

tion on Junction avenue; the abuttal damages to this same property due from the City to the petitioner were not paid until March 2, 1910.

No interest was paid by the City to petitioner on this payment of March 2, and the contention of the petitioner that it should not be required to pay interest and penalties on the amount due from it to the City is, we think, well founded, as both payments are but details of the same transaction.

OTTO C. GOESCHEL,
JOSEPH L. THEISEN,
D. ROSENTHAL,
GEO. A. OWEN,
WM. GUTMAN,
MARTIN J. OSTROWSKI.

Accepted and leave being granted, the following resolution was offered:
By Ald. Goeschel:

Resolved, That the City Treasurer be, and he is directed to receive from the Union Transfer & Storage Company the amounts of special assessments for paving and laying sidewalk on Leavitt street against all that part of private claim 260, lying between Leavitt street and the Michigan Central Railroad and west of Junction avenue, Detroit, without penalties or interest, provided payment of such amounts be made within 10 days from date of the terms hereof becoming operative.

Adopted as follows:

Yeas—Ald. Allan, Burton, Ellis, Field, Freiwald, Garvey, Goeschel, Grindley, Gutman, Harpfer, Heineman, Keating, Koenig, Konkell, Korte, Lempke, Ostrowski, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Wing, Zink, Zoeller and the President—35.
Nays—None.

FROM THE SAME.

To the Honorable Common Council:
Gentlemen—Your Committee on Streets, to whom was referred the resolution presented by Ald. Keating, authorizing the Department of Public Works to issue a permit to Mrs. H. C. Wyman to construct areaway alongside of building southwest corner of Porter and Second streets, respectfully report that we have had the same under consideration and beg leave to state that said area is of the usual pattern and design, and so being we recommend that said resolution, presented at a session held on the 1st inst. (J. C. C., p. 284), be adopted.

Respectfully submitted,

OTTO C. GOESCHEL,
JOSEPH L. THEISEN,
D. ROSENTHAL,
GEO. A. OWEN,
WM. GUTMAN.

Accepted and adopted as follows:

Yeas—Ald. Allan, Burton, Ellis, Field, Freiwald, Garvey, Goeschel, Grindley, Gutman, Harpfer, Heineman, Keating, Koenig, Konkell, Korte, Lempke, Ostrowski, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Wing, Zink, Zoeller and the President—35.
Nays—None.

Street Openings.

To the Honorable Common Council:
Gentlemen—Your Committee on Street Openings, to whom was referred the petition of Briscoe Manufacturing Co. for vacation of certain

alleys, respectfully report that we have had the same under consideration and find that petitioners are the owners of all of the property located in the block bounded by Woodward avenue, Cass avenue and Baltimore avenue and the Grand Trunk R. R. right of way, that there are located in said block two public alleys, 12 and 16 feet in width, respectively, which petitioners desire vacated in order to enlarge the plants now located in said block, and your committee seeing no particular objection thereto, recommend the adoption of the following resolution.

Respectfully submitted,
DAVID E. HEINEMAN,
WM. F. ZOELLER,
CHAS. W. BURTON,
JAMES VERNOR,
CHAS. F. WING,
X. B. KONKEL,
ALBERT T. ALLAN.

Accepted, and on leave the following resolution was offered:

By Ald. Heineman:

Resolved, That "all of the public alley 16 feet wide first west of and parallel to Woodward avenue and extending from the south line of Baltimore avenue to the north line of the Grand Trunk R. R. right of way;" also "all of the public alley 12 feet wide first south of and parallel to Baltimore avenue and extending from the east line of Cass avenue to the east line of lot 9, Leavitt's sub. of that part of frac. sec. 31, T. 1 S., R. 12 E, bounded by Milwaukee and Woodward avenues, the Grand Trunk R. R. and the rear lines of private claims and the west line of frac. sec. 31, also lots 8 to 17, both inclusive, part of block 5 of Henry Weber's sub. of part of frac. secs. 31 and 36, T. 1 S., R. 11 and 12 E, and part of the Paker and Forsyth farms," be and the same are hereby vacated; provided that the Briscoe Manufacturing Co. and Ellen P. Stevens, who acquire title to the property herein vacated, pay into the City Treasury within thirty days from the date of the approval hereof whatever expense may have been incurred by the City in the matter of constructing crosswalks, furnishing curb, paving, etc., as may be certified by the City Engineer, and provided further, that said grantee files with the City Clerk within 15 days, in writing, waiving therein all damages that may result or accrue to said grantee or assigns, by reason of the separation of grades on account of said alleys hereby vacated, and said agreement is approved by the Corporation Counsel as being correct in form and execution and accepted by the Common Council, otherwise this resolution shall be of no force or effect.

Adopted as follows:

Yeas—Ald. Allan, Burton, Ellis, Field, Freiwald, Garvey, Goeschel, Grindley, Gutman, Harpfer, Heineman, Keating, Koenig, Konkell, Korte, Lempke, Ostrowski, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Wing, Zink, Zoeller and the President—35.
Nays—None.

FROM THE SAME.

To the Honorable Common Council:
Gentlemen—Your Committee on Street Openings, to whom was referred the petition of Rev. Joseph

Janseck, et al, for vacation of an alley, respectfully report that petitioners are the owners of lots 1-8, both inclusive, of John Kinsel's sub., of lots 27 and 28 of Johnson's sub., etc., situate on the n. w. corner of Ash street and Lawton avenue; that there is a public alley 15 feet wide lying in the rear of lots 1-7, both inclusive, and adjoining lot 8, which your petitioners desire vacated for church purposes, and your Committee seeing no objection thereto, recommend that said alley be vacated and we therefore recommend the adoption of the following resolution.

Respectfully submitted,

DAVID E. HEINEMAN
WM. F. ZOELLER
CHAS. W. BURTON
JAMES VERNOR
CHAS. F. WING
ALBERT T. ALLAN
X. B. KONKEL.

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

Resolved, That all of the public alley west of Lawton avenue and first north of and parallel to Ash street as shown upon the plat of John Kinsel's sub. of P. C. 727 and 729, be and the same is hereby vacated, provided, petitioners who acquire title to said property pay into the City Treasury within thirty days from the date of the adoption hereof, whatever expense may have been incurred by the City in the matter of paving Lawton avenue within the lines of said alley, as may be certified to by the City Engineer.

Adopted as follows:

Yeas—Ald. Allan, Burton, Ellis, Field, Freiwald, Garvey, Goeschel, Grindley, Gutman, Harpfer, Heineman, Keating, Koenig, Konkkel, Korte, Lempke, Ostrowski, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Wing, Zink, Zoeller and the President—35.
Nays—None.

FROM THE SAME.

To the Honorable Common Council:

Gentlemen—Your Committee on Street Openings, to whom was referred the petition of Rev. James Stapleton for vacation of alley in the rear of lots 95 and 96, situate on the west side of Parkview avenue, and lots 14 and 15, situate on the north side of Agnes avenue, also for the vacation of the southerly 5.20 feet of Agnes avenue, as now opened, which property was condemned by the City of Detroit for street purposes, but which will not be required by the City, respectfully report that we have had the matter under consideration and find that the Church of the Annunciation, represented by petitioner, is the owner of all the property located on the west side of Parkview avenue and extending from Agnes avenue south to the public alley first north of and parallel with Jefferson avenue, and also the unplatted property lying in the rear thereof, having a depth of 73.15 feet, also lots 14 and 15, situate on the south side of Agnes avenue, between Parkview and McClellan avenues; that there is a public alley lying in the rear of lots 14 and 15, 95

and 96 and lot 7, which petitioners desire vacated, and in consideration of said vacation will dedicate to the City corner of their property so as to increase the width of the present alley to 18 feet, which will afford sufficient space in which to turn any vehicle that might have occasion to enter there, to which your Committee can see no objection. As to the strip of 5.20 feet owned by the City and condemned for the opening of Agnes avenue, we beg leave to state that said strip was condemned in order that the title thereof might rest in the City of Detroit and not in the original owner, so that in the event of said street being paved and sidewalks constructed the expense of same would be levied against the abutting owner, and inasmuch as Agnes avenue is but 50 feet wide east of Crane avenue and the street at this particular point is nearly 60 feet wide, there can be no possible objection to vacating that portion of said street owned by the City, but not required for street purposes, and we therefore recommend the adoption of the following resolution.

Respectfully submitted,

DAVID E. HEINEMAN,
WM. F. ZOELLER,
CHAS. W. BURTON,
JAMES VERNOR,
CHAS. F. WING,
ALBERT T. ALLAN,
X. B. KONKEL.

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

Resolved, That all that part of the public alley, 8 feet wide, first west of and parallel with Parkview avenue, lying south of the south line of Agnes avenue, as dedicated, and north of a line 102.43 feet distant southerly from said south line of Agnes avenue; also all that part of the public alley 7.43 feet wide immediately in rear of and adjoining the south line of lots 14 and 15, block 1, Yeman & Sprague's sub. of that part of P. C. 152, lying north of Jefferson avenue, be and the same are hereby vacated, provided that the owners of the abutting property pay into the City Treasury within 30 days from the date of the adoption of this resolution whatever expense may have been incurred by the City in the matter of constructing crosswalks, sidewalks, etc., at the entrance to said alleys, as may be certified by the City Engineer; and be it further

Resolved, That the southerly 5.20 ft. of that part of Agnes avenue, as opened, lying between the west line of Parkview avenue and the east line of the public alley first west of said Parkview avenue, be and the same is hereby vacated, provided petitioners who acquire title to said property pay into the City Treasury within 30 days from the date of the adoption of this resolution whatever expense may have been incurred by the City in the matter of paving Parkview avenue within the lines of the strip hereby vacated, as may be certified to by the City Engineer.

Adopted as follows:

Yeas—Ald. Allan, Burton, Ellis, Field, Freiwald, Garvey, Goeschel, Grindley, Gutman, Harpfer, Heineman, Keating, Koenig, Konkkel, Korte, Lempke, Ostrowski, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland,

Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Wing, Zink, Zoeller and the President—35.

Nays—None.

FROM THE SAME.

To the Honorable Common Council:

Gentlemen—Your Committee on Street Openings, to whom was referred the petitions of Thomas Bros. and of Jacob F. Meier, Jr., each for the acceptance of a plat, respectfully report that we have had the same under consideration and find that said plats conform to the general plan of the city, and so doing, we recommend that the same be accepted and approved, and herewith offer the following resolutions.

Respectfully submitted,
 DAVID E. HEINEMAN,
 WM. F. ZOELLER,
 CHAS. W. BURTON,
 JAMES VERNOR,
 CHAS. F. WING,
 ALBERT T. ALLAN,
 X. B. KONKEL.

Accepted, and on leave the following resolutions were offered:

By Ald. Heineman:

Resolved, That the plat of Meier's sub. of that part of O. L. 37, P. C. 182, between Ludden street and Gratiot avenue 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, Burton, Ellis, Field, Freiwald, Garvey, Goeschel, Grindley, Gutman, Harpfer, Heineman, Keating, Koenig, Konkell, Korte, Lempke, Ostrowski, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Wing, Zink, Zoeller and the President—35.

Nays—None.

By Ald. Heineman:

Resolved, That the plat of Thomas Bros.' sub. of the south 165 feet of lot 34 of Scotten & Lovett's sub. of part of P. Cs. 267, 268 and 270, lying between Fort street and the D., M. & T. R. R. west of Waterman avenue, 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, Burton, Ellis, Field, Freiwald, Garvey, Goeschel, Grindley, Gutman, Harpfer, Heineman, Keating, Koenig, Konkell, Korte, Lempke, Ostrowski, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Wing, Zink, Zoeller and the President—35.

Nays—None.

FROM THE SAME.

To the Honorable Common Council:

Gentlemen—Your Committee on Street Openings, to whom was referred the petitions of F. Diedrich, Elizabeth Bleser and C. W. Hyne, all for the vacation of strips owned by the city and existing in the line of Agnes avenue, as now opened, respectfully report that we have had all of said petitions under consideration and beg leave to state that when Agnes avenue was opened, in order to avoid the existence of any strips between the lines of the street and the abutting property, the City of Detroit condemned all

f the lots needed for said opening, and inasmuch as Agnes avenue east of Fisher avenue is but 50 feet wide, except at certain points adjoining the property owned by petitioners, your Committee see no objection to vacating said strips, so as to make said street uniform width of 50 feet and thereby avoid the accumulation of special assessments which would prove detrimental to the city's interests and we therefore recommend that the requests of the various petitioners be granted and herewith offer the following resolutions.

Respectfully submitted,
 DAVID E. HEINEMAN
 WM. F. ZOELLER
 CHAS. W. BURTON
 JAMES VERNOR
 CHAS. F. WING
 ALBERT T. ALLAN
 X. B. KONKEL.

Accepted and on leave the following resolutions were offered:

By Ald. Heineman:

Resolved, That the northerly 4.87 feet of that part of Agnes avenue, as opened, lying between the east line of Crane avenue and the west line of the public alley east of said Crane avenue, be and the same is hereby vacated, provided F. Diedrich, who is the owner of the abutting property and who acquires title to said strip, pays into the City Treasury within thirty days from the date of the adoption of this resolution, whatever expense may have been incurred by the city in the matter of paving Crane avenue in front of the strip hereby vacated, as may be certified to by the City Engineer.

Adopted as follows:

Yeas—Ald. Allan, Burton, Ellis, Field, Freiwald, Garvey, Goeschel, Grindley, Gutman, Harpfer, Heineman, Keating, Koenig, Konkell, Korte, Lempke, Ostrowski, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Wing, Zink, Zoeller and the President—35.

Nays—None.

By Ald. Heineman:

Resolved, That the northerly 4.80 feet of that part of Agnes avenue, as opened, lying between the west line of Park View avenue and the east line of the public alley first west of said Park View avenue, be and the same is hereby vacated, provided Elizabeth Bleser, who acquires title to said strip, and who is the owner of abutting property, pays into the City Treasury, within thirty days from the date of the adoption hereof, whatever expense may have been incurred by the City in the matter of paving Park View avenue within the lines of the strip hereby vacated, as may be certified to by the City Engineer.

Adopted as follows:

Yeas—Ald. Allan, Burton, Ellis, Field, Freiwald, Garvey, Goeschel, Grindley, Gutman, Harpfer, Heineman, Keating, Koenig, Konkell, Korte, Lempke, Ostrowski, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Wing, Zink, Zoeller and the President—35.

Nays—None.

By Ald. Heineman:

Resolved, That the southerly 5.13 feet of that part of Agnes avenue, as opened, lying between the east line of

Crane avenue and the west line of the public alley first east of said Crane avenue, be and the same is hereby vacated, provided C. W. Hyne, who acquires title to said strip, and who is the owner of the abutting property, pays into the City Treasury, within thirty days from the date hereof, what expense may have been incurred by the City in the matter of paving Crane avenue within the lines of the strip hereby vacated, as may be certified to by the City Engineer.

Adopted as follows:
Yeas—Ald. Allan, Burton, Ellis, Field, Freiwald, Garvey, Goeschel, Grindley, Gutman, Harpfer, Heineman, Keating, Koenig, Konkel, Korte, Lempke, Ostrowski, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Wing, Zink, Zoeller and the President—35.
Nays—None.

Licenses.

To the Honorable Common Council:
Gentlemen—Your Committee on Licenses, to whom was referred the petition of O. P. Rosecrans for refund of part of fee paid for operation of moving vans, respectfully report that we have had the same under consideration and beg leave to state that the fee charged for maintaining and operating moving vans was reduced by this body from \$4.00 to \$1.00 under an ordinance passed by the Common Council on Oct. 26, 1909, and approved by the Mayor on Nov. 2, following. The petitioners took out their license on Aug. 1, as was required under the old ordinance, and now ask that they be refunded the excess amount paid, to which your Committee can see no objection, and we therefore recommend the adoption of the following resolution.

Respectfully submitted,
GODFREY FREIWALD
JOSEPH L. THEISEN
HERMAN F. ZINK
WALTER M. TREVOR
LOUIS E. TOSSY.

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

Resolved, That the City Controller be and he is hereby authorized and instructed to draw warrants upon the proper fund in favor of the various parties hereinafter mentioned, for such amounts as appear opposite their respective names, to-wit:

| | |
|----------------------------|---------|
| O. P. Rosecrans | \$ 3 00 |
| James Boyd | 9 00 |
| A. Jacobs | 6 00 |
| Ablard Moving Co. | 12 00 |
| Frank Goode | 3 00 |
| L. E. Hagemeister | 3 00 |
| John Wroblewski | 3 00 |
| W. W. Harker & Co. | 3 00 |
| Art Moving Co. | 6 00 |
| Cross Bros. | 3 00 |
| William E. Cole | 6 00 |
| Julius Cornillie | 6 00 |
| Riverside Storage Co. | 24 00 |
| J. H. Schneider | 3 00 |
| G. A. Kleutzel | 15 00 |
| Thos. Gibbons | 3 00 |
| S. Leonard & Co. | 3 00 |

said sums being the amount of rebate to which each of said parties is entitled for reasons set forth in the

above report, upon presentation of the proper receipt showing the amount above specified to have been paid in excess of the fee now prescribed by ordinance.

Adopted as follows:
Yeas—Ald. Allan, Burton, Ellis, Field, Freiwald, Garvey, Goeschel, Grindley, Gutman, Harpfer, Heineman, Keating, Koenig, Konkel, Korte, Lempke, Ostrowski, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Wing, Zink, Zoeller and the President—35.
Nays—None.

Charter and City Legislation.

To the Honorable Common Council:
Gentlemen—Your Committee on Charter and City Legislation, to whom was referred the civil service bill presented by Ald. Vernor for submission to a vote of the people at the next special or regular election, respectfully report that we have had the matter under consideration and are satisfied that the establishment of civil service will be for the best interests of the City of Detroit, and we therefore recommend that a bill providing for civil service be approved and that the same, together with the other bills heretofore approved, be submitted to the electors at the next election for their approval.

Respectfully submitted,
WALTER M. TREVOR,
DAVID E. HEINEMAN,
GEORGE S. FIELD,
JOHN GRINDLEY,
R. M. WATSON,
LOUIS E. TOSSY.

Accepted and on motion of Ald. Trevor the report was laid on table for one week.

Liquor Regulation.

To the Honorable Common Council:
Gentlemen—Your Committee on Liquor Regulation, to whom was referred the ordinances presented by Ald. Burton amending the so-called "Restricted District Liquor Ordinance," so as to exclude therefrom the Addison and Sibley Apartments, located at the corner of Woodward and Charlotte avenues and Woodward and Sibley avenues, respectfully report that we have had the same under consideration and beg leave to state that both of said apartments are being turned into hotels, and such being the case, we can see no particular objection to eliminating from the restricted district. We therefore recommend that the ordinance presented at sessions held on Sept. 14, 1909 (J. C. C., p. 1253) and Dec. 21, 1909 (J. C. C., p. 1686) be indefinitely postponed, and that the following substitute ordinance be passed.

Respectfully submitted,
HERMAN F. ZINK,
JOHN HARPFFER,
GEO. H. ELLIS,
L. H. LEMPKE,
JOHN C. GARVEY.

Accepted and adopted.
The following is the substitute ordinance:
AN ORDINANCE to amend Section 2 of an ordinance entitled "An Ordinance prescribing certain limits within the City of Detroit where saloons in which spirituous, intoxicating or