

line of lot 403 of last mentioned subdivision.

Be and the same are hereby vacated as public alleys and converted into 9 foot public easements, which shall be subjected to the agreements, covenants, uses, reservations and regulations as hereinafter set forth, which shall be observed by the owners of said lots heretofore mentioned and by their grantees and assigns, their successors 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 and/or side 9 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 to 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 building or structures of any kind whatsoever (except the necessary line fences dividing said lots) shall be built or placed upon said 18 foot easement or any part thereof so that said easements shall be forever of easy access for the purposes above named.

Third, that said easements 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 sewers to repair same, and further

Provided, Petitioners deposit with the Permits Division of the Department of Public Works the sum of \$106.94 to reimburse the City of Detroit for the expense incurred in the original paving of the alley intersection within the lines of the alley herein vacated at Ilene Avenue, said sum to apply on the cost of removal of the return at said alley intersection as well as the construction of sidewalks across all alleys herein vacated, and further

Provided, petitioners deposit an additional \$67.83 to cover any cost that may accrue over and above the reimbursement deposit. If the total cost of construction exceeds \$106.94 the excess shall be deducted from the \$67.83 deposit and the balance refunded to the petitioners. If the cost is less than \$106.94 the entire \$67.83

shall be refunded to petitioners, and further

Provided, all taxes shall be paid in full on abutting property, and further

Resolved, that upon compliance with the above provisos the City Controller be and is hereby directed to issue Quit Claim Deeds to David H. Kennedy and Jean H. Kennedy, his wife; Melbourne D. Smullen and Hazel S. Smullen, his wife; Arthur C. Katz and Esther Katz, his wife; Ben Bayer and Eva Bayer, his wife; Frank D. Fry, and Mary Beatrice Fry, his wife and S. Pointer Bradley and Lella MacDonald Bradley, his wife; Chief Home Builders, Inc., a Michigan corporation of Detroit, Michigan; John W. Parker and Lulu B. Parker, his wife; Arthur J. Roth and Ruth M. Roth, his wife; Arthur Schenfeld, doing business as Joy Builders, an assumed name of Detroit, Michigan; Duncan H. Bentley, Jr., and Agnes Bentley, his wife; Thomas A. Kerr and Katherine Kerr, his wife; Edward J. Meyer; Don C. Jackson and Ila M. Jackson, his wife; Edmund J. Carpenter and Blanche E. Carpenter, his wife; Charles Schuelke and Louise Schuelke, his wife; Emile Stuart Dahel and Viona E. Dahel, his wife; James W. Byett and Daisy Byett, his wife; R. Leo Watson and Ruby Alvena Watson, his wife; and Roger W. Mansfield and June C. Mansfield, his wife; Robert J. Goodman and Irene Goodman, his wife; Alvin Maki and Helen H. S. Maki, his wife; Paul E. Olson and Alfhild R. Olson, his wife; Arthur E. Black and Dora W. Black, his wife as owners in fee of adjoining property.

Adopted as follows:

Yeas—Councilmen Dorais, Garlick, Lodge, Sweeny, and the President—5.  
Nays—None.

#### Vacation of Capitol Avenue

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Nash Kelvinator Corp. (4543-1937), for the vacation of Capitol Ave. from Mark Twain Ave. to the Pennsylvania R. R. right-of-way. After consultation with the City Plan Commission, and careful consideration of the matter, your committee recommends that same be granted in accordance with the following resolution.

Respectfully submitted,  
JAMES H. GARLICK,  
Chairman.

By Councilman Garlick:

Resolved, that all of Capitol Avenue lying between Mark Twain Avenue and the Pennsylvania Railroad Right of Way more particularly described as that part of Capitol Avenue (formerly Isabelle Avenue) 60 feet wide lying east of the easterly line of Mark Twain Avenue, 60 feet wide as now



August 26

established as platted in "Detloff Home Sites" being a Subdivision of part of the E. 1/2 of the W. 1/2 of the S. E. 1/4 Sec. 30 T. 1 S., R. 11 E., Greenfield Twp., Wayne County, Michigan, as recorded in Liber 57, Page 29 of Plats of Wayne County Records.

Also all that part of the Southeast Quarter Section Thirty T. 1 S., R. 11 E., described as follows: Beginning at a point on the northerly line of Capitol Avenue, 60 feet wide as platted in Detloff Home Sites Subdivision heretofore mentioned, said point being North 89 degrees 45 minutes East 228 feet from the intersection of the northerly line of said Capitol Avenue with the Easterly line of Mark Twain Avenue, 60 feet wide as platted in last mentioned subdivision; thence along said line extended North 89 degrees 45 minutes East 339.2 feet to a point on the Westerly line of The Pennsylvania Railroad Right of Way 66 feet wide; thence along said line South 0 degrees 25 minutes East 60 feet to a point; thence along a line (being also the Southerly line of Capitol Avenue extended), South 89 degrees 45 minutes West 339.20 feet to a point on the Westerly line of vacated Freeland Avenue; thence along said line North 0 degrees 25 minutes West 60 feet to the place of beginning. Being the same property deeded to the City of Detroit by deed recorded March 21, 1927, in Liber 2571, Page 132 of Deeds of Wayne County Records.

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

Provided, petitioners deposit with the Permit Division of the Department of Public Works the sum of \$586.66 to reimburse the City for the original cost of paving and return on Mark Twain Avenue at the intersection of Capitol Avenue herein vacated, said sum to apply on the cost of removing the return, rebuilding curbing and sidewalk at said intersection, and further

Resolved, that upon compliance with the above proviso the City Controller be and is hereby directed to issue Quit Claim Deed to Nash Kelvinator Corporation, a Maryland Corporation as owner in fee of adjoining property.

Adopted as follows:  
Yeas—Councilmen Dorais, Garlick, Lodge, Sweeny, and the President—5.  
Nays—None.

Finance

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole were referred the following communications from city departments requesting the transfer of funds, approval of contracts, vouchers, etc. After consultation with the

City Controller, and careful consideration of the requests, your committee recommends that same be granted in accordance with the accompanying resolutions.

Respectfully submitted,  
JAMES H. GARLICK,  
Chairman.

Controller

August 21, 1941.

To the Honorable, the Common Council:

Gentlemen—Under date of August 5th recommendations were submitted and approved by your Honorable Body, covering employees in the lower bracket classifications for increases in the range of pay of approximately six hundred and ninety-four (694) employees at an estimated cost of \$46,000.00.

The newly created classification of Institutional Attendant covering Hospital employees was overlooked in the last recommendation and we are now submitting for your approval increases in the range of pay as follows:  
Institutional Attendant—Female:

Present Rate—\$1140.00 to \$1320.00.

Proposed Rate—\$1200.00 to \$1380.00.

Institutional Attendant—Male:

Present Rate—\$1320.00 to \$1440.00.

Proposed Rate—\$1380.00 to \$1500.00.

It is estimated that if the affected employees are given one step increase, or the induction rate (whichever is the greater) it will amount to approximately \$12,000.00 and affects about 196 employees.

The additional funds necessary for the salary schedule amendment are available in the 1941-1942 appropriations and may be transferred to supplement existing accounts in the various departmental funds.

Respectfully submitted,  
D. V. ADDY,  
Budget Director.

Approved:  
CHAS. G. OAKMAN,  
Controller.

By Councilman Garlick:

Resolved, that the official compensation schedule be and the same is hereby amended to establish new ranges of pay for Institutional Attendant "Female," minimum \$1200.00, steps \$60.00, maximum \$1380.00, and Institutional Attendant "Male" minimum \$1380.00, steps \$60.00, maximum \$1500.00 and be it further resolved

That all employees affected by the above be given one step increase or the induction rate, whichever is the greater, effective July 1st, 1940, and be it further resolved

That the City Controller be and he is hereby authorized and directed to transmit individual account and fund cost of these adjustments to be transferred from General Fund appropriation 27-Y, 1941-42 Salary Schedule Adjustment.