

of general city taxes for 1923 on "Lot 116 of Bradish & Hubbard's Sub., of part of Loranger Farm, being section of P. C. 474, and the westerly one-ninth of P. C. 338," east side of Humboldt Street, (W. 10, f. 468), valuation \$5,780.00, said property having been condemned by the City for Western Market.

Adopted as follows:

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

Vacation of Alley—Bridge Over Alley, Etc.

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of J. L. Hudson Co. (783), for vacation of 16 ft. alley first east of and parallel to Beaubien street north of Beacon street, petitioners to dedicate new 20 ft. alley to provide an opening into Beaubien St. Petitioners also request permission to construct a bridge over the entire new alley and a tunnel under the alley for the purpose of connecting new buildings to be erected. After hearing with petitioners present, and consultation with the City Engineer, your committee recommends that petition be granted, and offers the following resolution.

Respectfully submitted,

W. P. BRADLEY,

Chairman.

By Councilman Bradley:

Resolved, That "all the public alley, 16 ft. wide first easterly of and parallel to Beaubien street and lying between the northerly line of Beacon street and the southerly line of the alley first northerly thereof" be and the same is hereby vacated to become a part and parcel of the adjoining lots 20 to 23 both inclusive of Albert Crane's and William B. Wesson's subdivision of Outlot 173, Lambert Beaubien Farm, as recorded in Liber 35, page 201, of deeds of Wayne County Records.

Provided, That petitioner deeds to the City of Detroit the southerly 10 ft. of lot 24 and the northerly 10 ft. of lot 23 of above mentioned subdivision for alley purposes, and further

Resolved, That the City Controller be and is hereby authorized and directed to execute quit-claim deed covering the property herein vacated, and further

Resolved, That the Department of Public Works be and is hereby authorized and directed to issue a permit to J. L. Hudson Co. to construct a bridge over the entire 20 ft. alley, above described, and a tunnel under said alley, to connect proposed new buildings on lots 21, 22, 23 and 24, at

the northeast corner of Beaubien and Beacon streets, in accordance with blueprints attached to petition;

Provided, That said work shall be performed under the supervision of the Commissioner of the Department of Public Works and of the Commissioner of Buildings and Safety provided that said permission and permit so hereby granted and issued to said J. L. Hudson Company is granted and issued subject to all and every one of the prior rights of the City of Detroit and of all public service corporations in and to said public alley and in accordance with said plans to be submitted to and approved by said commissioners of said Departments; and further

Provided, That no rights in the public streets (alleys or other public places shall be considered waived by the City of Detroit by this permission and said permit which is granted expressly on the condition that said structures in, over and under said alley 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 of said City and that the public property affected by said structures shall be restored to a condition satisfactory to said Common Council of said City by said grantee at the expense of said grantee; and further

Provided, That said permission and said permit issued by the Department of Public Works of said City 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 itself thereunto and to accept said permission and 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 permission and 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 in said alley hereunder or for the removal of same, and further, that said grantee shall acquire 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.

Vacation of Alley

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of J. P. McNichols (1456), for vacation of portion of alley north of Palmer Blvd., between Quincy and Holmur. Your committee finds that petitioner owns all of the property abutting on this portion of the alley, and we therefore recommend that petition be granted, provided petitioner dedicates a new alley to provide an outlet for the remainder of the property in the block. We therefore offer the following resolution.

Respectfully submitted,
W. P. BRADLEY,
Chairman.

By Councilman Bradley:

Resolved, That "all that part of the public alley, 14 ft. wide, first east of and parallel to Quincy avenue, and lying between the north line of the alley first north of the Six Mile Road and the south line of the north 20 ft. of lot 203 of Kean's subdivision of the S. W. ¼ of the S. W. ¼ of Section 10, T. 1, S. R. 11 E., as recorded in Liber 14, page 57, of plats of Wayne County Records, if extended" be and the same is hereby vacated to become a part and parcel of the adjoining lots 203 to 209 both inclusive and lots 217 to 223 both inclusive, of above mentioned subdivision,

Provided, Petitioner deeds to the City of Detroit for alley purposes the north 20 ft. of lot 203 of above mentioned subdivision and further

Resolved, That the City Controller be and is hereby directed to execute a 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.

Vacation of Strip of Land

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of J. Cuvski (1325), for vacation of strip of land on east side of Coplin Avenue, left over in the opening of Waveney Avenue. Your committee finds that petitioner is the owner of the adjoining lot, and that

the strip in question is not required for street purposes. We therefore recommend that petition be granted, upon the payment to the city of the sum of \$178.50, this amount being the cost to the city in condemnation proceedings, and offer the following resolution.

Respectfully submitted,
W. P. BRADLEY,
Chairman.

By Councilman Bradley:

Resolved, That "the southerly part of Waveney avenue as opened, lying 6 ft. in front on the easterly line of Coplin avenue and 5.89 ft. in rear on alley first easterly thereof" be and the same is hereby vacated to become part and parcel of the adjoining lot 286 of Abbott and Beyer's Mack avenue subdivision of the northerly 35.98 acres of F. C. 131, as recorded in Liber 27, page 35 of plats of Wayne County Records.

Provided, Petitioner pays into the City Treasury, within 60 days from the date of the adoption of this resolution, the sum of \$178.50, being the cost of the strip of land above described to the City in condemnation proceedings, and further,

Resolved, That the City Controller be and is hereby authorized and directed to execute quit-claim deed covering the strip of land herein vacated.

Adopted as follows:

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

Nays—None.

TUESDAY, APRIL 15

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

Grade Separation

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the communication from the Department of Public Works relative to the condition of retaining walls of grade separation along the west side of Seventeenth street. After further consultation with the Department of Public Works and Corporation Counsel's office, it is the opinion of your committee that the expense of repairing these retaining walls should be borne by the railroad companies, and we therefore recommend that the Department of Public Works be instructed to make the necessary repairs to the retaining walls and charge the cost of same to the railroad companies, taking