

ing Company, a Michigan corporation, as owner in fee of adjoining property, and further

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

Adopted as follows:

Yeas—Councilmen Cody, Comstock, 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 Ernest V. Knobloch, et al. (6455), to convert the north and south alleys in the blocks bounded by Freeland, Ardmore, Seven Mile Road and Vassar Drive into easements for public utilities only. 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. A. COMSTOCK,
Chairman.

By Councilman Comstock:

Resolved, that all of north and south public alleys 18 feet wide in blocks bounded by Freeland, Ardmore Avenues, 7 Mile Road West, Cambridge Avenue and Vassar Drive as platted in San Bernardo Park No. 1, being a subdivision of the E. 1/2 of W. 1/2 of S. E. 1/4 of Sec. 6, T. 1 S., R. 11 E., Greenfield Twp., Wayne Co., Michigan, as recorded in Liber 49, Page 13 of Plats of Wayne County Records and more particularly described as the westerly 1/2 of said north and south public alleys, 18 feet wide lying east of and adjoining the easterly line of Lots 447 to 467, both inclusive, all of last mentioned Sub-division. Also the easterly 1/2 of said north and south public alleys 18 feet wide lying west of and adjoining the westerly line of Lots 414 to 434, both inclusive, all of last mentioned Sub-division.

Be and the same are hereby vacated as public alleys and converted into 9 foot 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 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 9 feet of said vacated alley herein described for the purpose of installing, maintaining, repairing, re- moving 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 building or structure of any kind whatsoever (except the necessary line fence dividing said lots) shall be built or placed upon said 18 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 to 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 \$97.20. Said amount being the estimate cost for the construction of sidewalks on the north and south sides of Cambridge Avenue within the lines of the alley herein vacated, 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 State of Michigan; Victor F. Fromhart and Dorothy L. Fromhart, his wife; Wayne McLoney and Genevieve McLoney, his wife; Nora M. Kelly; Marcus Ginn, Carl G. Dahlman and Ellen A. Dahlman, his wife, and Richard C. Dahlman, Single; Roy B. Swanson and Gertrude M Swanson, his wife; Charles A. Dobbins and Vera L. Dobbins, his wife; Raymond C. Ahlgren and Mildred L. Ahlgren, his wife; William R. Slatery; George E. Grundenberger and Hulda L. Grundenberger, his wife; Lorenzo Lonero and Carrie Lonero, his wife and Vincent Lonero, Single; Ernst Loehr and Wilhelmine E. Lcehr, his wife; Philip M. Zimmerman and Jessica A. Zimmerman, his wife; Lloyd Oscar Clark and Doshia Josephine Clark, his wife; John D. Green and Elsie May Green, his wife; Ethel M. Hines, James J. Yungman and Winifred Yungman, his wife; Robert A. Willson and Helen L. Willson, his wife; Paul L. Gessler; William Freeland and Annie Freeland, his wife, and James E. Standring, a single man; Lucius M. Carr and Hazel C. Carr, his wife; Anthony J. Zecker and Kathryn A. Zecker, his wife; Philip J. Lanceault and Elizabeth S.

Lanceault, his wife; William K. Mears and Eleanor M. Mears, his wife; Charles K. Hogle and Ethel Hogle, his wife; San Bernardo Land Company, a Michigan Corporation; Fred G. Hawley and Edith E. Hawley, his wife; Paul Graham and Viola Graham, his wife; George Heitsch and Katheryn Heitsch, his wife; William G. Walker and Helen R. Walker, his wife; Viola Thibodeau and Dolly E. Thibodeau; Thomas Murphy and Margaret Murphy, his wife; Robert S. McCoy and Florence McCoy, his wife; Racey W. Mark and Viola May Mark, his wife, and Donald C. Mark; Ernest Knoblock and Lillian D. Knoblock, his wife; Walter J. Bussang 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 is hereby directed to release said deeds.

Adopted as follows:

Yeas—Councilmen Cody, Comstock, Edwards, Garlick, Rogell, Sweeny, Van Antwerp, and the President—8.
Nays—None.

Vacation of Alleys

To the Honorable, the Common Council:

Gentlemen—To your Committee of the Whole was referred petition of the McCurdy Coal & Supply Co. (3788), for the vacation of alleys in the block bounded by Bryden, American, W. Chicago aves. and the Pere Marquette R. R. 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,

W. A. COMSTOCK,
Chairman.

By Councilman Comstock:

Resolved, That all of 10 foot public alley and all of north and south 18 foot public alley in block bounded by Bryden, American Avenues, P.M.R.R. & West Chicago Avenue as platted in Stoepel's Greenfield Highlands Sub'd'n of a part of the S. E. ¼ of Sec. 33, Greenfield Twp., Wayne Co., Mich., as recorded in Liber 31 Page 1 of Plats of Wayne County Records more particularly described as all of public alley, 10 feet wide lying southwesterly of and adjoining the southwesterly line of Lots 358 and 359 of last mentioned Sub-division. Also all of north and south public alley, 10 feet wide lying between the easterly line of Lots 219 to 221 both inclusive and the westerly line of 10 foot public alley heretofore mentioned, the westerly line of Lots 358 to 365, both inclusive, all of last mentioned Sub-division.

Be and the same are hereby va-

cated to become part and parcel of the adjoining property.

Provided, Petitioners pay to the City Treasurer, the sum of \$107.86 to reimburse the City of Detroit for the original paving of American Avenue at intersection of 10 foot alley herein vacated. Said amount to be credited to General Road Fund Revenue, and further

Provided, Petitioners deposit with the Permit Division of the Department of Public Works the sum of \$21.84. Said amount being the estimated cost of the construction of sidewalks on American Avenue across said vacated alley, and further

Provided, Petitioners file with the City Clerk, within Thirty days, an agreement in writing waiving any and all claims for damages which may arise due to the separation of grades affecting all of the property herein vacated, and further

Provided, That by reason of the vacation of the above described alleys, 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 provided further that petitioners shall not build over said sewers without first securing the approval of the City Engineer and the Department of Buildings and Safety Engineering, and further

Provided, All provisos shall be complied with within thirty days from the date of this resolution, and further

Resolved, That upon compliance with the above provisos, the City Controller be and he is hereby directed to issue Quit Claim Deed to McCurdy Coal and Supply Company, a Michigan corporation, as owner in fee of adjoining property, and further

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

Adopted as follows:

Yeas—Councilmen Cody, Comstock, Edwards, Garlick, Rogell, Sweeny, Van Antwerp, and the President—8.
Nays—None.

And the Council then adjourned until Thursday, April 1st, 1943, at 11:00 a. m.

JOHN C. LODGE,
President.

THOMAS D. LEADBETTER,
City Clerk.