

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 hereunder for the removal of same, and further, that grantee acquires no implied or other privileges hereunder not expressly stated herein.

Adopted as follows:

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

—8.

Nays—None.

By Councilman Stevenson:

Resolved, That the Department of Public Works be and is hereby authorized and directed to issue a permit to The Palms Realty Co. to construct a footing projecting 2 ft. 4 in. beyond the building line at a depth of 33 ft. below the grade on Woodward ave., northwest corner of Elizabeth st., in connection with the construction of new theatre building at this location.

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 areaways 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 that grantee assumes the entire cost and expense of any changes thereto including underpinning if same should be necessary by reason of the construction of a subway or other public work 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 contesting the validity of said charter amendment, ordinance or resolution or of said fee, charge or rental, or upon refusal to pay same, this 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 hereunder or for the removal of same, and further, that grantee acquires no implied or other privileges hereunder not expressly stated herein.

The terms of this resolution to be binding on grantee, its successor and assigns.

Adopted as follows:

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

—8.

Nays—None.

Vacation of Alley

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of Visitation Parish (8334), requesting that the 18 ft. alley, running south from Webb ave. west of Twelfth st., be moved 18 ft. west, in order that the alley may be straightened out, and provision made for erecting new building. After consultation with the City Engineer, and consideration of the request, we recommend that petition be granted, and offer the following resolution.

Respectfully submitted,
JOHN STEVENSON,
Chairman.

By Councilman Stevenson:

Resolved, That "all of the public alley, 18 ft. wide, adjoining the westerly line of the easterly 12 ft. of lot 76 of Oakman and Stoll's Subdivision of part of the S. E. $\frac{1}{4}$ of Section 27, 10,000 acre tract, as recorded in Liber 33, page 83, of Plats of Wayne County Records, and lying between the southerly line of Webb ave. and the northerly line of lot 96 of last mentioned subdivision" be and the same is hereby vacated to become a part and parcel of the adjoining property.

Provided, Petitioner deeds to the City of Detroit for alley purposes "the easterly 18 ft. of lot 75 of last mentioned subdivision," and further

Provided, That if at any time in the future, the alley described as "the easterly 18 ft. of lot 75," is ordered graded and paved, the expense of such grading and paving shall be borne entirely by petitioner, 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 Bradley, Broderick, Castator, Dingeman, Ewald, Murphy, Stevenson and the President—8.

Nays—None.

Vacation of Streets and Alleys

To the Honorable the Common Council:

Gentlemen—To your Committee of the Whole was referred the petition of James S. Holden Co. (8336), for the vacation of streets and alleys, except Grand River ave., in Scott Place Subdivision, due to the fact that this property has been re-subdivided and recorded as James S. Holden Company re-subdivision of Scott Place Subdivision. After consultation with the City Engineer, your committee recommends that request be granted, and offers the following resolution.

Respectfully submitted,
JOHN STEVENSON,
Chairman.

By Councilman Stevenson:

Resolved, That "all of the public streets known as Crosby and Centennial avenues 25 ft. in width, and all of the public alleys 20 ft. in width, as platted in Scott Place Subdivision on ¼ Section 50, 10,000 acre tract, T. 1 S. R. 11 E., as recorded in Liber 26, page 35 of Plats of Wayne County Records," be and the same are hereby vacated, 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, Stevenson and the President—8.

Nays—None.

RESOLUTIONS AND ORDINANCES

By Councilman Broderick:

Resolved, That the Department of Police be and is hereby directed to

enforce the provisions of Chapter 112 of the Compiled Ordinances of 1920, relative to beggars and vagrants on the streets of Detroit.

Adopted as follows:

Yeas—Councilmen Bradley, Broderick, Castator, Dingeman, Ewald, Murphy, Stevenson and the President—8.

Nays—None.

By Councilman Broderick:

Resolved, That the Board of Water Commissioners be and is hereby directed to prohibit the use of water for sprinkling lawns and roads between the hours of 8:00 A. M. and 7:00 P. M. in the district bounded on the south by Plymouth road and Joy road, east by Twelfth street to Fenkell avenue, Fenkell avenue to Livernois avenue, and Livernois avenue to the city limits, during the months of June, July and August.

Adopted as follows:

Yeas—Councilmen Bradley, Broderick, Castator, Dingeman, Ewald, Murphy, Stevenson and the President—8.

Nays—None.

By Councilman Castator:

Resolved, That the Department of Public Works be and is herewith requested to cause Oakland avenue to be paved between Nevada and the Six Mile road, as speedily as possible under the forced paving clause of the City Charter.

Adopted.

By Councilman Castator:

Resolved, That resolution of May 12, 1925 (J. C. C., p. 1268), vacating "the northerly part of Elmhurst avenue, as opened, being 17.16 feet in front on the easterly line of Martindale avenue and 15.66 feet in rear on alley first easterly thereof" be and the same is hereby rescinded for the purpose of correction.

Adopted as follows:

Yeas—Councilmen Bradley, Broderick, Castator, Dingeman, Ewald, Murphy, Stevenson and the President—8.

Nays—None.

By Councilman Castator:

Resolved, That "the northerly part of Elmhurst avenue, as opened, being 17.16 feet in front on the easterly line of Martindale avenue, and 15.66 feet in rear on alley first easterly thereof," be and the same is hereby vacated to become a part and parcel of adjoining lot 499 of Brown & Babcock's Subdivision of the westerly 41 2-3 acres of ¼ Sec-