

July 1

Lodge, Van Antwerp, and the President—5.
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. (7145), for the vacation of alleys in the block bounded by Chippewa, Manor, Pembroke and Meyers, and the substitution of easements therefor. 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,

EUGENE I. VAN ANTWERP,
Chairman.

By Councilman Van Antwerp:

Resolved, that all of public alleys in block bounded by Meyers Road, Manor, Pembroke and Chippewa Avenues as platted in Blackstone Park Sub'n 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, more particularly described as the westerly 10 feet of north and south public alley, 20 feet wide lying east of and adjoining the easterly line of Lot 3845; the easterly line of the southerly 17 feet of Lot 3846 all of last mentioned subdivision.

Also the westerly 10 feet of north and south public alley, 20 feet wide lying east of and adjoining the easterly line of the northerly 3 feet of Lot 3846; the easterly line of Lot 3847; the easterly line of the southerly 7.5 feet of Lot 3848, all of last mentioned Subdivision.

Also the westerly 10 feet of north and south public alley 20 feet wide lying east of and adjoining the easterly line of the northerly 12.5 feet of Lot 3848; the easterly line of Lots 3849 to 3857 both inclusive; the easterly line of Lot 3878 all of last mentioned Subdivision. Also the easterly 10 feet of north and south public alley 20 feet wide lying west of and adjoining the westerly line of Lot 3996 of last mentioned Subdivision.

Also the westerly 10 feet of north and south public alley 20 feet wide lying east of and adjoining the easterly line of Lots 3858 to 3862, both inclusive, Lots 3867 and 3868, Lots 3870 to 3877, both inclusive, Lots 3879 to 3881, both inclusive, all of last mentioned Subdivision. Also the public alley 20 feet of north and south of and adjoining the westerly line of Lots 3988 to 3995, both inclusive, lots 3997 to 4002, both inclusive, the west-

erly line of east and west public alley 20 feet wide, the westerly line of Lot 2994, all of last mentioned Subdivision. Also all of east and west public alley, 20 feet wide, heretofore published lying between the northerly line of Lots 2990 to 2994, both inclusive and the southerly line of Lot 4002 all of last mentioned Subdivision.

Also the westerly 10 feet of north and south public alley, 20 feet wide lying east of and adjoining the easterly line of Lots 3863 and 3864 all of last mentioned Subdivision.

Also the westerly 10 feet of north and south public alley, 20 feet wide lying east of and adjoining the easterly line of Lots 3865 and 3866, all of last mentioned Subdivision.

Also the westerly 10 feet of north and south public alley, 20 feet wide, lying east of and adjoining the easterly line of Lot 3869 of last mentioned Subdivision.

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 and-or side 6 feet adjoining the center lines of all alleys herein vacated, which easements 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 and-or side 6 feet adjoining the center lines 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 except 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 Permit Division of the Department of Public Works, the sum of \$231.95 to reimburse the City for the original cost of paving the alley intersection on the west side of Manor Avenue within the lines of the alley herein vacated, said sum to apply on the cost of removal of existing return and the replacement of curbing, and the construction of sidewalks across all alleys herein vacated, and further

Resolved, that upon compliance with the above provisos the City Controller be and is hereby directed to issue Quit Claim Deeds to Joseph A. Sailer and Ethel E. Sailer, his wife; Evelyn Kennedy; Nottingham Land Company, a Michigan corporation; Vernon J. Brown, Auditor General of the State of Michigan; Herbert R. Noxon and Margaret Noxon, his wife; George E. Doyle and Hannah B. Doyle, his wife and Annie Bell as owners in fee of adjoining property.

Adopted as follows:

Yeas—Councilmen Dorais, Garlick, Lodge, Van Antwerp, and the President—5.

Nays—None.

Vacation of Easement

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Wallace E. Reid, Inc. (7142), requesting the vacation of an easement for public utilities only, in the block bounded by Glastonbury, Pickford, Faust and Margareta Aves. 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,

EUGENE I. VAN ANTWERP,
Chairman.

By Councilman Van Antwerp:

Resolved, That all of north and south public easement in block bounded by Faust Avenue, Glastonbury Road, Pickford and Margareta Avenues, more particularly described as an 8-foot easement being the westerly 8 feet of lots 711 to 713, both inclusive, all of Brookline No. 3, a subdivision of the N. E. ¼ of the N. E. ¼ of Sec. 11, T. 1 S., R. 10 E., Redford, Wayne Co., Michigan as recorded in Liber 43, Page 61 of Plats of Wayne County Records, be and the same is hereby vacated to become part and parcel of said lots 711 to 713, both inclusive.

Provided, the owners in fee grant to the use of the public as public easement the southerly 8 feet of lot 713 of last mentioned subdivision, which easement shall be subjected to the following agreements, covenants, uses, reservations and regulations which shall be observed by the owners in fee of said lot heretofore mentioned and by their grantees assigns and their heirs, executors and 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 southerly 8 feet of said lot 713 for the purpose of installing, maintaining, repairing, removing or replanting 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 8-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, owners in fee reimburse the owners to the extent of the value of any utilities now installed in said easement which it may be necessary to abandon due to the closing of said easement or bear the entire expense of relocating or rerouting any public utilities which it may be necessary to relocate or reroute due to the closing of said easement; and further

Resolved, that upon compliance with the above provisos the City Controller be and is hereby directed to issue Quit-Claim deed to Wallace E. Reid, Inc., a Michigan Corporation, as owner in fee of adjoining property.

Adopted as follows:

Yeas—Councilmen Dorais, Garlick, Lodge, Van Antwerp, and the President—5.

Nays—None.

Vacation of Solvay Ave.

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the Nash - Kelvinator Corporation (7364), requesting a deed to a portion of Solvay Ave. vacated by resolution