

partment of Buildings and Safety Engineering or its agents right of entry onto their property for the purpose of demolishing or removing such building at any time that it may be so ordered by the Common Council and they expressly waive any claim for damages arising from their acts in so entering their premises and removing this building.

Adopted as follows:

Yeas—Councilmen Comstock, Dorais, Edwards, Garlick, Rogell, 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 James Wishart, et al (2344), for the conversion of alley into easement in the block bounded by Oldtown, Cadieux, Chandler Park Drive and Southampton 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 all of north and south public alley, 20 feet wide, in block bounded by Cadieux, Oldtown, Southampton Avenues and Chandler Park Drive as platted in Paye Park Subn. of part of Lot 38 of Michael Cadieux Estate Subn. of Plat of P. C. 506 and the East $\frac{1}{2}$ of P. C. 564 (L. 118, Page 520, Deeds), City of Detroit, Wayne Co., Michigan, as recorded in Liber 61, Page 15 of Plats of Wayne County Records, more particularly described as the westerly $\frac{1}{2}$ of said north and south public alley 20 feet wide lying east of and adjoining the easterly line of Lots 1 to 5 both inclusive and the easterly line of the northerly 10 feet of Lot 6 all of last mentioned Subdivision.

Also the westerly $\frac{1}{2}$ of said north and south public alley 20 feet wide lying east of and adjoining the easterly line of the southerly 10 feet of Lot 6, the easterly line of Lots 7 and 8; the easterly line of the northerly 5 feet of Lot 9 all of last mentioned subdivision.

Also the westerly $\frac{1}{2}$ of said north and south public alley 20 feet wide lying east of and adjoining the easterly line of the southerly 15 feet of Lot 9; the easterly line of Lots 10 and 11 all of the last mentioned subdivision.

Also the easterly $\frac{1}{2}$ of said north and south public alley, 20 feet wide, lying west of and adjoining the west-

terly line of Lot 19, the westerly line of the northerly 19 feet of Lot 18 all of last mentioned subdivision.

Also the westerly $\frac{1}{2}$ of said north and south public alley, 20 feet wide, lying east of and adjoining the easterly line of Lots 12 and 13 all of last mentioned subdivision.

Also the easterly $\frac{1}{2}$ of said north and south public alley, 20 feet wide, lying west of and adjoining the westerly line of Lot 17, the westerly line of the southerly 19 feet of Lot 18 all of last mentioned subdivision.

Also the easterly $\frac{1}{2}$ of said north and south public alley, 20 feet wide, lying west of and adjoining the westerly line of Lot 20, the westerly line of the southerly 19.5 feet of Lot 21 all of last mentioned subdivision.

Also the easterly $\frac{1}{2}$ of said north and south public alley, 20 feet wide, lying west of and adjoining the westerly line of the northerly 19.5 feet of Lot 21, the westerly line of the southerly 29.25 feet of Lot 22 all of last mentioned subdivision.

Also the easterly $\frac{1}{2}$ of said north and south public alley, 20 feet wide, lying west of and adjoining the westerly line of the north 9.75 feet of Lot 22, the westerly line of Lot 23 all of last mentioned subdivision.

Also all of said north and south public alley, 20 ft. wide as platted in Paschke Subdivision of part of lots 39, 40 and 41 of Plat of P. C. 506 and E. $\frac{1}{2}$ of P. C. 564 (L. 118, P. 520 of Deeds), City of Detroit, Wayne County, Michigan as recorded in Liber 57, Page 69 of Plats of Wayne County Records, more particularly described as the westerly $\frac{1}{2}$ of said north and south public alley, 20 ft. wide, lying east of and adjoining the easterly line of lots 32 and 33 of last mentioned subdivision.

Also the easterly $\frac{1}{2}$ of said north and south public alley, lying west of and adjoining the westerly line of lot 42 of last mentioned subdivision.

Also the westerly $\frac{1}{2}$ of said north and south public alley, 20 ft. wide, lying east of and adjoining the easterly line of lots 34, 35, the easterly line of the northerly 10 ft. of lot 36, all of last mentioned subdivision.

Also the westerly $\frac{1}{2}$ of said north and south public alley, 20 ft. wide, lying east of and adjoining the easterly line of the southerly 10 ft. of lot 36, the easterly line of lots 37 and 38, all of last mentioned subdivision.

Also the easterly $\frac{1}{2}$ of said north and south public alley, 20 ft. wide, lying west of and adjoining the westerly line of lot 39 of last mentioned subdivision.

Also the easterly $\frac{1}{2}$ of said north and south public alley, 20 ft. wide, lying west of and adjoining the west-

erly line of lot 40 of last mentioned subdivision.

Also the easterly $\frac{1}{2}$ of said north and south public alley, 20 ft. wide, lying west of and adjoining the westerly line of lot 41 of last mentioned subdivision.

Be and the same is hereby vacated as a public alley and converted into public easement, 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 the entire 10 ft. of said vacated alley 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 buildings or structures of any kind whatsoever (except the necessary line fences dividing said lots) shall be built or placed upon said 20-ft. easement or any part thereof so that said easement shall be forever of easy access for the purposes above set forth.

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, 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 further

Provided, petitioners deposit with the Permit Division of the Department of Public Works, the sum of \$51.84, said sum being the estimated cost for the construction of sidewalk on north side of Southampton Avenue within the lines of the alley herein vacated; and further

Provided, all taxes are paid on all abutting property; and further

Provided, all of the above provisos shall be complied with within 30 days from the date of this resolution; and further

Resolved, that upon compliance with the above provisos, the City Controller be and is hereby directed to issue Quit Claim deeds to Lillie Paye, Girard Paye and Gladys Paye,

his wife, Muriel Paye Dirkes, Phillip Paye and Susanne Paye, his wife; Muriel Paye Dirkes, Howard Spedding and Louise Spedding, his wife; Phillip Paye and Susanne Paye, his wife; John W. Bennett and Mary Lucile Bennett, his wife; Carl E. Dirkes and Muriel Paye Dirkes, his wife; James Wishart and Helen Wishart, his wife; William F. Sherman and Mary C. Sherman, his wife; Arthur Paschke, Guardian of the Estate of August Paschke, Mentally Incompetent; Alberic Couvreur; Nathan S. Kunkel and Helen M. Kunkel, his wife; Julius J. Ferra and Eileen M. Ferra, his wife; Tony Sansica and Rose Sansica, his wife; Edward T. Hopkins and Marie L. Hopkins, his wife, as owners in fee of adjoining property.

Adopted as follows:

Yeas—Councilmen Comstock, Dorais, Edwards, Garlick, Rogell, 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 Ralph Toal (Teal) et al (1283), for the conversion of alley into easement in the block bounded by Oldtown, Cadieux, Linville and Berden avenues. 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 all of north and south public alley, 20 feet wide, lying between Cadieux, Oldtown avenues north of Linville avenue as platted in Cadieux Gardens Subdn. of part of lot 42 of Plat of P. C. 506 and E. $\frac{1}{2}$ of P. C. 564, City of Detroit, Wayne County, Mich., as recorded in Liber 60, page 100 of Plats of Wayne County Records more particularly described as the westerly $\frac{1}{2}$ of said north and south public alley, 20 feet wide, lying east of and adjoining the easterly line of lots 1 and 2; the easterly line of the northerly 13 feet of lot 3, all of last mentioned subdivision.

Also the westerly $\frac{1}{2}$ of said north and south public alley, 20 feet wide, lying east of and adjoining the easterly line of the southerly 7 feet of lot 3; the easterly line of lots 4 and 5; the easterly line of the northerly 6 feet of lot 6; the easterly line of the southerly 1 foot of lot 8; the easterly line of lots 9 to 13 both inclusive; the easterly line of the nos-