

Provided, That petitioners, Walter and Ruth M. Woodbridge, file with the City of Detroit an approved performance bond in the amount of \$1,200.00 to guarantee the necessary payment for improvement as required by resolution of November 21, 1939 (J.C.C. p. 2681).

Adopted as follows:

Yeas—Councilmen Dingeman, Dorais, Ewald, Garlick, Hamilton, Lodge, Sweeny, Van Antwerp, and the President—9.

Nays—None.

Vacation of Alleys

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Nottingham Land Co., et al. (1075), for the vacation of certain public alleys in Blackstone Park Sub. No. 6 and the conversion of a portion of said alleys into easements for public utilities. 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,

ROBT. G. EWALD,
Chairman.

By Councilman Ewald:

Resolved, That all that part of north and south public alleys in Blackstone Park Subdivision No. 6 of part of the N. $\frac{1}{2}$ of Sec. 5, T. 1 S., R. 11 E., Greenfield Twp., Wayne Co., Mich., as recorded in Liber 52, Page 91 of Plats of Wayne County Records being more particularly described as all of public alley, 18 feet wide lying between the easterly line of Lots 3177 to 3180 both inclusive; Lots 3182 to 3186 both inclusive and the westerly line of Lots 3187 to 3191 both inclusive; Lots 3193 to 3196 both inclusive. Also the easterly 9 feet of said public alley 18 feet wide lying west of and adjoining the westerly line of lot 3192.

Also all of public alley 18 feet wide lying between the easterly line of Lots 3312 to 3324 both inclusive; Lot 3326 and the westerly line of Lot 3372; Lots 3374 to 3386 both inclusive. Also the westerly 9 feet of said public alley 18 feet wide lying east of and adjoining the easterly line of Lot 3325.

Also all of public alley 18 feet wide lying between the easterly line of Lots 3327 to 3336 both inclusive and the westerly line of Lots 3362 to 3371 both inclusive.

Also all of public alleys 9 feet wide lying west of and adjoining the westerly line of Lots 3337 to 3362 both inclusive.

Also all of public alley 18 feet wide lying between the easterly line of Lots

3387 to 3392 both inclusive; Lots 3394 to 3401 both inclusive and the westerly line of Lots 3472 to 3479 both inclusive; Lots 3481 to 3486 both inclusive; also the westerly 9 feet of said public alley 18 feet wide lying east of and adjoining the easterly line of Lot 3393.

Also all of public alley, 18 feet wide lying between the easterly line of Lot 3402; Lots 3404 to 3420 both inclusive and the westerly line of Lots 3453 to 3469 both inclusive; Lot 3471. Also the easterly 9 feet of said public alley 18 feet wide lying west of and adjoining the westerly line of Lot 3470.

Also all of public alley 18 feet wide lying between the easterly line of Lot 3421; Lots 3423 to 3436 both inclusive and the westerly line of Lots 3437 to 3450 both inclusive; Lot 3452. Also the westerly 9 feet of said public alley 18 feet wide lying east of and adjoining the easterly line of Lot 3422.

Also all of public alley, 18 feet wide, lying between the easterly line of Lots 3487 to 3490 both inclusive, Lots 3492 to 3498 both inclusive; Lots 3500, 3501 and the westerly line of Lots 3572, 3573, 3575 to 3581 both inclusive; Lots 3583 to 3586 both inclusive. Also the westerly 9 feet of said public alley 18 feet wide lying east of and adjoining the easterly line of Lots 3491 and 3499.

Also all of public alley 18 feet wide lying between the easterly line of Lots 3521 to 3536 both inclusive and the westerly line of Lots 3537 to 3552 both inclusive.

Also all of public alley 18 feet wide lying between the easterly line of Lot 3587; Lots 3589 to 3592 both inclusive; Lots 3595 to 3601 both inclusive and the westerly line of Lots 3672 to 3678 both inclusive; Lots 3681 to 3684 both inclusive; Lot 3686. Also the westerly 9 feet of said public alley 18 feet wide lying east of and adjoining the easterly line of Lot 3588. Also the easterly 9 feet of said public alley, 18 feet wide lying west of and adjoining the westerly line of Lots 3679 and 3680.

Also all of public alley, 18 feet wide, lying between the easterly line of Lots 3602 to 3620 both inclusive and the westerly line of Lots 3653 to 3671 both inclusive.

Also all of public alley, 18 feet wide, lying between the easterly line of Lots 3621 to 3625 both inclusive; Lots 3627 to 3636 both inclusive and the westerly line of Lots 3637 to 3646 both inclusive; Lots 3648 to 3652 both inclusive. Also the westerly 9 feet of said public alley, 18 feet wide, lying east of and adjoining the easterly line of Lot 3626.

Also the westerly 9 feet of the north and south public alley 18 feet wide lying east of and adjoining the easterly line of Lot 3181.

Also the easterly 9 feet of the north

and south public alley, 18 feet wide, lying west of and adjoining the westerly line of Lot 3373.

Also the westerly 9 feet of north and south public alley, 18 feet wide, lying east of and adjoining the easterly line of Lot 3403.

Also the easterly 9 feet of the north and south public alley, 18 feet wide, lying west of and adjoining the westerly line of Lot 3451.

Also the easterly 9 feet of the north and south public alley, 18 feet wide, lying west of and adjoining the westerly line of Lot 3480.

Also the easterly 9 feet of the north and south public alley, 18 feet wide, lying west of and adjoining the westerly line of Lot 3574.

Also the easterly 9 feet of the north and south public alley, 18 feet wide, lying west of and adjoining the westerly line of Lot 3582.

Also the westerly 9 feet of the north and south public alley, 18 feet wide, lying east of and adjoining the easterly line of Lots 3593 and 3594.

Also the easterly 9 feet of the north and south public alley, 18 feet wide lying west of and adjoining the westerly line of Lot 3647.

Also the easterly 9 feet of the north and south public alley, 18 feet wide, lying west of and adjoining the westerly line of Lot 3685.

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

Provided, The owners in fee grant to the use of the public, as public easements, the rear 6 feet adjoining the center lines of all alleys herein vacated, which easement shall be subjected to the following agreements, covenants, uses, reservations and regulations which shall be observed by the owners of said lots heretofore mentioned and by their grantees and assigns and their heirs, executors, administrators and assigns forever, to-wit:

First, said owners hereby grant to and for the use of the public an easement or right of way over said rear 6 feet of said vacated alleys herein described for the purpose of installing, maintaining, repairing, removing or replacing any sewer, conduit, telephone, telegraph, electric light or other poles or things usually placed or installed in a public alley in the City of Detroit with the right of ingress and egress at any time to and over said easement for the purposes above set forth.

Second, said owners for their heirs and assigns further agree that no buildings or structures of any kind whatsoever (except the necessary line fences dividing said lots) shall be built or placed upon said 12-foot easement or any part thereof so that said easement shall be forever of easy access for the purposes named above.

Third, That said easement shall be used for the same purposes for which public alleys are generally used in the City of Detroit excepting that same shall not be opened for the passage of vehicles therein 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 at all times shall have the right to enter upon the premises if found necessary on account of said sewer to repair same and further,

Provided, Petitioners 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 in said alleys which it may be necessary to relocate or reroute due to the closing of same, and further

Provided, Petitioners deposit with the Permit Division of the Department of Public Works the sum of \$347.76 said amount being the estimated cost for building concrete sidewalks across vacated alley intersections at Chippewa and Norfolk Avenues, and further

Resolved, That upon compliance with the above provisos the City Controller be and is hereby directed to issue Quit Claim Deeds to Nottingham Land Company, a Michigan corporation; Bertha E. Alexander; Robert F. Johnson; Coral W. Duke and Maude Duke, his wife; Edith M. Stone; William P. Broe and Nora Broe, his wife; Mary Lyndon; William A. Fraser and Margaret B. Fraser, his wife; William A. Moffett and Myrta D. Moffett, his wife; Veronica M. Beauvais and James J. Sica and Vivian E. Sica, his wife.

Adopted as follows:

Yeas—Councilmen Dingeman, Dcrais, Ewald, Garlick, Hamilton, Lodge, Sweeny, Van Antwerp, and the President—9.

Nays—None.

And the Council then adjourned.

JOHN W. SMITH,
President.

FRED W. CASTATOR,
City Clerk.