

grantee does hereby bind himself thereto and accepts said permit on the conditions hereby imposed; and further

Provided, That this grant shall not become operative until there shall be reported to this body by the Commissioner of Public Works the fact that the above named grantee has fully complied with Section 2 of said Chapter 310; and further

Provided, That this grant shall be terminated and without force or effect if said report from said Commissioner of Public Works be not made to this body within thirty days from the approval hereof; and further

Provided, That this grant is made upon the further express condition that the grantee herein within fifteen days from the filing of said report contemplated to be made by the Commissioner of Public Works shall file with the City Clerk an agreement to plank or pave, as directed by the Commissioner of Public Works, the roadway between the rails of said side track or spur track, and for a distance of eighteen inches outside thereof and to at all times during the life of this grant, repair, pave, re-pave or re-surface the roadway between the rails of said side track or spur track and for a distance of eighteen inches outside thereof whenever so directed by said Commissioner of Public Works; which agreement shall be further conditioned that the said grantee shall indemnify and save harmless the City of Detroit from any and all damages growing out of the defective condition of so much of said roadway as it is obligated hereunder to maintain and that the failure of the Commissioner of Public Works to give to said grantee notice of such defective condition shall in no event operate to defeat the right of the City of Detroit to be indemnified and saved harmless from any and all such damages, and which agreement shall contain a stipulation that the privilege hereby granted shall be automatically terminated by any change of grade which may effect the relevant physical situation obtaining at the date hereof; the City Clerk shall not accept this agreement unless it is accompanied by or has in it incorporated a good and sufficient bond in the sum of \$5,000.00, guaranteeing to the City of Detroit the performance by the grantee herein of the conditions herein imposed, and shall also contain a waiver of all grade separation damages that may be suffered by said grantee in connection with said side track or spur track herein granted.

Adopted as follows:

Yeas—Councilmen Bielman, Castator, Kronk, Littlefield, Nagel, Simons, Vernon and the President—8.

Nays—None.

Street Openings.

To the Honorable the Common Council: Gentlemen: To your Committee of the Whole was referred the petition of General Motors Corporation (3189), by action of the Common Council on Dec. 31, 1918, rescinding resolution of Dec. 17, 1918 (J. C. C. p. 1555), on account of insufficient description. Said petition requests the vacation of Dequindre street from north line of Holbrook to northerly city limits, and your committee recommends that the petition be granted as set forth in report of Com-

mittee on Street Openings appearing on pages 1554-55 of the Journal of the Common Council for 1918, under the conditions imposed therein, and therefore offer the following resolution.

Respectfully submitted,

SHERMAN LITTLEFIELD,

Chairman.

Accepted, and on leave the following resolution was offered:

By Councilman Littlefield:

Resolved, That Morrow street (formerly Dequindre street), extending from Holbrook avenue northerly to the southerly limits of the Village of Hamtramck as platted in Whitney's sub. of part of Quarter Section 39 and 42, 10,000-acre tract, as recorded in Liber 25, page 27 of plats of Wayne County Records;

Also all that part of said street as platted in Kenwood Addition of Lot 59 and part of lot 58 of D. C. Holbrook's sub. of Quarter Sections 38, 39 and 40 and north part of Quarter Section 42 and 43, 10,000-acre tract, as recorded in Liber 18, page 63 of plats of Wayne County records,

Be vacated, discontinued and abolished, subject to the following conditions:

St. Aubin avenue to be extended from Holbrook avenue to the southerly limits of the Village of Hamtramck and continued into said village to Poland avenue; Poland avenue to be extended from Lumpkin avenue to the westerly limits of said village and there joined to Westminster avenue in the City of Detroit;

Provided that petitioner deeds the following described parcel of land for the extension of St. Aubin avenue:

All that part of Whitney's Sub. of part of $\frac{1}{4}$ Sections 39 and 42, 10,000-acre tract as recorded in Liber 25, page 27 of plats of Wayne County Records. Beginning at a point at the intersection of the East line of St. Aubin avenue (which is also the westerly limits of the Village of Hamtramck) and the north line of Holbrook avenue, said point being 186 feet distant along the north line of Holbrook avenue as established to the west line of Lumpkin avenue; thence in a north-westerly direction along the east line of St. Aubin avenue extended to a point on the southerly limits of the Village of Hamtramck, said east line of St. Aubin avenue at the intersection of the north line of Bernard avenue being 182 feet distant along the north line of said avenue to the west line of Lumpkin avenue; thence in a south-westerly direction along the southerly line of the Village of Hamtramck to a point on a line 60 feet at right angles and parallel to the east line of St. Aubin avenue as extended; thence in a southeasterly direction along said line to a point on the north line of Holbrook avenue; thence in a northeasterly direction along the north line of Holbrook avenue to the place of beginning; and further

Provided, That the City of Detroit shall have access to the water mains now in the portion of Dequindre street herein vacated for inspection or repairs of said mains; that no buildings shall be erected over said mains without permission of the Board of Water Commissioners of the City of Detroit; that no compensation shall be awarded for the property hereby vacated as a part of Dequindre street by any jury which may hereafter find necessity for taking (re-taking) said property for the public use or benefit; and further

Provided, That said General Motors Corporation shall file with the City Clerk within thirty days from the date of the adoption of this resolution, a waiver of all claims for grade separation damages that may accrue by reason of any change in grades hereinafter made in properties affected by the such vacation.

Adopted as follows:
Yeas—Councilmen Bielman, Castator, Kronk, Littlefield, Nagel, Simons, Vernor and the President—8.
Nays—None.

Street Openings.

To the Honorable the Common Council: Gentlemen: To your Committee of the Whole was referred the petition of Joseph Perman, et al. (124), for the vacation of a strip of land 8.3 feet wide in front on Oakland avenue and 7.97 feet wide in rear on public alley east of Oakland, being a part of Westminster avenue, as opened, and adjoining lot 24, Mott & Morse's Sub. Petitioner is the owner of said lot 24 adjoining the strip requested to be vacated, and said strip not being required for street purposes, your Committee recommends that the same be vacated, as set forth in the accompanying resolution.

Respectfully submitted,
SHERMAN LITTLEFIELD,
Chairman.

Accepted, and on leave the following resolution was offered:

By Councilman Littlefield:
Resolved, That the "South part of Westminster avenue, as opened, being 8.3 feet in front on Oakland avenue and 7.97 feet in rear on west line of public alley east of Oakland," be and the same is hereby vacated, to become part and parcel of lot 24, adjoining;

Provided, Petitioner pays into the city treasury, within 30 days from the date of the adoption of this resolution, the sum of \$75 toward whatever expense may have been incurred by the City in the construction of sidewalks, crosswalks, paving, curbing, etc., within the lines of that part of Westminster avenue herein vacated.

Adopted as follows:
Yeas—Councilmen Bielman, Castator, Kronk, Littlefield, Nagel, Simons, Vernor and the President—8.
Nays—None.

Street Openings.

To the Honorable the Common Council: Gentlemen—To your Committee of the Whole was referred the petition of Joseph G. Wolber, et al. (158), for the opening of alley first east of McClellan avenue, extending from Blair to Chapin streets. Your committee has had the matter under consideration and upon investigation find that the alley referred to is now open for the use of the public, but that the northern outlet has no crosswalk, and that the alley in its present condition cannot be used. Your committee recommends that the Department of Public Works be directed to construct crosswalk over sidewalk at entrance to alley east of McClellan, between Chapin and Blair, so that said alley may be opened for the use and benefit of the public.

Respectfully submitted,
SHERMAN LITTLEFIELD,
Chairman.

Accepted and adopted as follows:
Yeas—Councilmen Bielman, Castator,

Kronk, Littlefield, Nagel, Simons, Vernor and the President—8.
Nays—None.

Ordinances.

To the Honorable the Common Council: Gentlemen—To your Committee of the Whole was referred the petition of Albert A. Town (164), for permit to construct a temporary shelter for armored car in rear of 926 Fort street West. Your committee has had the matter under consideration and recommend that said petition be denied. Respectfully submitted,
SHERMAN LITTLEFIELD,
Chairman.

Accepted and adopted.

Thursday, February 20, 1919.

Chairman Nagel submitted the following reports of Committee of the Whole for above date and recommended their adoption.

To the Honorable the Common Council: Gentlemen—Your Committee of the Whole has had under consideration the communication from the Board of Education transmitting draft of proposed bills to be presented to the Michigan State Legislature, with the request that your Honorable Body concur therein. Your Committee has given these matters careful attention, and after conferring with members of said Board, we recommend that the bills as presented be approved, in accordance with the following resolution.

Respectfully submitted,
JOHN C. NAGEL.

By Councilman Nagel:
Resolved, That it is the sense of this Common Council that the bills prepared by the Board of Education of the City of Detroit be and the same are hereby approved as presented; and further

Resolved, That the House of Representatives and Senate of the State of Michigan be and they are hereby requested to give their approval to said bills as speedily as possible; said bills being as follows:

A Bill to cure all proceedings and action taken and things done by or on behalf of the free schools by the Board of Education or its officers, of cities having a population of 250,000 or over and comprising a single school district.

A Bill to enable the Board of Education of cities having a population of 250,000 and over and comprising a single school district, to take the control and management of a College of Medicine and Surgery and give other courses of higher education.

A Bill relative to free schools of cities having a population of 250,000 or over and comprising a single school district.

Adopted as follows:
Yeas—Councilmen Bielman, Castator, Kronk, Littlefield, Nagel, Simons, Vernor and the President—8.
Nays—None.

Parks and Boulevards.

To the Honorable the Common Council: Gentlemen—Your Committee of the Whole has had under consideration the communication from Merrill-Palmer School requesting that action be taken in the matter of acquiring the parcel of land described as about 172 acres of land located south and north of Palmer Park, running from the Six-mile road north, and lying between