

Provided, That said spur track is 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 of 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 Castator, Cody, Rogell, Sweeny, Van Antwerp, and the President—6.

Nays—None.

Vacation of Alley

To the Honorable, the Common Council;

Gentlemen—To your Committee of the Whole was referred petition of Rachel Koskinen et al (6407), for the conversion of alley into easement in the block bounded by Tracey, Lesure, Thatcher and Curtis Aves. After consultation with the City Plan Commission, and careful consideration of the matter, your committee recommends that the petition be granted, in accordance with the following resolution.

Respectfully submitted,

HENRY S. SWEENEY,
Chairman.

By Councilman Sweeny:

Resolved, That all of north and south public alley, 18 feet wide in block bounded by Lesure, Tracey, Thatcher and Curtis Avenues as platted in Benjamin F. Mortenson's Mortencrest No. 2 Subd'n of N. E. 1/4 of S. E. 1/4 of Sec. 7, T.15.R.11E., Greenfield Twp., Wayne Co., Mich., as recorded in Liber 42, Page 85 of Plats of Wayne County Records, more particularly described as all of north and south public alley, 18 feet wide lying between the easterly line of Lots 470 to 422, both inclusive, and the westerly line of Lots 520 to 532, both inclusive, all of last mentioned subdivision.

Be and the same is hereby vacated as a public alley and converted into an 18 foot public easement which easement shall be subjected to the following agreements, covenants, uses, reservations and regulations which shall be observed by the owners of said lots and by their grantees and assigns and their heirs, executors and administrators 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 said vacated north and south public 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 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 structures of any kind whatsoever (except the necessary line fences, shall be built or placed upon said easement or any part thereof, so that said easement shall be forever of easy access for the purposes named above.

Third, That said easement shall be used for the same purposes for which public alleys are generally used in the City of Detroit excepting the passage of vehicles therein and further,

Provided, Petitioners deposit with the permit division of the Department of Public Works the sum of \$54.00 to cover the cost of construction of a sidewalk on the north side of Thatcher Avenue across alley herein vacated, and further

Provided, Petitioners 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 said alley or bear the entire expense of relocating or rerouting any public utility which it may be necessary to relocate or reroute due to said conversion into easement, 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 Dyer-Hidy, Inc., a Michigan Corporation; Laura G. O'Neill; Alice C. Yocky; Kenneth H. Cameron and Clara Cameron, his wife; Michael R. Doyle and Martha J. Doyle, his wife; Cecil M. Powell and Elizabeth M. Powell, his wife; George E. McKee and Florence M. McKee, his wife; Elsa A. Koskinen and Rachel Koskinen; Arnold R. Pampreen and Betty A. Pampreen, his wife; Neil R. Roblin and Irene E. Roblin, his wife; Alfred V. Aubuchon and Nathalie Aubuchon, his wife; John P. Dalrymple and Blanch L. Dalrymple, his wife; as owners in fee of adjoining property, and further of

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 Castator, Cody, Rogell, Sweeny, Van Antwerp, and the President—6.

Nays—None.