

same and of installing the necessary drainage; and at all times during the life of these grants, pay the expense of repairing or repaving the roadway and sidewalk between the rails of said side-track of spur-tracks and for a distance of eighteen inches or farther outside of same, if necessary whenever such repairs or repaving are directed by said Commissioner of Public Works, which agreement shall be further conditioned that the said grantees 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 roadways as it is obligated hereunder to maintain, and that the failure of the Commissioner of Public Works to give to said grantees 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 or expense and which agreements shall contain a stipulation that the privilege hereby granted shall be automatically terminated by any change of grade which may affect the relative 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 grantees herein of the conditions herein imposed and shall also contain a waiver of all grade separation damages that may be suffered by said grantees in connection with said side-tracks or spur-tracks herein granted and a waiver of such other or further grade separation damages as the Common Council may require.

Adopted as follows:

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

Nays—None.

Street Paving

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred communication from the Department of Public Works (J. C. C. p. 643, 1924), relative to the paving of certain streets under the 1924 specifications, contracts for same having been let during 1923. After consultation with the Commissioner of Public Works your committee concurs in the recommendation that the streets as listed in above mentioned communication be paved using the 1924 specifications.

Respectfully submitted
ARTHUR E. DINGEMAN,
Chairman.

Accepted and adopted as follows:
Yeas—Councilmen, Bradley Broderick, Castator, Dingeman, Murphy, Nagel, Stevenson and the President
Pro Tem—8.
Nays—None.

Vacation of Fourteenth Avenue

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Walter Parke (1324), for vacation of portion of Fourteenth avenue adjoining lot 34 of Osborn & McCallum's subdivision. Your committee is advised by the City Engineer that all other similar strips in this street and parcel of the adjoining property; that this strip was acquired by condemnation of an alley to become part of Fourteenth avenue, and that same is not used for street purposes. We therefore recommend that petition be granted, and offer the following resolution.

Respectfully submitted,
ARTHUR E. DINGEMAN,
Chairman.

By Councilman Dingeman:

Resolved, That "all that part of Fourteenth avenue as opened, lying east of a line 66 ft. east of the west line of Fourteenth avenue as dedicated, and in the rear of and adjoining lot 34 of Osborn & McCallum's subdivision of lots 9 and 10, ¼ Section 54, 10,000 Acre Tract, as recorded in Liber 10, page 51 of plats of Wayne County Records" be and the same is hereby vacated to become part and parcel of lot 34 of above mentioned subdivision, and further

Resolved, That the City Controller be and is hereby authorized and directed to execute a quit-claim deed covering the property vacated by this resolution.

Adopted as follows:

Yeas—Councilmen, Bradley Broderick, Castator, Dingeman, Murphy, Nagel, Stevenson 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 petitions of Guy Kennedy (1322 and 1452), for approval of plats of LaSalle College View sub and LaSalle College Park sub. No. 1. Said plats having been approved by the City Plan Commission and City Engineer, your committee recommends that same be approved, and offers the following resolution

Respectfully submitted
ARTHUR E. DINGEMAN,
Chairman.