

April 17

relocated by reason of the installation of this duct, same shall be rebuilt and relocated at the expense of the petitioner, the work to be performed under the supervision of and to the satisfaction of the Department of Public Works, and further

Provided, That all of 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, Subject to the prior rights of the City of Detroit and of all public utility corporations, 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 duct 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 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.

Adopted as follows:

Yeas—Councilmen Bradley, Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—9.

Nays—None.

#### Taxes

To the Honorable, the Common Council:  
Gentlemen—To your Committee of the Whole was referred petition of

Charles S. Crane (1080), for reduction of 1927 general city taxes on the grounds of over-assessment. After investigation by the Board of Assessors, and consideration of the matter, your committee recommends that the petition be denied, but that petitioner be permitted to pay said tax without interest. We therefore offer the following resolution.

Respectfully submitted,  
W. P. BRADLEY,  
Chairman.

By Councilman Bradley:

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept from Charles S. Crane the original amount of general city taxes for 1927 levied against "W. 90 feet of lots 10, 11, 12, 13, Cap. 40" (w. 10, f. 602), and cancel interest charges, provided said taxes are paid within 30 days from the date of the adoption of this resolution.

Adopted as follows:

Yeas—Councilmen Bradley, Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—9.

Nays—None.

#### Temporary Buildings

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Frank Rudolph (1650), to maintain a temporary building as a soft drink stand at 3145 Meldrum avenue. After consultation with the Department of Buildings and Safety Engineering, and careful consideration of the request, your committee recommends that same be denied.

Respectfully submitted,  
W. P. BRADLEY,  
Chairman.

Accepted and adopted.

#### Vacation of Strips of Land

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Herman Heinrich (Humrich) and Julius Lenhard (512), to purchase strips of land at the southwest corner of Seven Mile Road and Alcoy avenue. After consultation with the City Plan Commission, hearing with petitioners, and careful consideration of the requests, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,  
W. P. BRADLEY,  
Chairman.

By Councilman Bradley:

Resolved, That "the westerly part of Alcoy ave., as opened, lying between the southerly line of Seven Mile Road, 66 feet wide, and the northerly line of public alley first southerly thereof, being 11.47 feet on the southerly line of Seven Mile Road, 66 feet wide, and 11.53 feet on the northerly line of alley first southerly thereof" be and the same is hereby vacated to become a part and parcel of the northerly 110 feet (lying south of the southerly line of Seven Mile Road) of lot 1 of the Private Plat of Lindenwood Farms Subdivision of the W. 10 acres of the N. 18 acres of the W. 1/2 of the E. 1/2 of the N. E. 1/4 of Sec. 11, T. 1 S. R. 12 E., as recorded in Liber 1138, page 510 of Deeds of Wayne County Records.

Provided, Petitioner, Herman Humrich, pays into the city treasury within 30 days from the date of the adoption of this resolution the sum of \$456.88, which amount does not include any special assessments levied against said strip of land, and further

Resolved, That "the westerly part of Alcoy ave., as opened, lying between the southerly line of alley first southerly of Seven Mile Road and the southerly line of lot 1 of last mentioned subdivision, being 11.54 ft. on the southerly line of alley first southerly of Seven Mile Road and 11.58 ft. on the southerly line of lot 1 of last mentioned subdivision" be and the same is hereby vacated to become a part and parcel of the southerly 74.60 ft. of said lot 1.

Provided, Petitioner, Julius Lenhard, pays into the city treasury within 30 days from the date of the adoption of this resolution the sum of \$167.40, which amount does not include any special assessments which may have been levied against said strip of land, and further

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

Adopted as follows:

Yeas—Councilmen Bradley, Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—9.

Nays—None.

**TUESDAY, APRIL 17**

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

**Sidewalks**

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of J. McConnell (1365), protesting notice to repair sidewalks on Coolidge Highway. Your committee is advised by

the Department of Public Works that due to the paving of this street the old 4 ft. subdivision walk was left below grade, and is in very bad condition. Further that it is very bad to reconstruct 6 ft. walks, proposed the property owner only for the extra width of 2 ft. We therefore recommend that further consideration of the matter be indefinitely postponed.

Respectfully submitted,  
FRED W. CASTATOR,  
Chairman.

Accepted and adopted.

**Special Assessments**

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Simon Pilzniewski (1693), for an extension of 6 months time in which to pay part 1 of assessment for widening Michigan avenue. After consideration of the request, your committee recommends that same be granted, and offers the following resolution.

Respectfully submitted,  
FRED W. CASTATOR,  
Chairman.

By Councilman Castator:

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept from Simon Pilzniewski the original amount of part 1 of assessment levied against "Lots 26 to 30 incl. Cap. 230" (book 50, f. 136, roll 532-B), for the widening of Michigan ave., and cancel interest and penalty charges, provided said tax is paid within 6 months from the date of the adoption of this resolution, and further

Resolved, That the City Controller be and he is hereby authorized and directed to draw a warrant upon the proper fund in favor of the City Treasurer for the amount of interest and penalty charges cancelled on above special assessment.

Adopted as follows:

Yeas—Councilmen Bradley, Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—9.

Nays—None.

**Storage Yard Site**

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was again referred the matter of acquiring a site of approximately 10 acres as a storage yard for the Board of Water Commissioners on the Pere Marquette R. R. south of Schoolcraft ave. near Beech Road. After further consultation with the members of the board and the owners of the property in question, and further consideration of the entire mat-