

Sewers.

To the Honorable the Common Council:

Gentlemen—Your Committee on Sewers, to whom was referred the petition of William Porath, for interest on lateral sewer No. 2298, for three months, from Nov. 1, 1912, to Feb. 1, 1913, amounting to \$79.35, beg leave to report we have had the same under consideration, have consulted with the City Engineer, and find that the roll was confirmed on March 19, 1912, the contract calling for the completion of the sewer by May 15; that the sewer was not completed until Dec. 17, seven months after the time had expired; that an error of five inches in the ground elevations occurred on account of the moving of fire hydrant used as a turning point by the engineers; that upon discovery of this error a fair offer of settlement was made to Mr. Porath, which was refused, and the three months for which he wants interest were consumed in bringing the matter before the council and rescinding and confirming rolls. In view of the above fact, your Committee respectfully recommends that the request of petitioner be denied.

Respectfully submitted,

ROBERT W. RUTTER,
HARRY J. DINGEMAN,
GEO. C. HESS,
MOSES WARTELL,
SHERMAN LITTLEFIELD,
FREDERICK W. WENZEL,
JOSEPH SCHEMANSKY.

Accepted and adopted.

Sewers.

To the Honorable the Common Council:

Gentlemen — Your Committee on Sewers, to whom was referred the communication from the Department of Public Works, transmitting proposals for the construction of lateral sewers, respectfully report we have had the same under consideration and find that John Ginzler is the lowest bidder for constructing lateral sewers Nos. 2420, 2421, 2423 and 2426, and your committee being satisfied that the bids submitted are reasonable, recommend that the contracts entered into by the Department of Public Works with the aforesaid lowest bidder for constructing the above-numbered lateral sewers be approved and confirmed, and that the resolution presented by Ald. Rutter at a session held on the 25th ult. (J. C. C., p. 357), approving and confirming the above contracts, be adopted.

Respectfully submitted,

ROBERT W. RUTTER,
HARRY J. DINGEMAN,
GEO. C. HESS,
MOSES WARTELL,
SHERMAN LITTLEFIELD,
FREDERICK W. WENZEL,
JOSEPH SCHEMANSKY.

Accepted and adopted as follows:

Yeas—Ald. Allan, Barnett, Behlow, Bleil, Case, De Galan, Dill, Dingeman, Field, Freiwald, Glinnan, Goldner, Hess, Hindle, Jakel, Keating, Kingsley, Krapp, Lempke, Littlefield, Lodge, Nowe, O'Brien, Owen, Reid, Reinhardt, Rutter, Schemansky, Schultz, Skrzycki, Thompson, Vernor, Wartell, Wenzel, Wilson and the President—36.

Nays—None.

Sewers

To the Honorable the Common Council:

Gentlemen — Your Committee on Sewers, to whom was referred the petition of John Affeld (3029) for payment of interest on lateral sewer roll 2534 from Feb. 25, 1895, to Feb. 25, 1913, amounting to \$21.16, respectfully report we have had the same under consideration, and after consultation with the City Engineer, are satisfied that petitioner has no valid claim and therefore recommend that his request be denied.

ROBERT W. RUTTER,
HARRY J. DINGEMAN,
GEO. C. HESS,
MOSES WARTELL,
SHERMAN LITTLEFIELD,
FREDERICK W. WENZEL,
JOSEPH SCHEMANSKY.

Accepted and adopted.

Street Openings.

To the Honorable the Common Council:

Gentlemen — Your Committee on Street Openings, to whom was referred the petition of Wagner Baking company (3036), for the vacation of alley lying between lots 3 to 5 on the west and lot 2 on the east, of Prouty's sub. of blocks 17 and 21, Labrosse and Baker Farms, between Brooklyn avenue and Grand River avenue, north of Bagg street, respectfully report we have had the matter under consideration and respectfully recommend that the prayer of petitioner be denied.

Respectfully submitted,

GODFREY FREIWALD,
JAMES VERNOR,
GEO. A. OWEN,
LOUIS H. LEMPKE,
SHERMAN LITTLEFIELD,
FRED W. KRAPP,
PATRICK O'BRIEN.

Accepted and adopted.

Street Openings.

To the Honorable Common Council:

Gentlemen—Your Committee on Street Openings, to whom was referred the petition of Wagner Baking Co. (4030) for the vacation of that part of the 15-foot public alley first west of and parallel with Brooklyn avenue and extending northerly from Bagg street, respectfully report that petitioners are the owners of lots 1, 2, 3, 4, 5, 19, 20, 21, 22 and east 14 feet of lot 18, Prouty's sub. of blocks 17 and 21 of the Labrosse and Baker farms, south of Grand River avenue; that petitioners desire to erect upon said land a large manufacturing plant; that in order to utilize all of said property to advantage it is necessary to vacate all of the above alley between lots 2, 3 and 4 and south 20 feet of lot 5, in consideration of which petitioners will deed to the city the north 20 feet of lot 5 and property sufficient to furnish an outlet to Brooklyn avenue. After a public hearing upon the matter, your committee is satisfied that all the property in the block will have adequate alley facilities, and therefore can see no objection to the granting of the request of petitioners and recommend the adoption of the following resolution.

Respectfully submitted,
 GODFREY FREIWALD,
 JAMES VERNOR,
 GEO. A. OWEN,
 SHERMAN LITTLEFIELD,
 LOUIS H. LEMPKE,
 FRED W. KRAPP,
 PATRICK O'BRIEN.

By Ald. Freiwald:

Resolved, That "all that part of the 15-foot wide public alley described as follows: Commencing at the southwest corner of lot 2 of Prouty's subdivision of blocks 17 and 21, Labrosse and Baker farms, south of Grand River road; thence north 22 degrees 47 minutes west 131.10 feet to a point; thence south 29 degrees west 19.27 feet to a point in the west line of said alley; thence south 22 degrees 47 minutes east 119 feet to a point in the north line of Bagg street; thence north 67 degrees 13 minutes east 15 feet to the place of beginning," be and the same is hereby vacated;

Provided, The Wagner Baking Co. dedicates unto the city of Detroit for alley purposes the following described property: "The north 20 feet of lot 5, and all that part of lot 2, Prouty's sub. of blocks 17 and 21, Labrosse and Baker farms, south of Grand River road, described as follows: Commencing at the northwest corner of said lot; thence north 67 degrees 13 minutes east 15 feet to a point; thence south 61 degrees east 20.58 feet to a point; thence south 29 degrees west 35.86 feet to a point in the west line of said lot 2; thence north 22 degrees 47 minutes west along the west line of lot 2, 38.53 feet to the place of beginning," within 30 days from the date of the adoption of this resolution, and said deed is accepted by the Committee on Ways and Means (to which committee we recommend its reference when presented), and approved by the Common Council, otherwise this resolution shall be null and void; and further

Provided, The Wagner Baking Co. pays 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, paving, furnishing curb, etc., within the lines of Bagg street, as may be certified by the City Engineer; and further

Provided, Said Wagner Baking Co. files with the City Clerk a good and sufficient indemnity bond in the sum of \$1,000, 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 it by charging to or recovering from said city from or by reason of the vacation of the public alley herein described.

Adopted as follows:

Yeas—Ald. Allan, Barnett, Behlow, Bleil, Case, De Galan, Dill, Dingeman, Field, Freiwald, Glinnan, Goldner, Hess, Hindle, Jakel, Keating, Kingsley, Krapp, Lempke, Littlefield, Lodge, Nowc, O'Brien, Owen, Reid, Reinhardt, Rutter, Schemansky, Schultz, Skrzycki, Thompson, Vernor, Wartell, Wenzel, Wilson and the President—36.

Nays—None.

Street Openings.

To the Honorable, the Common Council:

Gentlemen:—Your Committee on Street openings to whom was referred the communication from the Clerk of the Recorder's Court transmitting verdict rendered by Jury of said Court in the matter of opening Hudson avenue from Fourth avenue to Greenwood avenue where not already opened as a public street and highway respectfully report that we have had the matter under consideration and are satisfied that the property in the vicinity of the improvement is largely benefitted by same and should therefore bear a portion of the expense. The award of the jury was \$6,203.00, and we recommend that 80 per cent or \$4,962.40 be assessed on a local assessment district, and that the remaining portion, viz: \$1,240.60 or 20 per cent be paid by the City of Detroit out of the Street Opening Fund, and we therefore recommend, that inasmuch as a total of \$1,155.00 was received by the City Treasurer from the sale of buildings located in the line of said street, that the Board of Assessors in making out the assessment roll credit each and every piece or parcel of real estate benefitted by such improvement with its proportionate share of \$924.00 or 80 per cent of total sum of \$1,155.00 received from the sale of said buildings, which is the same ratio agreed upon in apportioning the verdict rendered by the jury, hereinbefore set forth, and we therefore recommend the adoption of the following resolution.

Respectfully submitted,

GODFREY FREIWALD,
 JAMES VERNOR,
 GEO. A. OWEN,
 SHERMAN LITTLEFIELD,
 LOUIS H. LEMPKE,
 FRED W. KRAPP,
 PATRICK O'BRIEN.

Accepted and on leave the following resolution was offered:

By Ald. Freiwald:

Resolved, That the Common Council of the City of Detroit hereby determines that the sum of \$4,962.40 is a just proportion of the compensation awarded by the jury, for the property taken by the City of Detroit for the opening of Hudson avenue from Fourth avenue to Greenwood avenue which should be paid by the owners or occupants of the pieces or parcels of real estate which will thus be benefitted by said improvement, which said pieces or parcels of real estate are described in the resolution of the Common Council (J. C. C. p-785-10) wherein the assessment district for this improvement was designated, and be it further.

Resolved, That there be assessed and levied upon said pieces or parcels of real estate included in said resolution above referred to, the amount of \$4,962.40 as near as may be to the advantage which each lot or parcel is deemed to acquire by such improvement, and be it further

Resolved, That the Board of Assessors of the City of Detroit be and they are hereby directed and instructed to proceed forthwith and 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