

to the Commerce Pattern Foundry & Machine Company, to maintain spur track (formerly in name of Nash-Kelvinator Corp.), across Green Avenue, north of Melville Street, connected with, and to be maintained on the south side of Michigan Central Railroad (Exposition Spur), as per blue print submitted.

Provided, that said spur track is maintained in accordance with the terms and provisions of the Compiled Ordinances of the City of Detroit for the year 1936, as amended, and under the supervision and inspection of the Department of Public Works, and further

Provided, that this resolution is revocable at the will, whim or caprice of the Common Council, and any grantee hereby expressly reserves any right to claim property constructed and/or maintained hereunder or for the removal of same, and further, that grantee acquires no implied or other privileges hereunder, not expressly stated herein.

Adopted as follows:

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

Nays—None.

Vacation of Alley

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Conant Land Co.-John P. Frazer Land Co. (7420), for the vacation of a portion of the east and west alley in the block bounded by Anglin, Conant aves. and Seven Mile Road. 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,

CHAS. E. DORAIS,
Chairman.

By Councilman Dorais:

Resolved, that part of the east and west public alley in block bounded by Anglin, Conant Avenues and 7 Mile Road more particularly described as all of east and west public alley, 16 feet wide lying between the northerly line of lots 10 to 20 both inclusive; the northerly line of the easterly portion of lot 21, said portion of lot 21 lying easterly of the westerly line of lots 1029 and 1030 extended southerly and the southerly line of lots 1030 to 1034 both inclusive all of Burton's Seven Mile Road Subdivision of the Southwest 1/4 of Section 6, T. 1 S., R. 12 E., Hamtramck Township, Wayne County, Michigan as recorded in Liber

34 page 47 of Plats of Wayne County Records. Be and the same is hereby vacated to become part and parcel of the adjoining property.

Provided, owners in fee deed to the City of Detroit, the easterly 4 feet of lots 999 and 1,000; the southerly 4 feet of lot 999; also a triangular portion off the southeast corner of the northerly 24.77 feet of the westerly 116 feet of said lot 999 being 5 feet on the southerly line and 5 feet on the easterly line all of Burton's Seven Mile Road Subdivision of the Southwest 1/4 of Section 6, T. 1 S., R. 12 E., Hamtramck Township, Wayne County, Michigan as recorded in Liber 34 Page 47 of Plats of Wayne County Records. To be used for alley purposes, and further

Provided, owners in fee present to the City of Detroit, within 30 days, an agreement in writing waiving any and all claims for damages for land and/or buildings on the easterly 54 feet of alley herein vacated, if this property is required at any future time for the widening of Conant Ave. Said agreement to be recorded in the office of the Register of Deeds for Wayne County, and further

Provided, that by reason of the vacation of the above described alley, the City of Detroit does not waive any rights to 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 further provided, if a building is to be constructed over said alley, the existing sewer under such building must be replaced with cast iron pipe, all expense in connection with such replacement shall be borne by petitioner, and further

Provided, petitioners deposit with the Permit Division of the Department of Public Works, the sum of \$190.36 to reimburse the City of Detroit for the original cost of paving Conant avenue at intersection of the alley herein vacated, said sum may be applied on the cost of removing the return, rebuilding sidewalk and curbing at said intersection, and further

Provided, all taxes be paid on all property abutting said vacated and dedicated alleys, and further

Resolved, that upon compliance with the above provisos, the City Controller be and is hereby directed to issue quit claim deed to John P. Frazer Land Company, a Michigan Corporation as owner in fee of adjoining property.

Adopted as follows:

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

Nays—None.