

By Councilman Ewald:

Resolved, that resolution adopted October 24, 1939 (J. C. C. p. 2469), vacating portions of public alleys west of Pease ave. between Marcus and Huber aves., on petition of C. Lehr Lumber Co. (8061), be and the same is rescinded, for the purpose of correction.

Adopted as follows:

Yeas—Councilmen Dingeman, Dorais, Ewald, Garlick, Lodge, Sweeny, Van Antwerp, and the President—8.
Nays—None.

By Councilman Ewald:

Resolved, that all that part of public alleys in block between Marcus and Huber avenues and west of Pease avenue more particularly described as all of north and south public alley, 8 feet wide lying west of and adjoining the westerly line of lots 747 to 749 both inclusive and the westerly line of the northerly 6.09 feet of Lot 750, all of Bessenger and Moore's Mt. Elliott Avenue Subd'n. of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S. W. 1/4 of Section 21, T. 1 S., R. 12 E., as recorded in Liber 3 Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S. W. 1/4 Sec. 21, T. 1 S., R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21, T. 1 S., R. 12 E., Hamtramck Township, Wayne Co., Michigan, as recorded in Liber 33, Page 19 of Plats of Wayne County Records.

Also all of east and west public alley 16 feet wide lying between the northerly line of Lot 747; the northerly line of the north and south public alley 8 feet wide heretofore mentioned and the southerly line of Lots 499 to 502 both inclusive, all of last mentioned Subdivision. 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 Lot 750 of Bessenger and Moore's Mt. Elliott Avenue Subd'n. of S. 1/2 of Lot 3 and Lots 4 and 5 of Sub. of S. W. 1/4 of Sec. 21, T. 1 S., R. 12 E., as recorded in Liber 3, Page 12 of Plats and Lot 5 and part of Lot 6 of Sub. of Estate of James Dunn on S. W. 1/4 Sec. 21, T. 1 S., R. 12 E., as recorded in Liber 61, Page 199 of Deeds, also part of Sec. 21, T. 1 S., R. 12 E., Hamtramck Township, Wayne Co., Michigan as recorded in Liber 33, Page 19 of Plats of Wayne County Records to be used for alley purposes, and further

Provided, owners in fee file with the City Clerk within 30 days an agreement in writing waiving any and all claims for damages which may arise due to the separation of grades affecting all of 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 of same vacating 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, that if and when the alley described above is graded or paved the entire expense of such grading or paving shall be borne by the petitioner, and further

Resolved that upon compliance with the above provisions the City Controller be and is hereby directed to issue a Quit Claim deed to William C. Lehr and Louis A. Lehr as owners in fee of adjoining property.

Adopted as follows:

Yeas—Councilmen Dingeman, Dorais, Ewald, Garlick, Lodge, Sweeny, Van Antwerp, and the President—8.
Nays—None.

Vacation of Alley

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Joseph R. and Fred Leemon (9024), for the vacation of a portion of the public alley first south of and parallel to Gratiot ave. between Rohns and Crane aves., petitioners agreeing to dedicate land for alley purposes in order to provide proper ingress and egress to the balance of the property in this block. 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 that part of east and west public alley in block bounded by Crane, Rohns, Chapin and Gratiot avenues more particularly described as beginning at a point, said point being the southeasterly corner of Lot 2 of Cooper's Subd'n. of part of Lots 4, 5 and 6 and Lot 1 of J. M. Brewer Co.'s Crane Ave. Subn. of Crane & Wesson's Subdivision of Private Claim 644 between Mack street and the Gratiot Road, Detroit, Wayne County, Mich., as recorded in Liber 22, page 50 of Plats of Wayne County Records; thence along the easterly line of said Lot 2 extended South 63 degrees 56 minutes East 18 feet to a point in the northerly line of Lot 27 of last mentioned subdivision; thence along the northerly line of said Lot 27 South 26 degrees 04 minutes West 109.38 feet to a point; thence along a line North 63 degrees 56 minutes West 18 feet to a point in the southerly line of Lot 1 of last mentioned Subdivision; thence along

the Southerly line of said Lot 1 North 26 degrees 04 minutes East 109.38 feet to the place of beginning. Be and the same is hereby vacated to become part and parcel of the adjoining property.

Provided petitioners deed to the City of Detroit, that part of Lot 27 of Cooper's Sub'n. of part of Lots of Cooper's Sub'n. of part of Lots 4, 5 and 6 and Lot 1 of J. M. Brewer & Co.'s Crane Ave. Sub'n. of Crane and Wesson's Subdivision of Private Claim between Mack street and the Gratiot road, Detroit, Wayne Co., Mich., as recorded in Liber 22, page 50 of Plats of Wayne County Records, more particularly described as beginning at a point, said point being the northeasterly corner of said Lot 27; thence along the easterly line of said Lot 27 South 28 degrees 08 minutes 45 seconds East 123.13 feet to a point; thence along a line South 61 degrees 51 minutes 15 seconds West 110.22 feet to a point in the Westerly line of said Lot 27; thence along the westerly line of said Lot 27 North 28 degrees 08 minutes 45 seconds West 43.68 feet to a point, said point being the northwesterly corner of said Lot 27; thence along the said northerly line of said Lot 27 North 26 degrees 04 minutes East 3.25 feet to a point; thence along a line South 63 degrees 56 minutes East 31.53 feet to a point; thence along a line North 61 degrees 51 minutes 15 seconds East 87.15 feet to a point; thence along a line North 28 degrees 08 minutes 45 seconds West 66.13 feet to a point; thence along a line North 63 degrees 56 minutes West 28.83 feet to a point in the northerly line of said Lot 27; thence along the northerly line of said Lot 27 North 26 degrees 04 minutes East 23.25 feet to the point of beginning.

Also the southerly 10 feet of said Lot 27.

Also that part of Lot 1 of Cooper's Subdivision heretofore mentioned described as beginning at a point, said point being the Southwestly corner of said Lot 1; thence along the Southerly line of said Lot 1 North 26 degrees 04 minutes East 2.64 feet to a point; thence along a line North 63 degrees 56 minutes West 3.66 feet to a point in the Westerly line of said Lot 1; thence along the Westerly line of said Lot 1 South 28 degrees 08 minutes 45 seconds East 4.51 feet to the place of beginning.

To be used for alley purposes, 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 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 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 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, petitioners deposit the sum of \$1,200 with the Permit Division of the Department of Public Works, said sum being the estimated cost of paving the east and west public alley herein dedicated and being the alley 1st south of alley herein vacated, and further

Resolved, that upon compliance with the above provisions the City Controller be and is hereby directed to issue Quit Claim deed to Joseph R. Leemon and Freda Leemon, his wife as owners in fee of adjoining property.

Adopted as follows:

Yeas—Councilmen Dingeman, Dorais, Ewald, Garlick, Lodge, Sweeny, Van Antwerp, and the President—8.

Nays—None.

MONDAY, JANUARY 8

Chairman Garlick submitted the following reports of Committee of the Whole for above date, and recommended their adoption:

Building Permits

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Ernest Soulbey (21), to maintain one-story frame building at 19032 Grandview ave. After consultation with the Department of Buildings and Safety Engineering, and careful consideration of the request, your committee recommends that same be granted and offers the following resolution.

Respectfully submitted,

JAMES H. GARLICK,

Chairman.

By Councilman Garlick:

Resolved, that the Department of Buildings and Safety Engineering be and it is hereby authorized and directed to issue permit to The Detroit Bank (owner in fee of the premises herein referred to) for the maintenance of a one-story frame building, 8 ft. by 12 ft. by 10 ft. high, upon the premises known as 19032 Grandview ave., between Seven Mile Road and Grand River, being Lot 179 of Supervisor's State sub. No. 5.

Provided, that said work shall be performed under the supervision of the Department of Buildings and Safety Engineering, and in accordance