

**Vacation of Alley**

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Schmidt Brewing Co. and the Grand Trunk Western Railroad Co. (8171), for the vacation of a portion of the east and west alley in the block bounded by Wilkins St., Brewster St., St. Aubin Ave., and the Grand Trunk Railroad right-of-way. After consultation with the City Plan Commission, and careful consideration of the matter, your committee recommends that the petition be granted in accordance with the following resolution.

Respectfully submitted,  
**HARRY I. DINGEMAN,**  
 Chairman.

By Councilman Dingeman:

Resolved, That all that part of east and west public alley 20 feet wide lying between G.T.W.R.R. R. of W., St. Aubin Avenue, Brewster and Wilkins Streets and more particularly described as all that part of east and west public alley 20 feet wide lying between the northerly line of Lots 35 to 40 both inclusive and the southerly line of Lots 41 to 46 both inclusive all of Subdivision of Lots 14 and 15 on the Witherell Farm, north of Gratiot Turnpike as recorded in Liber 41, Page 450 of Deeds of Wayne County Records, also

The northerly 10 feet of east and west public alley, 20 feet wide, lying south of and adjoining the southerly line of Lots 47 and 48 of last mentioned Subdivision.

Also the southerly 10 feet of east and west public alley, 20 feet wide, lying north of and adjoining the northerly line of the westerly 41.5 feet of Lot 33 of last mentioned Subdivision, also

The southerly 10 feet of east and west public alley, 20 feet wide, lying north of and adjoining the northerly line of the easterly 4.5 feet of Lot 33 and the northerly line of Lot 34 of last mentioned Subdivision.

Be and the same are hereby vacated to become a part and parcel of the adjoining property.

Provided, The Schmidt Brewing Company, a Michigan Corporation, of Detroit, deeds to the City of Detroit, the southerly 15 feet of Lots 66 and 67 of Plat of Subdivision of Outlot 34 St. Aubin Farm, as recorded in Liber 1, Page 173 of Plats of Wayne County Records. To be used for street purposes when needed. Petitioners, however, may occupy said property until such time, 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 the property herein vacated, 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 same or bear the entire expense or closing or rerouting any public utilities now installed in said alley which it may be necessary to relocate or route due to the closing of same, 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 that petitioners, their heirs or assigns 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, Petitioners deposit with the Department of Public Works, the sum of \$150.00 to cover the cost of constructing a relief catch basin, east of the easterly line of the alley herein proposed to be vacated. Should the actual construction cost be less than the amount deposited, the balance is to be refunded to petitioners.

Resolved, That upon compliance with the provisions of this resolution, the City Controller be and is hereby directed to issue Quit Claim Deeds to Grand Trunk & Western Railroad, a Michigan and Indiana Corporation; The Industrial Land Company, a Michigan Corporation, and to The Schmidt Brewing Company, a Michigan Corporation, as owners in fee of the adjoining property.

Adopted as follows:

Yeas—Councilmen Bradley, Breitmeyer, Dingeman, Ewald, Kronk, and the President Pro Tem.—6

Nays — Councilmen Lodge and Sweeny.—2

**RESOLUTIONS AND ORDINANCES**

By Councilman Dingeman:

Whereas an additional pay-off to the depositors of the closed First National Bank-Detroit would make available some \$35,000,000.00 to 135,000 depositors, and

Whereas, the release of such a large amount of money would undoubtedly stimulate business in the City of Detroit; increase tax collections; tend to reduce the welfare load, and directly or indirectly benefit a considerable percentage of the people of the City, and

Whereas, it has been stated that the bank is in position to make a loan from the Reconstruction Finance