

be and he is hereby authorized and directed to issue quit-claim deed to John P. Tabibian and Zebel Tabibian, his wife, covering "Lot 144, of Palmer Woods, being a Subdivision of part of the S.W. 1/4 of Sec. 2 and part of the S.E. 1/4 of Sec. 3, T. 1 S. R. 11 E., lying west of Woodward Ave." on the north side of W. Seven Mile Rd. between Lincolnshire and Gloucester Drives, upon payment of the sum of \$1500.00 cash to the City Treasurer, and the Corporation Counsel be and he is hereby directed to prepare said deed.

Adopted as follows:

Yeas — Councilmen Comstock, Dorais, Garlick, Rogell, Sweeny, Van Antwerp, and the President—7.
Nays—None.

MONDAY, DECEMBER 13

Chairman Garlick submitted the following reports of Committee of the Whole for above date, and recommended their adoption.

Vacation of Alleys

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Cox & Baker and Compact Homes Co., Inc. (5627), for the conversion of alleys into easements in the blocks bounded by Ontario, Sioux, Cadieux and Guilford 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 resolution adopted October 31, 1939 (J. C. C. pp. 2535-6), vacating the north and south alley and a portion of the east and west alley lying east of Cadieux Ave. between Sioux and Ontario Aves., on petition of Charles A. H. Thom (8588), be and the same is hereby rescinded.

Adopted as follows:

Yeas — Councilmen Comstock, Dorais, Garlick, Rogell, Sweeny, Van Antwerp, and the President—7.
Nays—None.

By Councilman Garlick:

Resolved, That all of public alleys in block bounded by Cadieux, Guilford, Sioux and Ontario Avenues as platted in Block 9 "Columbia" Freund's Subdivision of Lots 26 to 33 inclusive of Michael Cadieux Estate P. C.'s 506 and 564 Grosse Pointe, Wayne Co., Michigan as recorded in Liber 17 Page 93 of Plats of Wayne County Records more particularly described as all of east and west public alley, 14 feet wide lying between the southerly line of Lots 8 to 24 both

inclusive and the northerly line of Lots 27 to 43 both inclusive all of last mentioned Subdivision.

Also all of north and south public alley, 14 feet wide lying between the easterly line of Lots 1 to 7 both inclusive and the westerly line of Lots 8, 43, the westerly line of east and west public alley, 14 feet wide, heretofore mentioned all of last mentioned Subdivision Be and the same are hereby vacated as public alleys and converted into public easements 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 heirs, 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 14 feet 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 installed or placed 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 building or structure of any kind whatsoever (except the necessary line fences dividing said lots) shall be built or placed upon said 14 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, Owners in Fee deed to the City of Detroit Lots 25 and 26 Block 9 of "Columbia" Freund's Subdivision of Lots 26 to 33 inclusive of Michael Cadieux Estate, P. Cs 506 & 564, Grosse Pointe, Wayne Co., Michigan as recorded in Liber 17 Page 93 of Plats of Wayne County Records to be used for alley purposes, and further

Provided, Petitioners deposit with the Permit Division of the Department of Public Works the sum of \$61.20, said amount being the estimate cost for the construction of sidewalks on the north side of Sioux and on the south side of Ontario Avenues within the lines of the alley herein vacated, and further

Provided, Petitioners produce an Abstract or other suitable record

showing free title to Grantor conveying above described property, and further

Resolved, That upon compliance with the above provisos the City Controller be and he is hereby directed to issue Quit Claim Deeds to Charles A. H. Thom and Maud Thom, his wife; Edward F. Pazlk, Stella Lachat State of Michigan; Compact Homes Company, Inc., a Michigan Corporation as owners in fee of adjoining property, and further

Resolved, That upon receipt of proper evidence that all taxes are paid on abutting property the City Engineer be and he is hereby directed to release said deeds.

Adopted as follows:

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

Nays—None.

Vacation of Alley

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of Allied Products Corp. (6131), for the vacation of alley in block bounded by Milwaukee, Orleans, Lyman Place and Riopelle. 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 east and west public alley 17.78 feet wide and 30 feet wide as platted in Plat of Stockings Subdivision of the south part of Lot 17 on Sections 29 and 32, T. 1 S., R. 12 E, City of Detroit, Wayne County, Michigan as recorded in Liber 8, page 29 of plats of Wayne County records and as platted in Bissell and Posts Subdivision of the southwest part of Lot 16 of the subdivision of Fractional Sections 29 and 32 T. 1 S. R. 12 E. City of Detroit, Wayne County, Michigan as recorded in Liber 8, page 60 of plats of Wayne County records and as deeded February 16, 1937 in accordance with Common Council resolution of February 2, 1937, J. C. C. page 185, and more particularly described as: All of east and west public alley 17.78 feet wide, more or less, lying between the southerly line of Lots 24, 25 and 65 and the northerly line of Lots 27, 26 and 64, all of Plat of Stockings subdivision heretofore mentioned, also all of east and west public alley 17.78 feet wide, more or less, lying between the southerly line of Lots 31, 32 and the northerly line of Lots 29, 30, all of

Bissell and Posts subdivision heretofore mentioned, also all of public alley being the southerly 12 feet of Lot 31 of last mentioned subdivision as deeded in accordance with Common Council resolution of February 2, 1937, J. C. C. 185, be and the same are hereby vacated to become part and parcel of adjoining property.

Provided petitioners pay into the City Treasury the sum of \$97.79 to reimburse the City for the cost of the original paving of Riopelle Street at the intersection of the alley herein vacated, and further

Provided the petitioners deposit with the Permit Division of the Department of Public Works the sum of \$206.54, being the estimated cost of removal and reconstruction of existing paved return, curbing and sidewalks within the lines of the alley herein vacated at Riopelle Street, and further

Provided petitioners pay into the City Treasury the sum of \$15.00 said sum being the estimated cost of removing Public Lighting Commission wires located in alley herein vacated money to be credited to Public Lighting Commission Account No. 9, and further

Provided that by reason of the vacation of the above described alleys the City of Detroit does not waive any right in 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 sewers to repair, alter or service same, and further, that if any building is to be constructed over said sewer the same shall be replaced with 18 inch vitrified pipe encased in 8 inches of Class "A" Concrete together with the construction of such manholes as specified by the City Engineer. All work to be done under the supervision and inspection of the Department of Public Works and all costs entailed to be borne by the petitioner and further, that petitioner shall not build over said alley without first securing the approval of the City Engineer and the Board of Health, and further

Provided, that petitioner reimburse the owners to the extent of the value of any utilities now installed in said alley which it may be necessary to abandon due to the closing of the same, or bear the entire expense of relocating or rerouting any public utilities now installed in said alley which it may be necessary to relocate or reroute due to the closing of the same, and further

Resolved, upon compliance with the provisions of this resolution the City Controller be and he is hereby directed to execute a quit claim deed to Allied Products Corporation, a Michi-