

## Vacation of Alley

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Francis Pavlock, et al (2926), to convert alley into easement in block bounded by Murray Hill, Asbury Park, Outer Drive and Thatcher. 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,  
WM. G. ROGELL,  
Chairman.

By Councilman Rogell:

Resolved, That all of north and south public alley, 20 feet wide in block bounded by Asbury Park, Murray Hill Avenues, Outer Drive, West, and Thatcher Avenue as platted in St. Marys Subdivision of part of the W.  $\frac{1}{2}$  of the S. E.  $\frac{1}{4}$  of Sec. 12, T. 1. S. R. 10 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 59 Page 81 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 67 and 68 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 69 and 70 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 71 and 72 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 73 and 74 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 75 and 76 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 77 and 78 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 79 and 80 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 81 and 82 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 easter-

ly line of Lots 83 and 84 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 85 and 86 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 254 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 255 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 256 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 257 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 258 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 259 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 260 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 261 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 262 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 263 of last mentioned subdivision.

Be and the same is hereby vacated as a public alley and converted into 10-foot 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 feet of said vacated alley herein described for the purpose of installing, maintaining, repairing, removing or replacing any sewer, con-

dult, 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-foot 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 across alley herein vacated on the south side of Thatcher Avenue, and further

Provided, all of the above provisos are 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 Andrew Snowden and Velma R. Snowden, his wife; Joseph John Houston, single, and Joseph D. Leeds and Margaret Leeds, his wife; Jack V. Goddard and Marie J. Goddard, his wife; William Young and Mary Young, his wife; Sidney D. Cady and Vera Cady, his wife; Paul A. Spehar and Bertha S. Spehar, his wife; Ovald Sandnes and Goldie Sandnes, his wife; Roy F. Smith and LaBasse Smith, his wife; Leonard Coleman and Violet Coleman, his wife; John O. Eichler and Caroline R. Eichler, his wife; Howard P. Hendry and Marguerite Hendry, his wife; Elmer E. Caesar and Myrtle Caesar, his wife; Douglas W. Solomon and Evelyn M. Gross as joint tenants with right of survivorship; Harold J. McCotter and Marjorie E. McCotter, his wife; Frank P. Scruggs and Louise M. Scruggs, his wife; Francis Pavlock and Ethel H. Pavlock, his wife; Edward J. Doherty; Marvin M.

Zehnder and Dolores Zehnder, his wife; Albert H. J. Balsom and Margaret E. Balsom, his wife; and Norman O. Stockmeyer as owners in fee of adjoining property.

Adopted as follows:

Yeas—Councilmen Comstock, Dorais, Garlick, Rogell, Sweeny, Van Antwerp and the President—7.

Nays—None.

By Councilman Rogell:

Resolved, That the Traffic Engineer and Department of Police be and they are hereby instructed not to remove the traffic signal at Grand River and Warwick Aves. and permit same to remain in operation.

Adopted as follows:

Yeas—Councilmen Comstock, Dorais, Garlick, Rogell, Sweeny, Van Antwerp and the President—7.

Nays—None.

### RESOLUTIONS

By Councilman Edwards:

Whereas, the special committee appointed to investigate garbage conditions and garbage collectors' wages has completed its investigation, and filed a preliminary and final report, now therefore be it

Resolved, that this Garbage Investigation Committee be discharged.

Adopted as follows:

Yeas—Councilmen Comstock, Dorais, Garlick, Rogell, Sweeny, Van Antwerp and the President—7.

Nays—None.

By Councilman Sweeny:

Whereas, Robert Oakman departed from this life on October 3, 1942, at the age of 82, and

Whereas, his life endeavors are virtually synonymous with the development of Detroit, particularly during the roaring days of the era of automotive pioneering, and

Whereas, Robert Oakman was a valiant crusader for the many civic reforms of his time, which combined politics and business speculation of keen far-sightedness, resulting not alone in personal gain but also by considerable public advantages as evidenced by the Oakman Boulevard and other projects, and

Whereas, sincerity of purpose, splendid confidence in himself and complete faith in the future of Detroit marked his life and his death reveals his great multitude of friends acquired and held through his kindly personality and magnificent benefactions, and

Whereas, the history of Detroit will be marked with monuments of his remarkable business and civic career, with few equals for its fighting, laughing and friendly qualities combined in a rugged individual, always