

avenues until it has obtained permission so to do from this Council and under such conditions and regulations as this Council may or hereafter require.

I approve the form of the foregoing resolution.

WALTER BARLOW,

Ch. Asst. Corporation Counsel.

Adopted as follows:

Yeas—Councilmen Castator, Ewald, Murphy, Nagel and the President Pro Tem.—5.
Nays—None.

Vacation of Dallas Ave.

To the Honorable Common Council:
Gentlemen—To your Committee of the Whole was referred petition of Levine Waste Paper Co. (7513), for the vacation of a portion of Dallas Avenue, between Greeley Avenue and the D. G. H. & M. R. R., and public alleys adjoining property owned by petitioner west of the railroad between Gillett and Alger Avenues. After consultation with the Corporation Counsel's office and City Engineer, your committee recommends that petition be granted upon the payment of the sum of \$3,420 for the portion of Dallas Avenue to be closed, and we therefore offer the following resolution.

Respectfully submitted,

JAMES J. MURPHY,
Chairman.

By Councilman Murphy:

Resolved, That "all that part of Dallas ave., lying between the westerly lines of lots 49 and 72 extended of Russell & Bigelow's Subdivision of part of the E. ½ of ¼ Section 43, 10,000 Acre Tract, as recorded in Liber 12, page 27 of Plats of Wayne County Records, and the westerly line of the Detroit, Grand Haven and Milwaukee Railroad Right-of-Way, be and the same is hereby vacated to become a part and parcel of the adjoining property,

Provided, Petitioner pays into the City treasury the sum of \$3,420.00 within 60 days from the date of the adoption of this resolution, and further

Resolved, That "all that part of Public alley, 16 ft. wide, adjoining the easterly line of lot 75 of last mentioned subdivision,"

Also "all that part of public alley, 16 ft. wide, adjoining the southerly line of the easterly 14 ft. of lot 72 and also adjoining the southerly line of lots 73 and 74 of last mentioned subdivision, be and the same are hereby vacated to become a part and parcel of the adjoining property,

Provided, Petitioner deeds to the City of Detroit for alley purposes "the westerly 16 ft. of lot 77 of last mentioned subdivision," and further

Provided, That if at any time the alley described as "the westerly 16 ft. of lot 77" is ordered graded and paved, the expense of such grading and paving shall be borne entirely by petitioner, and further

Provided, Petitioner files with the City Clerk within 30 days from the date of the adoption of this resolution an agreement in writing waiving all grade separation damages which may accrue to them affecting lots 45 to 50 both incl., and lots 72 to 77, both inclusive of Russell and Bigelow's subdivision of part of the E. ½ of ¼ Section 43, 10,000 acre tract, as recorded in Liber 12, page 27 of Plats of Wayne County Records, and further

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 and shall at all times have the right to enter upon the premises if found necessary on account of said sewer to repair same, and provided further that petitioner shall not build over the above described alley without first securing the approval of the City Engineer and the Board of Health, 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 Castator, Ewald, Murphy, Nagel and the President Pro Tem.—5.
Nays—None.

THURSDAY, MAY 7

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

Fire Dept. Pension

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Wm. J. Wolschon (7740) for an increase in retired firemen's pension. In view of the fact that pensions for retired firemen are paid in accordance with the terms of the city charter, your committee recommends that petition be denied.

Respectfully submitted,
JOHN C. NAGEL,
Chairman.

Accepted and adopted.

Taxes

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition