

Recorder's Court, transmitting verdict rendered by a jury of said court in the matter of widening Chalmers Ave. from Seven Mile Road to alley first south thereof, where not already widened, as a public street and highway. Your committee begs to report that we have had the matter under consideration, and are satisfied that the property in the vicinity is largely benefited by same and should therefore bear a portion of the expense. The award of the jury was \$7,050.00 and we recommend that 85 per cent or \$5,992.50 be assessed on the local assessment district, and that the remaining portion, viz: 15 per cent or \$1,057.50 be paid by the City of Detroit out of the Street Opening Fund.

We further recommend that inasmuch as a total of \$1,500.00 was received by the City Treasurer from the sale of buildings located in the line of said street, that the Board of Assessors in making out the assessment roll credit each piece or parcel of real estate benefited by such improvement with its proportionate share of 85 per cent or \$1,275.00 of the total sum of \$1,500.00 received from the sale of said buildings, which is the same ratio agreed upon in apportioning the verdict rendered by the jury, as hereinbefore set forth, and we therefore recommend the adoption of the following resolution.

Respectfully submitted,
JOHN STEVENSON,
Chairman.

By Councilman Stevenson:

Resolved, That the Common Council of the City of Detroit hereby determines that the sum of \$5,992.50 is a just proportion of the compensation awarded by the jury for the property taken by the City of Detroit for the widening of Chalmers Ave. from Seven Mile Road to alley first south thereof, where not already widened, as a public street and highway, which should be paid by the owners or occupants of the pieces or parcels of real estate which will thus be benefited by said improvement, which said pieces or parcels of real estate are described in a resolution of the Common Council (J. C. C., p. 2041-2—1923), wherein the assessment district for this improvement was designated; and be it further

Resolved, That there be assessed and levied upon said pieces or parcels of real estate included in said resolution above referred to, the amount of \$5,992.50 as near as may be, to the advantage which each lot or parcel is deemed to acquire by such improvement; and be it further

Resolved, That the Board of Assessors of the City of Detroit be and they are hereby directed and instructed to proceed forthwith to

prepare an assessment roll in conformity with the requirements of the Charter of the City of Detroit relating to special assessments for collecting the expense of public improvements where a street is graded, comprising the property hereinbefore referred to and described in said resolution (J. C. C., p. 2041-2—1923), upon which they shall assess and levy the amount of \$5,992.50 each lot or parcel to be assessed at a ratable proportion as near as may be of said amount, in accordance with the amount of benefit derived by such improvement; and be it further

Resolved, That the sum of \$1,057.50 of the award of the jury be paid by the City of Detroit out of the Street Opening Fund; and further

Resolved, That said assessment shall be made in two parts, part one of which shall become due and payable in 30 days after the first publication by the City Treasurer of the notice of such assessment.

Resolved, That the Board of Assessors of the City of Detroit be and they are hereby directed in making out said assessment roll for the widening of said Chalmers avenue to credit each piece or parcel of real estate benefited by such improvement with its proportionate share of 85 per cent or \$1,275.00 of the total sum of \$1,500.00 received from the sale of buildings condemned in the matter of widening said Chalmers ave., which is the same ratio agreed upon in apportioning the verdict rendered by the jury as hereinbefore set forth, which is in conformity with the requirements of the Charter of the City of Detroit relating to special assessments for collecting the expense of public improvements where a street is graded, opened, etc.

Adopted as follows:

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

Nays—None.

Vacation of Dequindre Street

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Germain Coal Co. (6445), for the vacation of certain strips of land on Dequindre street. Your committee is advised by the Corporation Counsel's office that these parcels of land were included in a plat made on or about January 7, 1888, and show on said plat as alleys and part of Dequindre street. However, they have never been improved and used for such purposes by the city, and therefore the City of Detroit has now no legal claim to them because of the operation of the Statute of Limitations. After

consideration of the request, and in view of the opinion of the Corporation Counsel, we recommend that petition be granted, and offer the following resolution.

Respectfully submitted,
JOHN STEVENSON,
Chairman.

By Councilman Stevenson:

Resolved, That "all that part of alley, 7.12 ft. wide, described as follows: Beginning at the north-west corner of lot 18 of Potter's Subdivision of part of lots 2 and 3 of the Sub. of the north half of Outlot 3, Dequindre Farm, as recorded in Liber 7, page 91, of Plats of Wayne County Records; thence west along the north line of lot 18 if extended 7.12 ft.; thence southerly and parallel with said west line of said lot 18, 36.20 ft. to a point; thence easterly along the northerly line of the Private Alley 7 1/2 ft. to the southwest corner of lot 18 of said Subdivision; thence northerly along the west line of said lot 18, 36.20 ft. to the place of beginning. (Said 7.12 ft. lying westerly of and adjoining lot 18 of said Sub.)"

Also "all that part of Dequindre Street, described as follows: Beginning at the intersection of the north line of Garfield Ave. with the Westerly right-of-way line of the D. G. H. and M. R. R.; thence northerly along said westerly right of way line 146.20 ft. to a point; thence westerly 30 ft. to the northeast corner of lot 18 of said sub., thence southerly 146.20 ft. to the north line of Garfield Ave., also being the southeast corner of lot 17 in said Sub; thence easterly along the north line of Garfield Ave. 30 ft. to the place of beginning; (Said Dequindre Street lying and being easterly of lots 17 and 18 and north of Garfield Avenue.)"

Also "all that part of alley, 10 ft. wide, described as follows: Beginning at the northeast corner of lot 17 of said Subdivision; thence westerly along the south side of the Private Alley 125 ft. to a point; thence at right angles northerly across said Private Alley 10 ft. to a point; thence easterly along the north side of said Private Alley 125 ft. to the southeast corner of lot 18 of said Subdivision, thence south 10 ft. to the place of beginning. (Said alley lying in the rear of lots 14, 15, 16, 17 and part of lot 13 of said above described Subdivision." be and the same are hereby vacated to become a part and parcel of the adjoining property, 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, Dingeman, Ewald, Nagel, Stevenson—5.

Nays—Councilmen Broderick, Cas-tator, Murphy and the President—4.

MONDAY, APRIL 20, 1925

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

Barber Poles

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Men's Service Station (7474), to install barber poles, on pedestals, on the sidewalk, close to the buildings, at 26 and 113 Michigan ave. After consultation with the Department of Public Works, your committee recommends that request be granted, and offers the following resolution.

Respectfully submitted,
W. P. BRADLEY,
Chairman.

By Councilman Bradley:

Resolved, That the Department of Public Works be and is hereby authorized and directed to issue a permit to Men's Service Station to erect two barber poles, on pedestals, 10 in. wide, close to the buildings, at 26 and 113 Michigan ave.

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 public places shall be considered waived by this permission, which is granted expressly on the condition that said barber poles 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, 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 himself thereunto and to accept said permit on the conditions hereby imposed, and in the event of the said grantee con-