

petitioner to maintain the sewer as new constructed.

Adopted as follows:

Yeas—Councilmen Bradley, Broderick, Castator, Dingeman, Ewald, Murphy, Nagel, Stevenson and the President—9.

Nays—None.

**Sidewalks**

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of I. M. Richmond (7259), protesting notice to repair sidewalks at 3737 Hamilton ave. Your committee is advised by the Department of Public Works that petitioner has made repairs satisfactory to that department, and we therefore recommend that further consideration of the petition be indefinitely postponed.

Respectfully submitted,

J. J. MURPHY,

Chairman.

Accepted and adopted.

**Spurtracks**

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred the application of Mark McFadden (488), to install spurtrack across Witt street east of Lawndale avenue. Your committee is advised that in order to install this track it will be necessary to close 12 ft. at the end of the street. After hearing with petitioner, and consultation with the City Engineer, your committee recommends that 12 ft. of the street be vacated and application for spurtrack approved. We therefore offer the following resolutions.

Respectfully submitted,

J. J. MURPHY,

Chairman.

By Councilman Murphy:

Resolved, That subject to the provisions and requirements of Chapters 213 and 214, of the Compiled Ordinances of the City of Detroit of 1920, as amended, and subject to the provisions of this resolution, the Commissioner of Public Works be and he is hereby authorized and directed to issue a permit to Mark MacFadden to install a spurtrack across Witt street, east of Lawndale avenue, west of and connecting with the Wabash Railroad, as shown by blueprint filed with application.

Provided, That no right in the public streets, alleys or other public places shall be considered waived by the City of Detroit by the granting of this permission, which is granted and accepted expressly upon the condition that said spurtrack or side

track and any and all obstructions in connection therewith shall be removed at any time when so directed by the Common Council, and further,

Provided, That this grant or permit is given under the express condition that the grantee herein shall within fifteen days file with the City Clerk an agreement that all planking, paving or replacing of paving and sidewalks between of rails and eighteen (18) inches on the side thereof or farther if necessary to cover the approaches, is to be done by or under the direction of the Commissioner of Public Works when the grantee has deposited a sufficient sum to cover the cost of same and of installing the necessary drainage; and at all times during the life of this grant, pay the expense of repairing or repaving the roadway and sidewalk between the rails of said side-track or spur-track 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 grantee 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 roadway as it is obligated hereunder to maintain, and that the failure of the Commissioner of Public Works to give to said grantee 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 agreement 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 grantee herein of the conditions herein imposed and shall also contain a waiver of all grade separation damages that may be suffered by said grantee in connection with said side-track or spur-track 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, Ewald, Murphy, Nagel, Stevenson and the President—9.

Nays—None.

By Councilman Murphy:

Resolved, That "all that part of Witt street as platted in Roulo's Subdivision of lot No. 7 of the sub-



division of lot 5 of the Ship Yard Tract west of the Wabash or Butler Railroad, as recorded in Liber 12, page 58 of Plats of Wayne County records, being 12 ft. in width at right angles to and adjoining the westerly line of the Wabash Railroad right-of-way," be and the same is hereby vacated to become a part and parcel of the adjoining property, and further

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

Adopted as follows:

Yeas—Councilmen Bradley, Broderick, Castator, Dingeman, Ewald, Murphy, Nagel, Stevenson and the President—9.

Nays—None.

#### Streets

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Jacob Snyder (7482), to sell pencils on the east side of Shelby street between Lafayette and Fort. After investigation by the Department of Police, and consideration by the committee, we recommend that request be denied.

Respectfully submitted,  
J. J. MURPHY,  
Chairman.

Accepted and adopted.

#### Taxi-Cab Stands

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of the DeLuxe Taxicab Co. (7483), to maintain taxicab stands at 8900 Twelfth st., 7333 East Jefferson ave., 4209 Cass ave. and 2717 Park ave. After consultation with the Department of Police and consideration of the request, your committee recommends that same be denied.

Respectfully submitted  
J. J. MURPHY,  
Chairman.

Accepted and adopted.

#### Transportation

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred the petitions of the Daughters of the G. A. R. (7694), requesting that the city furnish transportation for fifty veterans from the G. A. R. Hall to the Nellie Leland School, Catherine and Russell sts., on April 27th, and of the Association of Retired Detroit Police Officers (7688), requesting transportation for 50 crippled children from their homes to the

Elks Temple on May 2nd, 1925. After consideration of the requests, your committee recommends that same be granted, and offers the following resolution.

Respectfully submitted,  
J. J. MURPHY,  
Chairman.

By Councilman Murphy:

Resolved, That the Division of Motor Transportation be and is hereby authorized and directed to furnish transportation for fifty G. A. R. veterans from the G. A. R. hall, Grand River and Cass aves., to the Nellie Leland School, Catherine and Russell streets, on April 27th, to attend the unveiling of bronze tablet at the school in honor of General U. S. Grant, and for 50 crippled children from their homes to the Elks Temple on May 2nd to attend entertainment as guests of the Association of Retired Detroit Police Officers, said transportation to be furnished without charge.

Adopted as follows:

Yeas—Councilmen Bradley, Broderick, Castator, Dingeman, Ewald, Murphy, Nagel, Stevenson and the President—9.

Nays—None.

#### Vacation of Alley

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of First Protestant Society of Detroit (7511), for the vacation of 9 ft. alley in block bounded by Dwyer, Abrey, Mt. Elliott and Farr avenues. Your committee finds that all of this 9 ft. alley was dedicated in Budnik subdivision, and no other property is affected. After consultation with the City Engineer, and consideration of the request, your committee recommends that same be granted, and offers the following resolution.

By Councilman Murphy:

Resolved, That "all that part of the public alley 9 ft. wide, adjoining the northerly line of lots 10, 11 and 12 and the northerly line of the westerly 4.90 ft. of lot 13 of Budnik Subdivision of part of Strongs' Subdivision of lot 31 in partition of the Estate of John Strong, deceased, being part of the Fractional Section 28, T. 1 S. R. 12 E., as recorded in Liber 30, page 72 of Plats of Wayne County Records," be and the same is hereby vacated to become a part and parcel of lots 10, 11 and 12 and the westerly 4.90 ft. of lot 13 of said subdivision.

Provided, That by reason of the vacation of the above described alley the City of Detroit does not waive any rights in the lateral sewer located in alley aforesaid.