

aves. Your committee is advised by the Department of Parks and Boulevards that these trees will be planted during the spring planting season, and we therefore recommend that further consideration of the matter be indefinitely postponed.

Respectfully submitted,
ARTHUR E. DINGEMAN,
Chairman.

Accepted and adopted.

Vacation of Alley

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Timken-Detroit Axle Co. (12174), for the vacation of the north and south alley and a portion of the east and west alley in the block south of Fort st. and east of Clark ave. After consultation with the City Plan Commission, and careful consideration of the request, your committee recommends that same be granted provided petitioner deeds sufficient land for a turn-around at the end of the alley with a width of 40 ft. or more, and we therefore offer the following resolution.

Respectfully submitted,
ARTHUR E. DINGEMAN,
Chairman.

By Councilman Dingeman:

Resolved, That "all that part of public alley, 18 feet wide lying south of Fort Street and East of Clark Avenue and more particularly described as follows: Beginning at the north-westerly corner of the easterly 17 feet of lot 11 of Clark Park Subdivision of part of Private Claim 583 between Fort Street and Wabash Railroad, as recorded in Liber 24 Page 20 of the Plats of Wayne County Records; thence along the westerly line of easterly 17 feet of lot 11 and said line extended South 29 Degrees 26 Minutes East 118.00 feet to a point on the southerly line of alley lying first southerly of and parallel to Fort Street; thence along said alley line South 60 Degrees 00 Minutes West 118.08 feet to a point; thence along a line North 29 Degrees 54 Minutes West 18.00 feet to a point on the northerly line of alley lying first southerly of and parallel to Fort Street; thence along the northerly line of said alley North 60 Degrees 00 Minutes East 108.22 feet to a point; thence along the easterly line of the westerly 5.0 feet of lot 10 of said Clark Park Subdivision North 29 Degrees 26 Minutes West 100.00 feet to a point on the southerly line of Fort Street (100 feet wide); thence along the southerly line of Fort Street North 60 Degrees 00 Minutes East 18.00 feet to the place of beginning" 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, "All that part of lots 37 and 38 of said Clark Park Subdivision described as follows: Beginning at the north-westerly corner of lot 37; thence along the northerly line of said lot 37, North 60 Degrees 00 Minutes East 2.24 feet to a point; thence along a line South 29 Degrees 54 Minutes East 24.90 feet to a point; thence along a line South 60 Degrees 00 Minutes West 32.29 feet to a point on the westerly line of lot 38 of said subdivision; thence along the westerly line of lot 38 North 29 Degrees 54 Minutes West 19.88 feet to a point; thence along a line North 15 Degrees 03 Minutes East 7.07 feet to a point on the northerly line of said lot 38, thence along the northerly line of lot 38, North 60 Degrees 00 Minutes East 25.00 feet to the place of beginning," and further

Provided Petitioner reimburses the owners to the extent of the value of their utilities now installed in said alleys which it may be necessary to abandon, due to the closing of same, or bears the entire expense of relocating or rerouting any public utilities now installed in said alley which it may be necessary to relocate or re-route due to the closing of same, and further

Provided Petitioners agree to pay into the City Treasury whatever expense may have been incurred by the City in the matter of paving, curbing, crosswalk, sidewalks, etc., within the lines of alley herein vacated as may be certified by the City Engineer 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 petitioners shall not build over the above described alley without first securing the approval of the City Engineer and the Board of Health, and further

Provided, That if in the event the alley dedicated by Petitioner is ordered graded and paved the entire expense of such grading and paving shall be borne by the Petitioner, 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, Callahan, Castator, Dingeman, Ewald, Kronk, Littlefield, Walters and the President—9.

Nays—None.