, Koch, Moeller, Mohn, Ostrowski, Owen, Rose, Tossy, Vernor, Watson, Weibel, Weiler, Wieber, Wing, Zink and the President—33.  
Nays—None.

### Street Openings.

To the Honorable the Common Council:

Gentlemen—Your Committee on Street Openings to whom was referred the petition of Ralph L. Aldrich for the acceptance of a plat, beg leave to report that we have had the same under consideration and find that said plat is a sub. of lots 37, 40 and 41 of sub. of P. C. 644, between Mack and Gratiot avenues. Said plat being in conformity with the plan of the city



we recommend its acceptance and approval and the adoption of the following resolution.

Respectfully submitted,  
 CHARLES W. BURTON,  
 JOHN HARPFER,  
 W. P. KINGSLEY,  
 EDWARD J. KORTE,  
 CHARLES H. WIEBER.

Accepted, and on leave the following resolution was offered:

By Ald. Burton:  
 Resolved, That the plat of Ralph L. Aldrich's sub. of lots 37, 40 and 41 of sub. of P. C. 644, between Mack and Gratiot avenues, be and the same is hereby accepted and the Commissioner of Public Works be and he is hereby directed to sign and approve same.

Adopted as follows:  
 Yeas—Ald. Allan, Brozo, Burns, Burton, Ellis, Fisher, Freiwald, Gadde, Gibbons, Goeschel, Grindley, Gutman, Harpfer, Heineman, Hillger, Jeffries, Keating, Kingsley, Koch, Moeller, Mohn, Ostrowski, Owen, Rose, Tossy, Vernor, Watson, Weibel, Weiler, Wieber, Wing, Zink and the President—33.  
 Nays—None.

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen — Your Committee on Street Openings to whom was referred the petition of the Hannan Realty Company for acceptance of plat of Hannan's sub. of Alger Place, sub. of sec. 43, 10,000 acre tract, respectfully report that we have had the same under consideration and find that said plat conforms with the plan of the city. We therefore recommend its acceptance and approval and the adoption of the following resolution.

Respectfully submitted,  
 CHARLES W. BURTON,  
 JOHN HARPFER,  
 W. P. KINGSLEY,  
 EDWARD J. KORTE,  
 CHARLES H. WIEBER.

Accepted, and on leave the following resolution was offered:

By Ald. Burns:  
 Resolved, That the plat of Hannan's sub of lots 2, 7, 8 and 9 of Alger Place, sub. of lot 9 and the southerly 22 acres of lots 5 and 6, quarter section 43, 10,000 acre tract, be and the same is hereby accepted and the Commissioner of Public Works be and he is hereby directed to sign and approve the same.

Adopted as follows:  
 Yeas—Ald. Allan, Brozo, Burns, Burton, Ellis, Fisher, Freiwald, Gadde, Gibbons, Goeschel, Grindley, Gutman, Harpfer, Heineman, Hillger, Jeffries, Keating, Kingsley, Koch, Moeller, Mohn, Ostrowski, Owen, Rose, Tossy, Vernor, Watson, Weibel, Weiler, Wieber, Wing, Zink and the President—33.  
 Nays—None.

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen — Your Committee on Street Openings, to whom was referred the petition of Grosfield & Scanlon for acceptance of a plat, respectfully report that we have had the same under consideration and find that said plat is in conformity to the general plan of the city, and so being we recommend its acceptance and the adoption of the following resolution.

Respectfully submitted,  
 CHARLES W. BURTON,  
 JOHN HARPFER,  
 W. P. KINGSLEY,  
 EDWARD J. KORTE,  
 CHARLES H. WIEBER.

Accepted, and on leave the following resolution was offered:

By Ald. Burton:  
 Resolved, That the plat of Grosfield & Scanlon's sub. of lots 10, 11, 12 and 13, block 1 of C. F. Campau's sub. of the westerly half of rear concession of P. C. 78, be and the same is hereby accepted and approved and the Commissioner of Public Works be and he is hereby directed to sign and approve same.

Adopted as follows:  
 Yeas—Ald. Allan, Brozo, Burns, Burton, Ellis, Fisher, Freiwald, Gadde, Gibbons, Goeschel, Grindley, Gutman, Harpfer, Heineman, Hillger, Jeffries, Keating, Kingsley, Koch, Moeller, Mohn, Ostrowski, Owen, Rose, Tossy, Vernor, Watson, Weibel, Weiler, Wieber, Wing, Zink, and the President—33.  
 Nays—None.

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen — Your Committee on Street Openings, to whom was referred the petition of Henry Wunsch for the acceptance of plat of Chambe's sub. of the southerly 253 feet of the northerly one-half of lot 6, sub. of Chapoton farm, P. C.'s 11 and 453, respectfully report that we have had the same under consideration and find said plat in accordance with the plan of the city, and so being recommend its approval. We therefore offer the following resolution.

Respectfully submitted,  
 CHARLES W. BURTON,  
 JOHN HARPFER,  
 W. P. KINGSLEY,  
 EDWARD J. KORTE,  
 CHARLES H. WIEBER.

Accepted, and on leave the following resolution was offered:

By Ald. Burton:  
 Resolved, That the plat of Chambe's sub. of the southerly 253 feet of the northerly one-half of lot 6, sub. of Chapoton farm, P. C.'s 11 and 453, be and the same is hereby accepted and the Commissioner of Public Works be and he is hereby directed to sign and approve same.

Adopted as follows:  
 Yeas—Ald. Allan, Brozo, Burns, Burton, Ellis, Fisher, Freiwald, Gadde, Gibbons, Goeschel, Grindley, Gutman, Harpfer, Heineman, Hillger, Jeffries, Keating, Kingsley, Koch, Moeller, Mohn, Ostrowski, Owen, Rose, Tossy, Vernor, Watson, Weibel, Weiler, Wieber, Wing, Zink, and the President—33.  
 Nays—None.

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen — Your Committee on Street Openings, to whom was referred the petition of Jacob Bastendorf for vacation of part of an alley, respectfully report that we have had the matter under consideration and find that petitioner is the owner of lots 23 and 24 of Lothrop's sub. of part of P. C. 678, situate on north side of Jefferson avenue between the East Grand Boulevard and Helen avenue; that there is a public alley 20 feet in width in rear of said lots which petitioner



desires vacated; that said alley in rear of petitioner's premises leads on to the Boulevard and the Commissioner of Parks and Boulevards some time since erected three large posts in front of said alley so as to prevent all ingress and egress therefrom. Your committee, after a personal investigation, can see no objection to granting petitioner's request, and inasmuch as the Lothrop Estate Company, owners of the remaining property in said block, have given their consent to its vacation, we recommend that petitioner's request be granted and we therefore offer the following resolution.

Respectfully submitted,  
**CHARLES W. BURTON,**  
**JOHN HARPFER,**  
**W. P. KINGSLEY,**  
**EDWARD J. KORTE,**  
**CHARLES H. WIEBER.**

Accepted, and on leave the following resolution was offered:  
 By Ald. Burton:

Resolved, That the east 58.28 feet of the 20 foot wide public alley lying west of east Grand Boulevard, north of Jefferson avenue in rear of lots 23 and 24 of Lothrop's sub. of part of P. C. 678, between Jefferson avenue and Champlain street be and the same is hereby vacated.

Adopted as follows:  
 Yeas—Ald. Allan, Brozo, Burns, Burton, Ellis, Fisher, Freiwald, Gadde, Gibbons, Goeschel, Grindley, Gutman, Harpfer, Heineman, Hillger, Jeffries, Keating, Kingsley, Koch, Moeller, Mohn, Ostrowski, Owen, Rose, Tossy, Vernor, Watson, Weibel, Weiler, Wieber, Wing, Zink and the President—33.  
 Nays—None.

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen—Your Committee on Street Openings, to whom was referred the communication from the Controller relative to an award made to Charles Parsons as owner of lot 59 of sub. of part of P. C. 473, known as Stanton farm, in the matter of opening Lafayette avenue, and also award to William Johnston of \$100 for mortgage interest in said property, respectfully report that we have had the same under consideration and find that the \$100 was never paid to said Johnston. The mortgage in question we find was discharged on May 2, 1887, and the estate of Charles Parsons now makes demand for the \$100 awarded to William Johnston, which money is and has been in the treasury since the above date. Your committee, after a thorough investigation of the subject and being satisfied that the title rests in the estate of Charles Parsons, recommend that the sum of \$100 awarded to William Johnston for mortgage interest in said property be now paid to the estate of Charles Parsons, the mortgage in question having been discharged as above stated, and therefore offer the following resolution.

Respectfully submitted,  
**CHARLES W. BURTON,**  
**JOHN HARPFER,**  
**W. P. KINGSLEY,**  
**EDWARD J. KORTE,**  
**CHARLES H. WIEBER.**

Accepted, and on leave the following resolution was offered:  
 By Ald. Burton:

Resolved, That the City Controller

be and he is hereby authorized and instructed to draw a warrant upon the proper fund in favor of the estate of Charles Parsons for the sum of \$100, being the amount awarded to William Johnston for mortgage interest in lot 59 of sub. of part of P. C. 473, known as Stanton farm, at the time the verdict was rendered in the matter of opening Lafayette avenue in 1887, which said mortgage was discharged May 2, 1887, upon presentation of the proper proof and receipt therefor.

Adopted as follows:

Yeas—Ald. Allan, Brozo, Burns, Burton, Ellis, Fisher, Freiwald, Gadde, Gibbons, Goeschel, Grindley, Gutman, Harpfer, Heineman, Hillger, Jeffries, Keating, Kingsley, Koch, Moeller, Mohn, Ostrowski, Owen, Rose, Tossy, Vernor, Watson, Weibel, Weiler, Wieber, Wing, Zink and the President—33.  
 Nays—None.

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen—Your Committee on Street Openings, to whom was referred the petition of August Schultze et al. for acceptance of deeds of land to be used for alley purposes in block bounded by River street and the Wabash Railroad, Dragoon and Military avenues, respectfully report that we have had the same under consideration and find that said deeds are certified to by the City Engineer as being correct in description and by the Corporation Counsel as being correct in form and execution. Your committee believe that said property should be accepted for the purpose for which it was dedicated, and therefore recommend the reference of said deeds to the Committee on Ways and Means for acceptance and approval.

Respectfully submitted,

**CHARLES W. BURTON,**  
**JOHN HARPFER,**  
**W. P. KINGSLEY,**  
**EDWARD J. KORTE,**  
**CHARLES 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 petitions of Ralph L. Alderich, Peter W. Schulte and various others for permission to pay street opening assessment without penalty and interest, respectfully report that petitioners are the owners of certain property assessed for the opening of Warren avenue west, which assessments, it will be remembered, were contested in the Supreme Court of this State and a verdict finally returned in favor of the city, as fully set forth in the communication submitted by the Corporation Counsel at a session held on April 11 last (J. C., p. 368). After due deliberation your committee cannot see its way clear to grant the request of petitioners in full but recommend as a compromise, which we believe entirely fair and equitable to all parties concerned, that all those interested be allowed to pay their respective assessments at the original amount with interest added thereto at the rate of 5 per cent per annum to date of payment; provided, said assessments are paid within 90 days from the date of



the adoption of the accompanying resolution.

Respectfully submitted,  
 CHARLES W. BURTON,  
 JOHN HARPFER,  
 W. P. KINGSLEY,  
 EDWARD J. KORTE,  
 CHARLES H. WIEBER.

Accepted, and on leave the following resolution was offered:

By Ald. Burton:

Resolved, That the Receiver of Taxes be and is hereby authorized and instructed to receive all assessments, except those from litigants or their assignees, due upon assessment roll No. 46, made and prepared for the opening of Warren avenue west at the original amount thereof with interest added thereto at the rate of 5 per cent per annum to date of settlement of said assessments, and cancel the balance due thereon; provided, said assessments are paid within 90 days from the date of the adoption of the following resolution.

Adopted as follows:

Yeas—Ald. Allan, Brozo, Burns, Burton, Ellis, Fisher, Freiwald, Gadde, Gibbons, Goeschel, Grindley, Gutman, Harpfer, Heineman, Hillger, Jeffries, Keating, Kingsley, Koch, Moeller, Mohn, Ostrowski, Owen, Rose, Tossy, Vernor, Watson, Weibel, Weiler, Wieber, Wing, Zink and the President—33.

Nays—None.

**Taxes.**

To the Honorable the Common Council:

Gentlemen — Your Committee on Taxes, to whom was referred the petition of the Michigan Central Railroad for the cancellation of certain taxes, respectfully report that we have had the matter under consideration and find that said company on May 21, 1903, acquired from George L. Beecher et al. the westerly 18 feet of the southerly 526 feet of lot B of George L. Beecher's Factory Site subdivision, etc.; that a railroad track was constructed through said strip of property in the spring of 1904, and that during said year the same was used exclusively for railroad purposes.

We also find that on August 29, 1902, said company acquired from George L. Beecher et al. another strip of land 18 feet in width extending from Hyacinth street to the M. C. R. R. main line, west of Beecher avenue, and that said strip was, during the year 1904, owned, occupied and used exclusively for railroad purposes; that both of the aforesaid parcels of land were assessed and taxed for the year 1904. Your committee find, however, that the same being used exclusively for railroad purposes, were not subject to be taxed locally for said year.

In view of this your committee recommend that the request of petitioners be granted and the following resolution adopted.

Respectfully submitted,  
 MAURICE J. KEATING,  
 HERMAN F. ZINK,  
 OTTO C. GOTSCHIEL,  
 ALBERT F. GADDE,  
 M. J. OSTROWSKI,

Accepted, and on leave the following resolution was offered:

By Ald. Keating:

Resolved, That the Receiver of Taxes be and he is hereby authorized

and instructed to cancel the general city taxes levied against the westerly 18 feet of the southerly 526 feet of lot B of George L. Beecher's Factory Site subdivision of that part of the Brevoort farm between Michigan avenue and the M. C. R. R., also the general city taxes levied against a strip of land 18 feet wide running from Hyacinth street to the M. C. R. R., west of lots 26 and 27 and east of lot 28, west of Beecher avenue, for the year 1904, for reasons set forth in above report.

Adopted as follows:

Yeas—Ald. Allan, Brozo, Burns, Burton, Ellis, Fisher, Freiwald, Gadde, Gibbons, Goeschel, Grindley, Gutman, Harpfer, Heineman, Hillger, Jeffries, Keating, Kingsley, Koch, Moeller, Mohn, Ostrowski, Owen, Rose, Tossy, Vernor, Watson, Weibel, Weiler, Wieber, Wing, Zink and the President—33.

Nays—None.

**FROM THE SAME.**

To the Honorable the Common Council:

Gentlemen — Your Committee on Taxes, to whom was referred the petition of H. Houghten for refund of personal tax, respectfully report that we have had the same under consideration and find that petitioner filed a statement in March last of his assessable property from his main office in the Second ward, amounting to \$40,000; that said statement was accepted by the Board of Assessors and petitioner was so informed thereof. It is now found, however, that in addition to said assessment, through a clerical error on the part of the Board of Assessors, an assessment of \$5,000 was levied against the yard situate at the intersection of Dubois and Atwater streets, which said error is acknowledged, and so being, we recommend the adoption of the following resolution.

Respectfully submitted,  
 MAURICE J. KEATING,  
 HERMAN F. ZINK,  
 OTTO C. GOESCHEL,  
 ALBERT F. GADDE,  
 MARTIN J. OSTROWSKI,

Accepted, and on leave the following resolution was offered:

By Ald. Keating:  
 Resolved, That the City Controller by and he is hereby authorized and instructed to draw a warrant on the proper fund in favor of H. Houghten for the sum of \$76 64, being the amount of taxes upon a personal assessment of \$5,000 over-assessed against H. Houghten for the year 1904, as acknowledged by the Board of Assessors, upon presentation of the proper receipt showing all personal taxes levied against him for the year 1904 to have been paid.

Adopted as follows:

Yeas—Ald. Allan, Brozo, Burns, Burton, Ellis, Fisher, Freiwald, Gadde, Gibbons, Goeschel, Grindley, Gutman, Harpfer, Heineman, Hillger, Jeffries, Keating, Kingsley, Koch, Moeller, Mohn, Ostrowski, Owen, Rose, Tossy, Vernor, Watson, Weibel, Weiler, Wieber, Wing, Zink and the President—33.

Nays—None.

**FROM THE SAME.**

To the Honorable the Common Council:

Gentlemen — Your Committee on