

S. W. ¼ of the S. W. ¼ of Sec. 8, T. 1 S. R. 12 E., as recorded in Liber 35, Page 54 of Plats, of Wayne County Records. Also the southerly 20 feet of Lct 78 of last mentioned Subdivision. To be used for alley purposes, 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, Owners in Fee reimburse the owners to the extent of the value of any utilities now installed in said alleys which it may be necessary to abandon due to the closing of same or bear the entire expense of relocating or rerouting any public utilities now installed in said alleys which it may be necessary to relocate or reroute due to the closing of same, and further

Provided, That by reason of the vacation of the above described alleys, 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 alleys without first securing the approval of the City Engineer and the Board of Health, and further

Provided, If a building or any other structure is constructed over said alleys, the sewer must be encased in 6 inches of concrete or replaced by cast iron pipe. Plans to be submitted to the City Engineer and Commissioner of Buildings for approval. One manhole is to be built, at such time, at the intersection of the new east and west alley with the north and south alley at the owners expense, and further

Provided, That if at any time in the future the alley described as "The southerly 20 feet of Lot 78 of Downie's Aladdin Subn" is ordered graded and paved the entire expense of such grading and paving shall be borne by petitioners, their heirs and assigns, and further

Resolved, That upon compliance with the provisions of this resolution the City Controller be and is hereby directed to issue quit claim deeds to owners in fee covering property herein vacated.

Adopted as follows:

Yeas — Councilmen Breitmeyer, Dingeman, Ewald, Kronk, Lodge, Sweeny, and the President Pro Tem.

—7.

Nays—None.

Vacation of Alley

To the Honorable, the Common Council:

Gentlemen—To your Committee of

the Whole was referred petition of Robert Downie, Wm. Downie and Ellen F. Downie, his wife, Cora C. Downie and Janet D. Smith (876), for the vacation of a portion of the public alley in the block north of Nancy Ave., between Shields and Sunset Aves., petitioners offering to dedicate new alley outlets. After consultation with the City Plan Commission, and careful consideration of the request, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,

JOHN A. KRONK,
Chairman.

By Councilman Kronk:

Resolved, That all of east and west public alley and all that part of north and south public alley in block bounded by Sunset, Shields, Nancy Avenues and Detroit Terminal Railroad more particularly described as the westerly 9 feet of north and south public alley, 18 feet wide, lying east of and adjoining the easterly line of the northerly 5 feet of lot 175 and the easterly line of lot 176 of Downie's Aladdin Sub. of the S. W. ¼ of the S. W. ¼ of Sec. 8, T. 1 S., R. 12 E., as recorded in Liber 35, Page 54 of Plats of Wayne County Records.

The westerly 9 feet of north and south public alley, 18 feet wide lying east of and adjoining the easterly line of lot 177 of last mentioned subdivision.

The westerly 9 feet of north and south public alley, 18 feet wide lying east of and adjoining the easterly line of lot 178 of last mentioned subdivision.

The easterly 9 feet of north and south public alley, 18 feet wide lying west of and adjoining the westerly line of the northerly 15 feet of lot 181 of last mentioned subdivision and the westerly line of lot 180 of last mentioned subdivision.

The easterly 9 feet of north and south public alley 18 feet wide lying west of and adjoining the westerly line of lot 179 of last mentioned subdivision, the easterly 9 feet of north and south public alley, 18 feet wide, lying west of and adjoining the westerly line of said lot 179 extended northerly 16 feet to the north line of said subdivision; also all of east and west public alley, 16 feet wide lying north of and adjoining the northerly line of said lot 179, be and the same are hereby vacated to become part and parcel of the adjoining property.

Provided, owners in fee deed to the City of Detroit, the southerly 20 feet of the northerly 25 feet of lot 175 of Downie's Aladdin Subn. of the S. W. ¼ of the S. W. ¼ of Sec. 8, T. 1 S., R. 12 E., as recorded in Liber 35, Page 54 of Plats of Wayne County Records.

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Also the westerly 2 feet of the southerly 15 feet of lot 181 of last mentioned subdivision, the westerly 2 feet of lots 182 and 183 of last mentioned subdivision, to be used for alley purposes, 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, owners in fee reimburse the owners to the extent of the value of any utilities now installed in said alleys which it may be necessary to abandon due to the closing of same or bear the entire expense of relocating or rerouting any public utilities now installed in said alleys which it may be necessary to relocate or reroute due to the closing of same, and further,

Provided, that by reason of the vacation of the above described alleys, the City of Detroit does not waive any rights in the lateral sewers 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 alleys without first securing the approval of the City Engineer and the Board of Health, and further

Provided, if a building or any other structure is constructed over the said alleys, the sewer must be encased in 6 inches of concrete or replaced by cast iron pipe. Plans to be submitted to the City Engineer and Commissioner of Buildings for approval. A manhole is to be built, at such time, at the intersection of the new east and west alley with the north and south alley at the cost of the owner, and further

Provided, That if at any time in the future, the alley described as "the southerly 20 feet of the northerly 25 feet of Lot 175 of Downie's Aladdin Subn." is ordered graded and paved, the entire expense of such grading and paving shall be borne by petitioner, their heirs and assigns, and further

Resolved, That upon compliance with the provisions of this resolution the City Controller be and is hereby directed to issue quit claim deeds to owners in fee covering property herein vacated.

Petitioners: Robert Downie, William Downie and Ellen F. Downie, his wife, Cora C. Downie and Janet D. Smith.

Adopted as follows:

Yeas — Councilmen Breitmeyer, Dingeman, Ewald, Kronk, Lodge, Sweeny, and the President Pro Tem.—7.

Nays—None.

Carnivals

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole were referred petitions of various organizations to conduct carnivals at certain times and places. After consultation with the Department of Police, and careful consideration of the requests, your Committee recommends that same be granted and offers the following resolution:

Respectfully submitted,
JOHN A. KRONK,
Chairman.

By Councilman Kronk:

Resolved, that the Department of Police be and it is hereby authorized and directed to issue permits to the following organizations to conduct carnivals at the times and places mentioned:

College Park Post No. 327, American Legion (959), private property at East McNichols Rd. and Fenelon Ave. from April 2 to 10, 1938, inclusive.

Detroit Naval Post No. 233, Veterans of Foreign Wars (961), private property on the east side of Conant between Talbot and Eldridge, from April 1 to 18, 1938, inclusive.

Faust Post Glee Club, American Legion (874), private property at the southwest corner of Warren Ave. West and Gilbert, from May 10 to 24, 1938, inclusive.

Vernor Post, American Legion (866), private property on the south side of Vernor Highway West, between Stair and Honorah Aves., from April 2 to 17, 1938, inclusive.

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

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

Provided six members of said organizations are present at all times during the operation of the carnivals.

Adopted as follows:

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

Nays—Councilman Lodge—1.

Encroachments

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was again referred petition of the Ambassador Club by Gust Colocasides (824), to construct and maintain a vestibule extending 5 ft. beyond the building line at 4445 Second Blvd. After hearing with petitioner, and careful consideration of the matter, and as petitioner has filed an agreement whereby he agrees to remove the encroachment at any time at the will, whim or caprice of