

cupancy of public streets, alleys or other public places, that the grantee will pay said fee, charge or rental provided for in said charter, or ordinance or resolution, and that said grantee does hereby bind himself thereunto and to accept said permit on the conditions hereby imposed, and in the event of the said grantee contesting the validity of said charter amendment, ordinance or resolution or of said fee, charge or rental, or upon refusal to pay same, this permit shall immediately become void; and further

Provided, This resolution is revocable at the will, whim or caprice of the Common Council and grantee hereby expressly waives any right to claim damages or compensation for property constructed hereunder or for the removal of same, and further, that grantee acquires no implied or other privileges hereunder not expressly stated herein.

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Ewald, Kronk, Littlefield, Vernon, Watson and the President Pro Tem—8.

Nays—None.

By Councilman Castator:

Resolved, That the Department of Public Works be and is hereby authorized and directed to issue a permit to Timothy R. Donovan to erect areaway under sidewalk, extending seven feet over lot line and to within three feet of curb, to be equipped with D. P. W. standard sidewalk doors at one end, on north side of Duffield street, near Woodward avenue, in front of Woodward-Duffield building.

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.

Provided, That no rights in the public streets, alleys or other public places 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 at the expense of the grantee at any time when so directed by the Common Council, and that the public property affected shall be restored to a condition satisfactory to said department by said grantee at its expense; and further

Provided, That said permit issued by the Department of Public Works is granted with the distinct understanding that in the event of the charter of the City of Detroit being amended in such manner as will provide for the levying of a fee, charge or rental, to be hereafter determined upon, or in the event of an ordinance or resolution being enacted providing for an annual

charge or rental for the occupancy of public streets, alleys or other public places, that the grantee will pay said fee, charge or rental provided for in said charter, or ordinance or resolution, and that said grantee does hereby bind himself thereunto and to accept said permit on the conditions hereby imposed, and in the event of the said grantee contesting the validity of said charter amendment, ordinance or resolution or of said fee, charge or rental, or upon refusal to pay same, this permit shall immediately become void; and further

Provided, This resolution is revocable at the will, whim or caprice of the Common Council and grantee hereby expressly waives any right to claim damages or compensation for property constructed hereunder or for the removal of same, and further, that grantee acquires no implied or other privileges hereunder not expressly stated herein.

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Ewald, Kronk, Littlefield, Vernon, Watson and the President Pro Tem—8.

Nays—None.

Vacation Plumer Ave.

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petitions of Roberts Tube Works (5626), for vacation of the dead end of Plumer avenue east of Military avenue, and No. 4767, agreeing to waive grade separation damages in consideration of the vacation of said street. Your committee finds that the part of street requested to be closed extends along property owned by petitioner and ends at the railroad, petitioner being the only property owner interested in the vacation of street. We therefore recommend that petition be granted provided petitioner files an agreement waiving all grade separation damages accruing to property abutting the vacated street, and offer the following resolution.

Respectfully submitted,

FRED W. CASTATOR,

Chairman.

By Councilman Castator:

Resolved, That "All that part of Plumer avenue as platted in Leavitt's sub. of part of private claims 574 and 171, as recorded in liber 2, page 29 of Plats, Wayne County Records, and all that part of the public alley that lies easterly of the east line of Military avenue as platted in said subdivision, extended south 28 degrees 07 minutes west and the east line of Military avenue as opened across the right-of-way of the Michigan Central, New York Central and Wabash Railroads, ex-

tended north 54 degrees, 54 minutes west," be and the same are hereby vacated;

.. Provided, that petitioner files with the City Clerk, within 30 days from the date of the adoption of this resolution, an agreement in writing, waiving all damages which may accrue to them as a result of the separation of grades, affecting "Lots 99 to 103, both inclusive, lots 105 to 109, both inclusive, vacated alley in last-mentioned subdivision and vacated Plumer avenue as herein described.

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Ewald, Kronk, Littlefield, Vernor, Watson, and the President Pro Tem.—8.

Nays—None.

Plats.

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Paul Heinze (4889), for approval of Plat of College Manor sub. Same having been approved by the City Plan Commission and City Engineer, your Committee recommends that plat be approved, and offer the following resolution.

Respectfully submitted,

FRED W. CASTATOR,

Chairman.

By Councilman Castator:

Resolved, That the "Plat of College Manor subdivision of the N. ½ of the S. E. ¼ of the N. E. ¼ of Section 17, T. 1 S., R. 11 E., easterly 200 feet located in the City of Detroit, remaining westerly part in Greenfield Twp., Wayne County, Michigan," 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 said Plat.

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Ewald, Kronk, Littlefield, Vernor, Watson, and the President Pro Tem.—8.

Nays—None.

Claims and Accounts.

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Wilber Lapp (4445), asking damages in the sum of \$96.30 account damage to Maxwell touring car. After an investigation of the accident, your committee recommends that petitioner be tendered the sum of \$50.00 in full settlement of claim and offer the following resolution.

Respectfully submitted,

FRED W. CASTATOR,

Chairman.

By Councilman Castator:

Resolved, That the City Controller be and he is hereby authorized and

directed to draw a warrant upon the proper fund in favor of Wilber Lapp (4445), care Ralph E. Irwin, 701 Detroit Savings Bank Bldg., for the sum of \$50.00, the said sum to be in full settlement of any and all claims which he may have against the city by reason of damage to automobile on Seyburn avenue, between Mack and Sylvester avenues on Nov. 3, 1922, upon presentation of receipt in form approved by the Corporation Counsel:

Adopted as follows:

Yeas—Councilmen Bradley, Castator, Ewald, Kronk, Littlefield, Vernor, Watson, and the President Pro Tem.—8.

Nays—None.

Taxes.

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of F. W. Gnadt (4670), for cancellation of interest on 1922 general city taxes levied against three parcels of land, check mailed by petitioner July 28, 1922, having been returned by Treasurer account supposed shortage of \$1.00, and letter not opened under impression envelope contained receipted bills. Your committee concurs in the recommendation that original amount of taxes be accepted, without interest, and offer the following resolution.

Respectfully submitted,

FRED W. CASTATOR,

Chairman.

By Councilman Castator:

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept from F. W. Gnadt (4670), the original amount of the 1922 general city taxes levied against "Lot 5, block 1, Plat of James F. Joy's sub. of part of P. C. 340 S. of Fort St., N. Cedar (W. 20. f. 101), valuation \$6,480, amount \$142.91; "N. 29 ft. of lot 30 and S. 2 ft. of lot 31, Casgrain's sub. of part of P. C. 268," etc. E. Casgrain (W. 18, f. 435), valuation, \$4,830, amount \$106.52 and Lots 11 and 10, Dwyer's sub. of lot 13 of Scotten & Lovett's sub. of all those parts of P. C.'s 267, 268 and 270," etc., W. Lewerenz (W. 18, f. 467), valuation \$2,090 amount \$46.09 and cancel interest charges.

Adopted as follows:

Yeas—Councilmen Bradley Castator, Ewald, Kronk, Littlefield, Vernor, Watson, and the President Pro Tem.—8.

Nays—None.

TUESDAY, JAN. 30.

Chairman Ewald submitted the following reports of Committee of the Whole for above date and recommended their adoption: