

Company, 1627 W. Fort St., to maintain three spur tracks (formerly in name of the Detroit Edison Co.) across W. Jefferson Avenue between Fifteenth and Vermont Sts., connected with, and to be maintained on the north side of the Union Belt Line Railroad of Detroit, according to blue print submitted to and approved by said department.

Provided, That said spur tracks are 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 grantee hereby expressly waives any right to claim damages or compensation for 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, Garlick, Lodge, Sweeny, Van Antwerp, and the President—6.

Nays—None.

Taxes

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Charles Swandish (9505), for permission to pay 1941 general city taxes as of August 1, 1941, the date petitioner alleges check covering same was mailed to the City Treasurer, but such check not received by that office. After consultation with the City Treasurer, and the Corporation Counsel, and careful consideration of the request, your committee recommends that same be denied.

Respectfully submitted,
JAMES H. GARLICK,
Chairman.

Accepted and adopted.

Taxes

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Richman Apartments Co. (7729), for a settlement of personal property taxes for the years 1929 to 1932, incl. After consultation with the Corporation Counsel, and careful consideration of the request, your committee recommends that the petition be granted, and that the principal amount of the personal taxes for the years concerned be accepted in full

settlement. We, therefore, offer the following resolution.

Respectfully submitted,
JAMES H. GARLICK,
Chairman.

By Councilman Garlick:

Resolved, That the City Treasurer be and he is hereby authorized and directed to accept from the Richman Apartments Co. the original amount of personal taxes for the years 1929 to 1932, inclusive, levied against property at 1610 Richton Ave. (W. 6, items 1054, 989, 163 and 1008), in the total amount of \$233.19, and cancel interest and penalty charges, provided said taxes are paid within 30 days from the date of the adoption of this resolution.

Adopted as follows:

Yeas—Councilmen Dorais, Garlick, Lodge, Sweeny, Van Antwerp, and the President—6.

Nays—None.

Vacation of Alleys

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Edward Mooney, Roman Catholic Archbishop of the Archdiocese of Detroit (9695), for the vacation of a portion of the alleys in the block bounded by Tireman, Asbury Park, Woodmont and Diversey Aves. 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,
JAMES H. GARLICK,
Chairman.

By Councilman Garlick:

Resolved, That part of north and south public alley and all of east and west public alley in block bounded by Woodmont Road, Asbury Park, Diversey and Tireman Avenues, more particularly described as that part of north and south public alley 18 feet wide lying between the easterly line of the northerly 28 feet of lot 182; the easterly line of lots 183 to 195 both inclusive and the westerly line of lots 77 to 89 both inclusive; the westerly line of the northerly 28 feet of lot 90, all of West Warren Park Sub. of part of S. 1/2 of Sec. 1, T. 2 S., R. 10 E., Dearborn Township, Wayne County, Michigan, as recorded in Liber 50, Page 6 of Plats of Wayne County Records. Also all of said east and west public alley, 20 feet wide lying between the northerly line of lots 195, 77, the northerly line of north and south public alley 18 feet wide heretofore mentioned and the southerly line of lots 64 to 76 both

inclusive, all of last mentioned Sub-division. 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 northerly 11 feet of lot 181 and the southerly 7 feet of lot 182, all of West Warren Park Sub. of part of S. $\frac{1}{2}$ of Sec. 1, T. 1 S., R. 10 E., Dearborn Twp., Wayne County, Michigan, as recorded in Liber 50, Page 6 of Plats, Wayne County Records.

To be used for alley purposes, and further

Provided, The City of Detroit reserves to itself a permanent easement for the existing sewer located in all alleys herein vacated and further if at any time any buildings are to be constructed over any part of said vacated alleys, such portion of existing sewers under all buildings are to be replaced with cast iron pipe of equivalent capacity of existing sewers 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 sewers located therein and shall at all times, have the right to enter upon the premises, if found necessary on account of said sewers to repair same, and further provided that petitioners shall not build over the above described easement 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 alleys which it may be necessary to abandon due to the closing of said alleys or bear the entire expense of relocating or rerouting any public utilities now installed 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 \$180.00, said amount being the estimate cost of building sidewalks on Woodmont Road and Asbury Park Avenue at intersections of alley herein vacated and to grade and stone alley herein dedicated, and further

Provided, Owners in fee of property to be dedicated to the City for alley purposes provide an Abstract or other satisfactory record showing title to same, and further

Resolved, That upon compliance with the above provisos the City Controller be and is hereby directed to issue Quit Claim deed to Edward Mooney, Roman Catholic Archbishop of the Archdiocese of Detroit as owners in fee of adjoining property.

Adopted as follows:

Yeas—Councilmen Dorais, Garlick, Lodge, Sweeny, Van Antwerp, and the President—6.

Nays—None.

RESOLUTIONS

By Councilman Garlick:

Resolved, that resolution adopted December 9, 1941 (J.C.C. pp. 3463-4), vacating a portion of Filer, Milbank and Cordova Aves. and adjoining alleys on petition of James P. Cumiskey Estate, et al (9479), be and the same is hereby amended by changing the last paragraph of said resolution to read as follows:

"Resolved, that upon compliance with the above provisos, the City Controller be and he is hereby directed to issue quit-claim deeds to the Briggs Manufacturing Co., a Michigan Corporation, as owner in fee of the adjoining property."

Adopted as follows:

Yeas—Councilmen Dorais, Garlick, Lodge, Sweeny, Van Antwerp, and the President—6.

Nays—None.

By Councilman Garlick:

Resolved, that resolution adopted December 16, 1941 (J.C.C. p. 3531), be and the same is hereby amended to provide for the final session of the Common Council of 1941 to be held at 11:00 A. M. instead of 11:30 A. M., Monday, January 5, 1942.

Adopted as follows:

Yeas—Councilmen Dorais, Garlick, Lodge, Sweeny, Van Antwerp, and the President—6.

Nays—None.

By Councilman Van Antwerp:

Resolved, that the Traffic Engineer be and he is hereby directed to consider the advisability of prohibiting parking on one side of streets with street car lines, except one-way streets, where there is less than 25 ft. between the center of the car tracks and the curb.

Adopted as follows:

Yeas—Councilmen Dorais, Garlick, Lodge, Sweeny, Van Antwerp, and the President—6.

Nays—None.

And the Council then adjourned until Monday, January 5th, 1942, at 11 o'clock A. M.

JOHN W. SMITH,
President.

THOMAS D. LEADBETTER,
City Clerk.