

lic Works, your committee recommends that petition be denied.

Respectfully submitted,
JOHN STEVENSON,
 Chairman.

Accepted and adopted.

Streets

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Malow-Barry Co. (1632), to occupy one-third of Theodore street at southwest corner of Grandy with building material, also to erect a construction hoist on the sidewalk for a period of ten weeks. After consultation with the Department of Public Works, your committee recommends that request be granted, upon the filing of a bond in the sum of \$5,000. We therefore offer the following resolution.

Respectfully submitted,

JOHN STEVENSON,
 Chairman.

By Councilman Stevenson:

Resolved, That the Department of Public Works be and is hereby authorized and directed to issue a permit to Malow-Barry Co. to occupy one-third of Theodore street at the southwest corner of Grandy, back to the alley with building material, sidewalk to be obstructed only during the pouring of concrete; also to erect a construction hoist on the sidewalk on Theodore street for a period of ten weeks, upon the filing with the City Clerk of a bond in the penal sum of Five Thousand Dollars, saving and protecting the City of Detroit harmless from any and all claims, damages or expenses by reason of the issuance of said permit and providing for the faithful performance by the grantee of the terms hereof.

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 places shall be considered waived by this permission, which is granted expressly on the condition that said building material and hoist 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, 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, Broderick, Castator, Dingeman, Murphy, Nagel, Stevenson and the President Pro Tem—8.

Nays—None.

Streets

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Pierce, Butler & Pierce Mfg. Co. (1471), to install a wooden stairway on city property at the entrance to their building on the west side of Loraine St., south of Grand River ave. After consultation with the Department of Public Works, your committee recommends that petition be denied.

Respectfully submitted,

JOHN STEVENSON,
 Chairman.

Accepted and adopted.

Vacation of Alleys

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred communication from the Board of Education requesting the vacation of alleys in property acquired for the Northern High School site, new alley to be given by the Board of Education. After consultation with the City Engineer, your committee recommends that request be granted, and offers the following resolution.

Respectfully submitted,

JOHN STEVENSON,
 Chairman.

By Councilman Stevenson:

Resolved, That "all that part of public alley 20 feet wide adjoining

the westerly line of lot 65 of Owen and Bartlett's Subdivision of the south 297 feet of north 357 feet of west 1880.54 feet of $\frac{1}{4}$ Section 44, 10,000 Acre Tract as recorded in liber 15 page 52 of plats of Wayne County Records," and "all that part of public alley 17.50 feet wide adjoining the northerly line of the westerly 3 feet of the easterly 23 feet of lot 5 of Frazer and McLaughlin's Subdivision of the west 1880.54 feet of south 297 feet of north 654 feet and the west 1320 feet of south 198 feet of north 852 feet of $\frac{1}{4}$ Section 44, 10,000 Acre Tract as recorded in liber 14 page 29 of plats of Wayne County Records," be and the same is hereby vacated to become part and parcel of the adjoining property.

Provided, That the Board of Education deeds to the City of Detroit for alley purposes the easterly 20 ft. of lot 5 of Fraser and McLaughlin's subdivision, and further

Provided, That if at any time in the future the alley described as the easterly 20 ft. of lot 5 of last mentioned subdivision shall be ordered graded and paved, the expense of grading and paving shall be borne entirely by the Board of Education.

Adopted as follows:

Yeas—Councilmen, Bradley, Broderick, Castator, Dingeman, Murphy, Nagel, Stevenson and the President
Pro Tem—8.

Nays—None.

Vacation of Alley

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Pioneer Laundry Co (1608) for vacation of alley between Warren and McGraw avenues east of Lovett. Your committee finds that the petitioner owns all of the property abutting on this alley, and no other property is affected by this vacation. After consultation with the City Engineer, your committee recommends that request be granted, and offers the following resolution.

Respectfully submitted,

JOHN STEVENSON,
Chairman.

By Councilman Stevenson:

Resolved, That "all the public alley 18 ft. wide first south of and parallel to McGraw avenue and lying between the easterly line of Lovett avenue, and the westerly line of the alley first easterly thereof" be and the same is hereby vacated to become a part and parcel of the adjoining lots 3 to 8 both inclusive, of T. F. Norris subdivision of part of lot 1 of the Eleanor Sheldon Estate, P. C. 47 and 583, as recorded in Liber 21, page 40, of plats of Wayne County Records, and further

Resolved, That the City Controller

be and is hereby authorized and directed to execute quit-claim deed covering the property herein vacated.

Adopted as follows:

Yeas—Councilmen Bradley, Broderick, Castator Dingeman, Murphy, Nagel, Stevenson and the President
Pro Tem—8.

Nays—None.

Widening Cass Avenue

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred communication from the City Plan Commission recommending that Cass avenue be widened to a width of 80 feet, between Michigan and Fort, the necessary property to be taken from the west side of the street. After careful consideration of the matter, and hearing with interested property owners, your committee concurs in this recommendation, and recommends that the Corporation Counsel be instructed to prepare the proper resolution to widen Cass avenue from Michigan ave. to Fort St. to a width of 80 ft., taking all of the necessary property from the west side of the street in accordance with City Plan Commission blueprint No. 181-9, and submit same to this body for approval.

Respectfully submitted,

JOHN STEVENSON,
Chairman.

Adopted as follows:

Yeas—Councilmen, Bradley, Broderick, Castator, Dingeman, Murphy, Nagel, Stevenson and the President
Pro Tem—8.

Nays—None.

Widening Cass Avenue

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Howard Realty Co. (1465), requesting permission to remove building at the northeast corner of Cass and Michigan avenues, portion of this property having been condemned for widening Cass avenue and petitioner desiring to erect a new building on the portion not taken for this widening. After hearing with petitioner, your committee recommends that request be granted, and offers the following resolution.

Respectfully submitted,

JOHN STEVENSON,
Chairman.

By Councilman Stevenson:

Resolved, That permission be and is hereby granted Howard Realty Co. (W. Bruce Howard) to remove the brick building at the northeast corner of Cass and Michigan avenues in order that new building may be erected on portion of property