

August 14  
 public alleys are generally used in the City of Detroit, excepting the 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 the premises, if found necessary, on account of said sewer to repair same, and further,

Provided, petitioners pay into the Permit Division of the Department of Public Works the sum of \$63.00, said sum being the estimated cost of constructing sidewalks on the north side of Clarita across the alley herein closed, 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 utilities 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 Joseph F. Ferry; Earl J. Hale and Irene G. Hale, his wife; Harry G. McElroy and Mary Jean McElroy, his wife; D. Chester Bryant and Dorothy E. Bryant, his wife; Bethuel O. Svingen and Nina Svingen, his wife; Steve Lengyel and Matilda Lengyel, his wife; Irwin Tilton and Pansy Tilton, his wife; Donald E. Goodnow and Jean C. Goodnow, his wife; Howard E. Ross and Ellen Ross, his wife; Irving A. Kenburg and Mabel A. Kenburg, his wife; State of Michigan; Dave Kaplan and Vernice Kaplan, his wife; Lillian K. Wilkins; A. F. Godwin and Leta Godwin, his wife; Geo. W. Miller and Lucille W. Miller, his wife; Miller Homes, Inc., a Michigan Corporation; Geo. F. Cox and Elizabeth Cox, his wife; Earl C. Pitcher and Helen R. Pitcher, his wife; Frank Haddow and Tillie Haddow and Agnes R. Haddow; R. Harold Noble and Viola S. Noble, his wife, and Laura Lewis; Frederick L. Sturdy, Jr., and Elaine C. Sturdy, his wife; Victor A. Zacke and Violet M. Zacke, his wife; George C. Dujardin and Emelienne Dujardin, his wife; Daniel G. Lamet and Eloise S. Lamet, his wife; Gordon M. O'Connor and Marie M. O'Connor, his wife; Frank A. Fleming and Phyllis L. Fleming, his wife; Russell J. Monroe and Grace E. Monroe, his wife; Mildred Spackman; John Nocht and Ruby Nocht, his wife; Howard W. Barron and Miriam Barron, his wife; Walter E. Shirley and Ada Shirley, his wife; and Anna Ray Weir; as owners in fee of the

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

Adopted as follows:

Yeas—Councilmen Castator, Comstock, Dorais, Edwards, Rogell, Sweeney, 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 Jehovah Zion Evangelical Lutheran Church (4494), for the vacation of alley in the block bounded by Kelly, Payton, Britain and Morang aves. After consultation with the City Plan Commission, and careful consideration of the request, your committee recommends that the petition 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 alley, 20 feet wide, in block bounded by Kelly, Payton, Britain and Morang Avenues, and more particularly described as all of north and south public alley, 20 feet wide, as platted in Yorkshire Woods Subdivision No. 7, of part of lot 1 and part of lot 2 of subn. of back concession of P. C. 258, City of Detroit, Wayne County, Michigan, as recorded in Liber 54 Page 88 of plats of Wayne County Records, and lying between the easterly line of lots 1341 and 1351, both inclusive, the easterly line of Cut Lot "A", and the westerly line of lots 1352 to 1361, both inclusive, all as platted in last mentioned subdivision, be and the same is hereby vacated as a public alley to become a part and parcel of the adjoining property.

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 the same or bear the entire expense of relocating or rerouting any public utilities which it may be necessary to relocate or reroute due to the closing of the same, 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, alter or service same, and further, if any



building is to be constructed over said sewer the same shall be replaced with 20 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 petitioners, and further, that petitioners shall not build over said alley without first securing the approval of the City Engineer and the Department of Health, and further,

Resolved, That upon compliance with the above provisos the City Controller be and he is hereby directed to issue a Quit Claim deed to the Jehovah Zion Evangelical Lutheran Church, a Michigan non profit Corporation, as owner in fee of the adjoining property.

Adopted as follows:

Yeas—Councilmen Castator, Comstock, Dorais, Edwards, Rogell, Sweeny, 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 Geo. Jarman, et al (5342), for the vacation of east and west public alley in the block bounded by Vaughan, Evergreen Road, W. Chicago and Orangelawn 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,  
WM. A. COMSTOCK,  
Chairman.

By Councilman Comstock:

Resolved, That all of east and west public alley, 18 feet wide, in block bounded by Vaughan Avenue, Evergreen Road, W. Chicago and Orangelawn Avenue, and more particularly described as all of east and west public alley, 18 feet wide, lying first southerly or Orangelawn Avenue and parallel thereto between Vaughan Avenue 62.86 feet wide as now established and the westerly line of north and south public alley, 20 feet wide, and, also, lying between the northerly line of lot 140 and the southerly line of lots 141, and 142 and 143, all as platted in Maple's Woods Subdivision, being a subdivision of the E. ¼ of the E. ½ of the N. E. ¼ of Section 34, T. 1 S., R. 10 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 62 Page 14 of plats of Wayne County Records.

Be and the same is hereby vacated as a public alley and converted into an 18 feet public easement, which

easement shall be subjected to the following reservations, agreements, which shall be observed by the owners of said lots and by their heirs, 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 east and west 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 in connection with ingress and egress with the right to enter over said easement at any time to and above set forth;

Second, said owners for their heirs and assigns further agree that no building or structures of any kind whatsoever (except 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 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 the premises, if found necessary, on account of said sewer to repair same, and further,

Provided, petitioners pay into the Permit Division of the Department of Public Works the sum of \$63.00, said sum being the estimated cost of constructing sidewalks on the east side of Vaughan Avenue across the alley herein closed, 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 utilities 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 Lester B. Harrington and Frances Harrington, his wife, and Geo. J. Jarman and Mary A. Jarman, his wife, as owners in fee of the adjoining property, and further,

Resolved, That upon receipt of proper evidence that all taxes are