

Rd. After consultation with the Department of Buildings & Safety Engineering, and careful consideration of the request, your committee recommends that same be granted as set forth in the following resolution.

Respectfully submitted,
HARRY I. DINGEMAN,
Chairman.

By Councilman Dingeman:

Resolved, That the Department of Buildings & Safety Engineering be and it is hereby authorized and directed to issue permit to the Michigan State Highway Department (owner in fee of the premises herein described), to maintain a temporary one-story building, 18 ft.x20 ft.x12 ft. high, at 840 E. Eight Mile Rd., between Omira and Oakland Aves., being lot No. 310 of Eight Oakland sub., for the purpose of a fruit and vegetable stand, provided said building is put in condition satisfactory to the Department of Buildings & Safety Engineering within 30 days from the date of the adoption of this resolution.

Provided, All taxes due the City of Detroit are paid, and

Provided, That said work shall be performed under the supervision of the Department of Buildings and Safety Engineering and in accordance with plans submitted to and approved by said Department, and

Provided, That no right shall be granted to the grantee herein to maintain such building after January 1, 1939, and that during this period said building shall be used only for the purpose herein specified, and

Provided, That said permit shall be issued only after a copy of this resolution has been duly recorded in the office of the Registrar of Deeds for Wayne County, and

Provided, That this resolution is revocable at the will, whim or caprice of the Common Council and also permits issued by virtue hereof, and grantees hereby expressly waive any right to claim damages or compensation from the City of Detroit for property constructed hereunder or for the removal of same, and further, that grantees acquire no implied or other privileges hereunder not expressly stated herein, and, further, that grantees shall file a bond to indemnify the city for the cost of removing such building, such bond to be for not less than Five Hundred (\$500.00) Dollars, nor less than one-quarter (1/4) of the cost of the building, and it is further stipulated that the grantee and his assigns hereby grant the Department of Buildings and Safety Engineering or its agents right of entry on to his property for the purpose of demolishing or removing such building at any time after January 1, 1939, or at any time that it may be so ordered by the Common Council and grantee expressly waives any claim for dam-

ages arising from their acts in so entering said premises and removing said building.

Adopted as follows:

Yeas—Councilmen Bradley, Brettmeyer, Dingeman, Ewald, Kronk, Lodge, Sweeny, Van Antwerp, and the President—9.
Nays—None.

Vacation of Alley

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Industrial Chemical Products Co., Inc., Mergraf Oil Products Detroit Grain Drying Co., Pfeiffer Brewing Co., and the New York Central R. R. Co. (355), for the vacation of the public alley in the block bounded by Bellevue, Pulford, Sylvester Aves., and the Michigan Central R. R. right-of-way. Your committee is advised by the City Plan Commission that petitioners are the owners in fee of all of the property abutting the alley to be vacated, all taxes are paid, and the vacation of the alley will not affect the interest of any other property owner. After careful consideration of the request, your committee recommends that the petition be granted, and offers the following resolution.

Respectfully submitted,
HARRY I. DINGEMAN,
Chairman.

By Councilman Dingeman:

All of north and south 20 foot public alley in block bounded by Beaufait, Bellevue, Pulford and Sylvester Avenues and more particularly described as the westerly 10 feet of north and south 20 foot public alley lying east of and adjoining the easterly line of lots 4 to 16, both inclusive, of Fischer & Bernart's Subn. of the south 1/2 of lot 1, Beaufait Farm, P. C. 19, Detroit, Wayne Co., Mich., as recorded in Liber 9, page 73 of Plats of Wayne County Records.

Also the easterly 10 feet of north and south public alley 20 feet wide, adjoining the westerly line of lots 14 to 18, both inclusive of Alex T. Fisher's Sub. of lots 1 and 2 of the subdivision of lots 2 and 3, Back Concession of the Beaufait Farm, Detroit, Wayne Co., Mich., as recorded in Liber 11, page 8 of Plats of Wayne County Records.

Also the easterly 10 feet of north and south 20 foot public alley adjoining the westerly line of Lots 19 to 24, both inclusive of last mentioned Subdivision.

Also the easterly 10 feet of north and south 20 foot public alley adjoining the westerly line of Lots 25 and 26 of last mentioned Subdivision. Be and the same are hereby va-

cated to become a part and parcel of the adjoining property.

Provided all taxes are paid on property adjoining the alley herein described and further

Provided, Petitioners reimburse the owners to the extent of the value of any utilities now installed in said alley which it may be necessary to abandon due to the closing of said alley or bear the entire expense of relocating or rerouting any public utilities now installed in said alley which it may be necessary to relocate or reroute due to the closing of said alley, and further

Provided, owners in fee file with the City Clerk within thirty days an agreement in writing waiving any and all claims for damages which may arise due to the separation of grades affecting property herein vacated, and further

Provided, petitioners pay into the City Treasury, the sum of \$140.90, being the expenses incurred by the City in the matter of paving, curbing, crosswalks, etc., within the lines of the 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 right in the lateral sewer located therein, 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 if a building is to be constructed over said alley the flow from the lateral sewer north of Sylvester Avenue must be diverted through a new sewer in Sylvester Avenue in accordance with plans on file in the City Engineer's Office. Said diversion sewer may be constructed either by private contract under City of Detroit inspection and supervision or by the Department of Public Works, in either case at petitioners expense, and further

Resolved, that upon compliance with the provisions of this resolution, the City Controller be and he is hereby directed to execute quit claim deeds covering property vacated to Preiffer Brewing Company, A. Harvey & Sons Manufacturing Company, Industrial Chemical Products Company and the Michigan Central Railroad Company.

Adopted as follows:

Yeas—Councilmen Bradley, Breitmeyer, Dingeman, Ewald, Kronk, Lodge, Sweeny, Van Antwerp, and the President—9.

Nays—None.

Billiard Rooms

To the Honorable, the Common Council:

Gentlemen—To your Committee of

the Whole was referred petition of Hymen Kramer (684), asking that the restrictions imposed by ordinance against the maintenance of billiard rooms outside the one-mile circle be lifted insofar as same pertain to 7651 West McNichols Rd.

Your Committee is informed by the Department of Recreation that the applicant has secured the signatures of 51 per cent of the property owners within a radius of 500 feet of the proposed location. We therefore recommend that the petition be granted, and offer the following resolution.

Respectfully submitted,
HARRY I. DINGEMAN,
Chairman.

By Councilman Dingeman:

Resolved, That the restrictions imposed by the Compiled Ordinances of the City of Detroit, as amended, against the maintenance of billiard rooms outside the one-mile circle, be and the same are hereby lifted insofar as same apply to 7651 West McNichols Rd.

Not adopted as follows:

Yeas — Councilmen Breitmeyer, Ewald, Sweeny, and the President—4.

Nays—Councilmen Bradley Dingeman, Kronk, Lodge and Van Antwerp—5.

Carnivals

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole were again referred petitions of Zeyer Post No. 3202, Veterans of Foreign Wars (420 and 421) to hold carnivals at Michigan Ave. and Joe St., and Casper and Michigan Aves. After further consideration of the requests, your Committee recommends that same be granted, and offers the following resolution:

Respectfully submitted,
HARRY I. DINGEMAN,
Chairman.

By Councilman Dingeman:

Resolved, That the Department of Police be and it is hereby authorized and directed to issue permit to Zeyer Post No. 3202, Veterans of Foreign Wars (420 and 421), to hold carnivals at the northeast corner of Michigan and Joe Sts., from March 19th to April 4, 1938 inclusive, and at the southeast corner of Casper and Michigan Aves., from March 1st to April 3rd, inclusive, 1938.

Provided, said carnivals are held under the supervision and rules and regulation of the Department of Police, and further

Provided, that grantee complies with the rules and regulations of the Department of Health, and further

Provided, that six members of the sponsoring organization are at all