

COMMON COUNCIL

(OFFICIAL)

Detroit, Tuesday, July 16, 1929.

The Council met and was called to order by the President Pro Tem, Hon. Wm. P. Bradley.

Present Councilmen—Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President Pro Tem—8.

There being a quorum present, the Council was declared to be in session.

The journal of the preceding session was approved.

Taken from the Table

Councilman Littlefield moved to take from the table an Ordinance, to prohibit soliciting on the streets or open spaces, adjacent to the streets, in the City of Detroit, etc., laid on the table July 9, 1929 (J. C. C. p. 1446), which motion prevailed.

The ordinance was then placed on the order of third reading.

Third Reading of Ordinance

The title to the ordinance was read a third time.

The ordinance was then read.

The question being "shall this ordinance now pass?" The ordinance was passed, a majority of the Councilmen present voting therefor as follows:

Yeas—Councilmen Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President Pro Tem—8.

Nays—None.

Title to ordinance was confirmed.

Taken from the Table

Councilman Dingeman moved to take from the table an ordinance to provide for permits for the installation of plumbing in the City of Detroit and charging of fees for such permits, laid on the table June 11, 1929 (J. C. C. p. 1644), which motion prevailed.

The ordinance was then placed on the order of third reading.

Third Reading of Ordinance

The title to the ordinance was read a third time.

The ordinance was then read.

The question being "shall this ordinance now pass?" The ordinance was passed, a majority of the Councilmen present voting therefor as follows:

Yeas—Councilmen Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President Pro Tem—8.

Nays—None.

Title to ordinance was confirmed.

Taken from the Table

Councilman Walters moved to take from the table an Ordinance to vacate all that part of French Road eighty-six feet wide, at the intersection of Lynch Road, etc., laid on the table July 2, 1929 (J. C. C. p. 1810), which motion prevailed.

The ordinance was then placed on the order of third reading.

Third Reading of Ordinance

The title to the ordinance was read a third time.

The ordinance was then read.

The question being "shall this ordinance now pass?" The ordinance was passed, a majority of the Councilmen present voting therefor as follows:

Yeas—Councilmen Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President Pro Tem—8.

Nays—None.

Title to ordinance was confirmed.

Taken from the Table

Councilman Walters moved to take from the table an Ordinance to amend Section 52, Chapter 55 of the Compiled Ordinances for the year 1926, laid on the table July 9, 1929 (J. C. C. p. 1883), which motion prevailed.

The ordinance was then placed on the order of third reading.

Third Reading of Ordinance

The title to the ordinance was read a third time.

The ordinance was then read.

The question being "shall this ordinance now pass?" The ordinance was passed, a majority of the Councilmen present voting therefor as follows:

Yeas—Councilmen Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President Pro Tem—8.

Nays—None.

Title to ordinance was confirmed.

Taken from the Table

Councilman Callahan moved to take from the table an Ordinance to amend Chapter 71, Compiled Ordinances for

ings Bank of Chicago for reimbursement to them of the sum of \$45.00 paid by them to one of their clients for the collection of interest on City of Detroit Public Improvement 4½ per cent bonds, dated January 1st, 1923 and due January 1st, 1946, Nos. X-4230 and X-4231.

These coupons were reported to have been lost, mislaid or destroyed and have not been presented for payment.

The Harris Trust and Savings Bank has filed in this office an affidavit stating the facts in connection with the loss of these bonds and agreeing to reimburse the City in case coupons should ever be found and presented for payment.

Very truly yours,
P. L. MONTEITH,
Controller.

By Councilman Walters:

Resolved, That the City Controller be and he is hereby authorized and directed to draw his warrant on the Interest Fund for the payment to the Harris Trust & Savings Bank of coupons due July 1st, 1928, City of Detroit Public Improvement 4½ per cent bonds, Nos. X-4230 and X-4231. Said coupons having been reported as lost or destroyed and Harris Trust and Savings Bank agreeing to reimburse City of Detroit in case the said coupons should ever be found and presented for payment.

Adopted as follows:

Yeas—Councilmen Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President Pro Tem—8.

Nays—None.

From the Corporation Counsel

July 2, 1929.

To the Honorable, the Common Council:

Gentlemen—I am enclosing herewith proper resolution relative to the condemnation of private property for a fire engine house site in the block bounded by Vermont, Twelfth, Bryant and Merrick Avenues.

Very truly yours,
CLARENCE E. WILCOX,
Corporation Counsel.

By Councilman Walters:

Resolved, That the Common Council of the City of Detroit declares a public improvement to be necessary in the City of Detroit and it also declares that it deems it necessary to take private property for such improvement, to-wit: For a site for the purposes of the Board of Fire Commissioners and municipal buildings to be thereon constructed, and that such improvement is for the use or benefit of the public. The private property which the Common Council deems it necessary to take for such public im-

provement is situated in the block bounded by Vermont, Twelfth, Bryant and Merrick Avenues, and described as follows:

All of Lots 138 to 144, both inclusive, and lots 148, 149 and 150 of Wm. B. Wesson's Section of the Thompson Farm, north of Grand River Road, as recorded in Liber 1, page 31 of Plats of Wayne County Records, and that the improvement is for the use and benefit of the public.

Further Resolved, That the Corporation Counsel be and is hereby directed to institute the necessary proceedings in behalf of the City of Detroit, in the Recorder's Court of said city to carry out the object of this resolution in regard to taking private property by said city.

Adopted as follows:

Yeas—Councilmen Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President Pro Tem—8.

Nays—None.

From the Corporation Counsel

June 26, 1929

To the Honorable, the Common Council:

Gentlemen—We herewith enclose a proposed ordinance for the vacation of a portion of French and Lynch Roads adjoining the Airport and the relocation of Lynch Road, all of which is indicated upon the blueprint attached hereto.

We would recommend that this ordinance be referred to the City Plan Commission with instructions from your honorable body to that Commission to provide for hearings of any abutting property owner or owners who desire to protest the closing of said road.

Respectfully submitted,
CLARENCE E. WILCOX,
Corp. Counsel.

By Councilman Walters:

AN ORDINANCE to vacate all that part of French Road, eighty-six feet wide, described as follows:

Beginning at the intersection of the northerly line of Lynch Road, with the westerly line of French Road, as now established, said intersection being distant due east 1250.62 feet and north 65 degrees 25 minutes east 1080.02 feet from the southeasterly corner of lot 30 of Siebert's Lynch Avenue subdivision of parts of lots 7 and 8 of the subdivision of Enos Laderoot Farm and part of Lot 6 of the subdivision of John B. Laderoot Farm of part of Fractional Section 15, T. 1 S., R. 12 E., as recorded in Liber 46, page 40 of Plats of Wayne County Records; thence along the westerly line of French Road, north 35 degrees 28 minutes west 548.53 feet to a point; thence on a curve to the left (radius

of said curve being 265.01 ft. and chord bearing north 06 degrees 34 minutes 36 seconds east 128.42 feet), a distance of 129.69 feet to a point on the easterly line of French Road; thence along the easterly line of French Road south 35 degrees 28 minutes west 656.95 feet to a point; thence continuing along said easterly line of French Road, south 33 degrees 39 minutes 20 seconds east 607.56 feet to a point; thence continuing along said easterly line of French Road, south 35 degrees 19 minutes 40 seconds east 19.56 feet to a point; thence along a line south 54 degrees 27 minutes 25 seconds west 86.00 feet to a point on the westerly line of French Road; thence along the westerly line of French Road, north 35 degrees 19 minutes 40 seconds west 20.90 feet to a point; thence continuing along said westerly line of French Road, north 33 degrees 39 minutes 20 seconds west 602.73 feet to a point; thence continuing along said line north 35 degrees 28 minutes west 16.76 feet to the place of beginning, and to vacate all that part of Lynch Road described as follows:

All that part of Lynch Road described as follows: Beginning at a point on the northerly line of Lynch Road, said point being distant due east 186.53 feet from the southeasterly corner of lot 30 of Siebert's Lynch Avenue subdivision, heretofore mentioned; thence along the northerly line of Lynch Road, due east 1064.09 feet to a point; thence continuing along the northerly line of Lynch Road, north 65 degrees 25 minutes east 1080.02 feet to a point on the westerly line of French Road; thence along the westerly line extended of French Road south 35 degrees 28 minutes east 16.76 feet to a point; thence continuing along said line south 33 degrees 39 minutes 20 seconds east 50.32 feet to its intersection with the southerly line of Lynch Road; thence along the southerly line of Lynch Road, south 65 degrees 25 minutes west 1109.14 feet to a point; thence continuing along said southerly line of Lynch Road, south 89 degrees 56 minutes west 1221.65 feet to a point; thence along a line north 64 degrees 48 minutes east 161.93 feet to the place of beginning, and for the dedication for street purposes, in lieu of that part of Lynch Road hereby vacated, of

All that part of Lots 4, 5 and 6 of Subdivision of John P. Laderoot Farm, being part and parcel of Fractional Section No. 15, T. 1 S., R. 12 E., as recorded in Probate File 3996, described as follows: Beginning at the intersection of the northerly line of Lynch Road with the easterly line of Wood Avenue, as now established, said intersection being distant due east 55.01 feet from the southeasterly corner of lot 30 of Siebert's Lynch Ave-

nue Subdivision heretofore mentioned; thence along a line north 64 degrees 48 minutes east 1879.24 feet to a point; thence on a curve to the left which curve is tangent to last mentioned line at its ending (radius of said curve being 209.01 feet and chord bearing north 37 degrees 08 minutes 08 seconds east 194.09 feet), a distance of 201.84 feet to a point on the westerly line of French Road (86 feet wide); thence along the westerly line of French Road, south 35 degrees 28 minutes east 72.25 feet to a point; thence on a curve to the right (radius of said curve being 265.01 feet and chord bearing south 42 degrees 41 minutes 58 seconds west 199.41 feet), a distance of 204.44 feet to a point of tangency; thence along a line south 64 degrees 48 minutes west 1760.23 feet to a point on the northerly line of Lynch Road; thence along the northerly line of Lynch Road due west 131.52 feet to the place of beginning, and to provide the conditions of said vacation and dedication.

IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF DETROIT:

Section 1. That all that part of 2 French Road, eighty-six feet wide, 3 described as follows:

4 Beginning at the intersection of
5 the northerly line of Lynch Road,
6 with the westerly line of French
7 Road, as now established, said in-
8 tersection being distant due east
9 1250.62 feet and north 65 degrees
10 25 minutes east 1080.02 feet from
11 the southeasterly corner of lot 30
12 of Siebert's Lynch Avenue subdivi-
13 sion of parts of lots 7 and 8 of the
14 subdivision of Enos Laderoot Farm
15 and part of Lot 6 of the subdivi-
16 sion of John B. Laderoot Farm of
17 part of Fractional Section 15, T. 1
18 S., R. 12 E., as recorded in Liber 46,
19 page 40 of Plats of Wayne County
20 Records; thence along the westerly
21 line of French Road, north 35 de-
22 grees 28 minutes west 548.53 feet
23 to a point; thence on a curve to
24 the left (radius of said curve being
25 265.01 ft. and chord bearing north
26 06 degrees 34 minutes 36 seconds
27 east 128.42 feet), a distance of
28 129.69 feet to a point on the east-
29 erly line of French Road; thence
30 along the easterly line of French
31 Road south 35 degrees 28 minutes
32 west 656.95 feet to a point; thence
33 continuing along said easterly line
34 of French Road, south 33 degrees
35 39 minutes 20 seconds east 607.56
36 feet to a point; thence continuing
37 along said easterly line of French
38 Road, south 35 degrees 19 minutes
39 40 seconds east 19.56 feet to a
40 point; thence along a line south
41 54 degrees 27 minutes 25 seconds
42 west 86.00 feet to a point on the
43 westerly line of French Road;

44 thence along the westerly line of
45 French Road, north 35 degrees 19
46 minutes 40 seconds west 20.90 feet
47 to a point; thence continuing along
48 said westerly line of French Road,
49 north 33 degrees 39 minutes 20
50 seconds west 602.73 feet to a point;
51 thence continuing along said line
52 north 35 degrees 28 minutes west
53 16.76 feet to the place of beginning
54 and all that part of Lynch Road
54½ described as follows:

55 All that part of Lynch Road
56 described as follows: Beginning at
57 a point on the northerly line of
58 Lynch Road, said point being dis-
59 tant due east 186.53 feet from the
60 southeasterly corner of lot 30 of
61 Siebert's Lynch Avenue subdivision.
62 heretofore mentioned; thence along
63 the northerly line of Lynch Road,
64 due east 1064.09 feet to a point;
65 thence continuing along the north-
66 erly line of Lynch Road, north 65
67 degrees 25 minutes east 1080.02
68 feet to a point on the westerly line
69 of French Road; thence along the
70 westerly line extended of French
71 Road south 35 degrees 28 minutes
72 east 16.76 feet to a point; thence
73 continuing along said line south 33
74 degrees 39 minutes 20 seconds east
75 50.32 feet to its intersection with
76 the southerly line of Lynch Road;
77 thence along the southerly line of
78 Lynch Road, south 65 degrees 25
79 minutes west 1109.14 feet to a
80 point; thence continuing along
81 said southerly line of Lynch Road,
82 south 89 degrees 56 minutes west
83 1221.65 feet to a point; thence
84 along a line north 64 degrees 48
85 minutes east 161.93 feet to the
86 place of beginning, be and the
87 same are hereby vacated.

Sect. 2. That in lieu of all that
2 part of Lynch Road hereby vacat-
3 ed, the following described prop-
4 erty is hereby dedicated for street
5 purposes:

6 All that part of Lots 4, 5 and 6
7 of Subdivision of John P. Laderoot
8 Farm, being part and parcel of
9 Fractional Section No. 15, T. 1 S.,
10 R. 12 E., as recorded in Probate
11 File 3996, described as follows: Be-
12 ginning at the intersection of the
13 northerly line of Lynch Road with
14 the easterly line of Wood Avenue,
15 as now established, said intersec-
16 tion being distant due east 55.01
17 feet from the southeasterly corner
18 of lot 30 of Siebert's Lynch Avenue
19 Subdivision heretofore mentioned;
20 thence along a line north 64 de-
21 grees 48 minutes east 1879.24 feet
22 to a point; thence on a curve to
23 the left which curve is tangent to
24 last mentioned line at its ending
25 (radius of said curve being 209.01
26 feet and chord bearing north 37
27 degrees 08 minutes 08 seconds east
28 194.09 feet), a distance of 201.84
29 feet to a point on the westerly line

30 of French Road (86 feet wide);
31 thence along the westerly line of
32 French Road, south 35 degrees 28
33 minutes east 72.25 feet to a point;
34 thence on a curve to the right
35 (radius of said curve being 265.01
36 feet and chord bearing south 42
37 degrees 41 minutes 58 seconds west
38 199.41 feet), a distance of 204.44
39 feet to a point of tangency; thence
40 along a line south 64 degrees 48
41 minutes west 1760.23 feet to a
42 point on the northerly line of
43 Lynch Road; thence along the
44 northerly line of Lynch Road due
45 west 131.52 feet to the place of be-
46 ginning.

Sect. 3. The City of Detroit
2 shall bear the entire expense of re-
3 locating or rerouting any public
4 utility now installed in the said
5 French and Lynch Roads or Ave-
6 nues hereby vacated which it may
7 be necessary to remove or relocate
8 to the closing of same.

Sect. 4. The City of Detroit
2 shall bear the entire expense of re-
3 locating Lynch Road or Avenue as
4 hereinbefore provided and of pav-
5 ing, curbing and installation of
6 sidewalks and fences in or upon
7 the said Lynch Road or Avenue as
8 hereinbefore provided.

Sect. 5. The City Treasurer shall
2 refund out of a fund to be here-
3 after designated by the Common
4 Council, all assessments paid for
5 the widening of French Road or
6 Avenue between the Six Mile Road
7 and Gratiot Avenue and paid un-
8 der Roll No. 531: Provided, That
9 the acceptance of the refund of
10 said special assessments for the
11 widening of said French Road or
12 Avenue shall constitute a waiver
13 of any and all objection or objec-
14 tions to the closing of said road or
15 avenue and shall be considered an
16 express consent of the closing
17 thereof. Said refund shall be made
18 on the property so assessed to the
19 person owning said property at the
20 time this ordinance becomes effec-
21 tive.

Sect. 6. That the Detroit City
2 Gas Company shall have a per-
3 petual easement in the streets or
4 avenues hereby vacated, for the
5 maintenance of any mains where
6 said company now has mains in-
7 stalled in said vacated roads or
8 avenues, and the Detroit City Gas
9 Company shall be relieved from
10 any special assessments which
11 might be assessed against it, or its
12 property adjacent thereto, incident
13 to the paving of Lynch Road as
14 relocated or the construction of a
15 sidewalk thereon or otherwise di-
16 rectly incident to the proposed air-
17 port development and/or from all
18 other expenditures by reason of
19 the construction of streets, roads,
20 tunnels and/or other public works

21 in the course of the proposed air-
 22 port improvement, and provided
 23 further that the eighteen-inch
 24 sewer now in existence running
 25 across the land to be conveyed by
 26 the Detroit City Gas Company to
 27 the City of Detroit and emptying
 28 into the sewer now laid in the
 29 Lynch Road, shall always be main-
 30 tained, without expense to the De-
 31 troit City Gas Company, in such
 32 condition that it may be used as it
 33 now is by the said company.

2 Sect. 7. This ordinance is here-
 3 by declared to be necessary for the
 4 preservation of the public peace,
 5 health and safety and is hereby
 6 given immediate effect.

Read twice by title, ordered printed
 and laid on the table.

From the Corporation Counsel

July 2, 1929

To the Honorable, the Common
 Council:

Gentlemen—I enclose herewith pro-
 posed contract between the Detroit City
 Gas Company and the City of Detroit
 dated June 24, 1929, covering the pur-
 chase of 18.645649 acres on French
 Road.

The general provisions of this con-
 tract have been previously explained
 to your honorable body. It provides
 for the purchase of the southerly
 18.645649 acres of the Detroit City
 Gas Company property immediately
 adjoining the Detroit Municipal Air-
 port site on French Road. The loca-
 tion of the parcel is indicated as Par-
 cel A outlined in yellow on the map
 attached to the contract. The price is
 to be determined upon by the Detroit
 Real Estate Board Appraisal Commit-
 tee, payment for which will be made
 within thirty days after receipt of said
 appraisal. It provides that the cost
 of any readjustment of the gas mains
 or equipment of the Detroit City Gas
 Company by reason of any changes
 at the Airport shall be assumed by
 the City of Detroit. It also provides
 for the relocation and paving of
 Lynch Road off the northerly part of
 the property purchased. Further de-
 tails relative to the purchase are con-
 tained in the contract.

Yours truly,
 CLARENCE E. WILCOX,
 Corporation Counsel.

THIS AGREEMENT, made this 24th
 day of June, A. D. 1929, by and be-
 tween Detroit City Gas Company, a
 Michigan corporation, party of the
 first part, and the City of Detroit,
 a municipal corporation, party of the
 second part,

Witnesseth:

Whereas the Detroit City Gas Com-
 pany is the owner of a parcel of land,
 hereinafter described as Parcel "A"
 indicated by yellow lines on the print

hereto attached and made a part
 hereof, consisting of 18.645649 acres,
 and the City of Detroit is the owner
 of parcels of land, hereinafter de-
 scribed as Parcels "B" and "C," indi-
 cated by red lines on said print hereto
 attached and made a part hereof,
 which Parcels "B" and "C" consist of
 approximately 249.16 acres, and

Whereas, the City of Detroit de-
 sires to acquire said Parcel "A" owned
 by the Detroit City Gas Company and
 the right of the City to proceed by
 condemnation is questioned because
 said Parcel is held by the Gas Com-
 pany for Public Utility purposes but
 the Detroit City Gas Company is will-
 ing to sell, provided it is relieved of
 any expense incident to said sale and
 subject to the following terms and
 conditions;

Therefore, in consideration of the
 sum of One Dollar paid to first party
 by second party, receipt of which is
 hereby acknowledged, and other good
 and valuable considerations, it is
 agreed between the parties hereto as
 follows:

(1) The Detroit City Gas Company
 hereby agrees to sell and convey to
 the City of Detroit by good and suffi-
 cient warranty deed, free and clear of
 all liens, mortgages or other encum-
 brances, and the City of Detroit here-
 by agrees to purchase from the Detroit
 City Gas Company the following de-
 scribed property situated in the City
 of Detroit, County of Wayne, State of
 Michigan, to-wit:

All of Lot 3 and that part of Lots
 4, 5 and 6 as platted in Subdivision
 of John P. Laderoot Farm, being part
 and parcel of Fractional Section 15,
 T. 1 S. R. 12 E. as recorded in Probate
 File 3996 of Wayne County Records,
 described as follows: Beginning at
 the intersection of the northerly line
 of Lynch Road, 66 feet wide, with the
 easterly line of Wood Avenue, 50 feet
 wide, as opened, said point being dis-
 tant due east 55.01 feet from the
 southeasterly corner of Lot 30 of Sie-
 bert's Lynch Avenue subdivision of
 part of Lots 7 and 8 of subdivision
 of Enos Laderoot's Farm, part of Lot
 6 of Subdivision of John P. Laderoot
 Farm of Part of Fractional Section 15,
 T. 1 S. R. 12 E., as recorded in Liber
 46, page 40, of Plats of Wayne County
 Records; thence along the northerly
 line of Lynch Road, 66 feet wide, due
 east 1195.61 feet; thence north 65 deg.
 25 min. east 1080.02 ft. to a point on
 the westerly line of French Road, 86
 feet wide, thence along said line N. 35
 deg. 28 min. west 620.74 ft. to a point;
 thence 201.84 ft. along a curve to the
 right, chord of said curve bearing
 south 37 deg. 08 min. 08 sec. west
 194.09 ft. to a point; thence along a
 line S. 64 deg. 48 min. 00 sec. W.
 1879.24 ft. to the place of beginning,
 including any reversionary rights in