

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 provided 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 the said grantee does hereby bind itself 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, Vernor, Watson and President Pro Tem.  
—8.

Nays—None.

**Vacation of Burlingame Avenue**

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of H. J. Harrison (7582), for the vacation of strip of land left over in the opening of Burlingame Avenue, adjoining Lot 1 of Nardin Park Sub. Your committee finds that petitioner is the owner of adjoining property, and we recommend that said strip be vacated, upon the payment to the City of the sum of \$823.00, being the cost of the land in condemnation proceedings. We therefore offer the following resolution.

Respectfully submitted,  
SHERMAN LITTLEFIELD,

Chairman.

By Councilman Littlefield:

Resolved, That the northerly part of Burlingame Avenue as opened being 26.55 feet in front of the west line of Belleterre Avenue and

14.6 feet on rear on alley first west thereof, be and the same is hereby vacated to become a part and parcel of the adjoining Lot 1 of Nardin Park Subdivision.

Provided, the petitioner, H. J. Harrison, pays into the City treasury within 60 days from the date of the adoption of this resolution the sum of \$823.00 toward whatever expense may have been incurred by the City in the opening of Burlingame Avenue, otherwise this resolution to be null and void.

Adopted as follows:

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

Nays—None.

**Vacation of Wellington Avenue**

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Wm. F. Lentz (8268), for vacation of north 30 feet of Lots 52 and 53 of Smith's Sub., formerly Wellington Avenue as platted in Smith & Keena Sub., after consultation with the City Engineer your Committee is advised that the same condition exists between Hamilton Blvd and Woodward Avenue because of the fact that the above Smith & Keena Subdivision was never vacated. And therefore recommends that all the Wellington Avenue as platted in the last mentioned subdivision except that portion now used for alley purposes be vacated so as to clear up the title to all property affected and offers the following resolution.

Respectfully submitted,  
SHERMAN LITTLEFIELD,  
Chairman.

By Councilman Littlefield:

Resolved: That all of Wellington Avenue 80 feet wide lying between Hamilton Blvd. and Woodward Avenue as platted in Smith & Keena Sub. of the north 1/2 of Lot 2 and the south 1/2 of Lot 3 in quarter section 45, in the 10,000 Acre Tract, T. 1, S. R. 11 E., as recorded in liber 8, page 61, of plats of Wayne County Records be and the same is hereby vacated except the northerly 10 feet of the southerly 40 feet of said Wellington Avenue and the southerly part of the northerly 40 feet of said Wellington Avenue being 9.12 feet on the easterly line of Hamilton Blvd. and 9.93 feet on the easterly line of alley first westerly of Woodward Avenue.

Adopted as follows:

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

Nays—None.