

control of the Miller Construction Company more time will be required to complete the homes as specified in the resolution.

We, would therefore, respectfully recommend that an extension of six months be granted without penalty to conform with the provisions of the resolution.

Respectfully submitted,
ERNEST JONES,
Commissioner.

By Councilman Oakman:

Resolved, That an extension of six months be and is hereby granted the Miller Construction Co. for improvement of Lanark ave., from 485 ft. south of Moross to 1056 ft. south of Moross, in accordance with the foregoing communication.

Adopted as follows:

Yeas—Councilmen Castator, Comstock, McNamara, Oakman, Van Antwerp, and the President—6.

Nays—None.

Department of Public Works

October 20, 1947.

To the Honorable, the Common Council:

Gentlemen—We are returning herewith petition of Holy Cross Cemetery (No. 5267) requesting the vacation of Sharon Avenue north of Dix Avenue, Fenwick Avenue between Western and Sharon Avenues, and the alleys east of Sharon Avenue and south of Fenwick Avenue.

The vacation of said streets and alleys was approved by the City Plan Commission, as per their letter to your Honorable Body of June 25, 1947, with the recommendation that the petitioners dedicate a portion of their property for alley purposes. The petition was then referred to this office, by your Committee of the Whole, for investigation and report.

We wish to advise that all of our investigations are completed.

We are in receipt of a quit claim deed executed by the authorized officers of the Holy Cross Cemetery, deeding land for alley purposes in accordance with recommendation of the City Plan Commission. Said deed was approved as to description by the City Engineer's Office, and as to form and execution by the Corporation Counsel.

On October 17, 1947 the petitioners made the following deposits: a) \$1,298.35 to the City Treasury, Receipt No. 25882, credited to Department of Water Supply Fund Code No. 601-9300-0-6290-908, said amount being the estimated cost of disconnecting a 6" water main in Sharon Avenue and reimbursement for the remaining equity in the main to be abandoned; b) \$467.20 to the City Treasury, Receipt No. 25880, credited to Public Works Maintenance Fund Code No.

143-6221-1, to reimburse the City of Detroit for the original cost of paving Western Avenue at the intersection of Fenwick Avenue; c) \$80.00 to the City Treasury, Receipt No. 25881, credited to Fire Department Fund Code No. 106-9400-0, said amount being the estimated cost of cutting out a fire hydrant and plugging the tee at Sharon and Fenwick Avenues. d) \$1,896.15 to the Permit Division of the Department of Public Works, Receipt No. 73104, said amount being the estimated cost of removal and reconstruction of paved returns, sidewalks, curbing and incidental work at intersections of Fenwick and Western Avenues, and Dix and Sharon Avenues, also the cost of removal and reconstruction of curbing, construction of a paved return, grading, stoning and installing drainage in alley dedicated north of Fenwick and east of Western Avenue.

A proper restriction for the protection of the City's interests in the lateral sewer located in Fenwick and Sharon Avenues is incorporated in the vacating resolution.

All other City departments and private utility companies reported that they will be unaffected by the vacation of these streets and alleys, or that they have reached satisfactory agreements with the petitioners regarding their installations therein.

In view of the above, we recommend the adoption of the attached resolution.

Respectfully submitted,
ERNEST JONES,
Commissioner.

By Councilman Van Antwerp:

Resolved, That the following described streets and alleys as platted in Dix Park, being a subdivision of part of Private Claim 40, City of Detroit, Wayne County, Michigan, as recorded in Liber 52 of Plats, page 60. Wayne County Records, and as platted in Dix Park Subdivision No. 1, being a subdivision of part of P. C. 40, City of Detroit, Wayne County, Michigan, as recorded in Liber 57 of Plats, page 77, Wayne County Records:

All of Sharon Avenue, 50 feet wide north of Dix Ave., lying west of and adjoining the west line of lots 55 to 72, both inclusive, of Dix Park Subdivision, heretofore mentioned, west of and adjoining the west line of lots 86, 92 and 93 of Dix Park Subdivision No. 1, heretofore mentioned, and west of and adjoining the west line of 20 foot east and west public alley first north of Dix Avenue and east of Sharon Avenue;

Also, all of Fenwick Ave., 50 feet wide, between the east line of Western Avenue and the west line of Sharon Ave., lying south of and adjoining the south line of lots 20 and

53. south of and adjoining the south line of 18 foot north and south public alley first east of Western Avenue. and north of and adjoining the north line of lots 19 and 54, and north of and adjoining the north line of 18 foot north and south public alley lying between said lots 19 and 54. all lots being the same as platted No. 1, both subdivisions heretofore mentioned;

Also, all of north and south public alley 18 feet wide, east of Western Avenue and south of Fenwick Ave. lying east of and adjoining the east line of lot 19 and west of and adjoining the west line of lot 54, all being the same as platted in last mentioned subdivision;

Also, all of north and south public alley 18 feet wide, first east of Sharon Avenue and north of Dix Avenue, lying east of and adjoining the east line of lots 55 to 72, both inclusive, of Dix Park Subdivision, and east of and adjoining the east line of lots 92 and 93 of Dix Park Subdivision No. 1, both subdivisions heretofore mentioned.

Also, all of east and west public alley 20 feet wide, north of Dix Avenue and east of Sharon Avenue, lying south of and adjoining the south line of lot 92, south of and adjoining the south line of 18 foot north and south public alley first east of Sharon Avenue, hereinbefore described, and north of and adjoining the north line of lots 86 to 91, all lots being the same as platted in Dix Park Subdivision No. 1, heretofore mentioned;

Be and the same are hereby vacated as public streets and alleys to become a part and parcel of the adjoining property subject to the following reservation:

"The City of Detroit hereby reserves for itself an easement for sewer purposes over the following portion of above described streets: A right of way 6 feet in width, the center line of which is 12 feet south of the north line of Fenwick Avenue, 50 feet wide, lying between the east line of Western Ave., 50 feet wide, and a line, said line being 41 feet west of the east line of Sharon Avenue, said Sharon, Fenwick and Western Avenues being the same as platted in Dix Park, a subdivision of part of Private Claim 40, Detroit, Wayne County, Michigan, as recorded in Liber 52 of Plats, page 60, Wayne County Records;

Also, a right-of-way 6 feet in width, the center line of which is 12 feet east of the west line of Sharon Avenue, 50 feet wide, lying between the north line of Dix Avenue and a line, said line being 9 feet southerly of and parallel to the north line, extended easterly, of Fenwick Avenue,

50 feet wide, said Dix, Sharon and Fenwick Avenues being the same as platted in Dix Park Subdivision heretofore mentioned."

Said easement or right of way is hereby reserved for the purpose of maintenance of the lateral sewers located within above described limits, and the petitioners, their successors and/or assigns are hereby restricted from constructing or placing any building or any structure whatsoever over any portion of above described easement without first securing the approval of the City Engineer and the Department of Buildings and Safety Engineering; and further

Resolved, That quit claim deed of Holy Cross Cemetery to City of Detroit dedicating land for alley purposes, said land being described as:

"The northerly 20 feet front and rear of lot 20 and the westerly 22 feet of lot 37, and the northerly 5 feet of the west 22 feet of lot 38 of Dix Park being a Subdivision of part of private claim 40 according to the plat thereof recorded in Liber 52 of Plats on page 60 of the Records of the office of the Register of Deeds for the County of Wayne, State of Michigan."

Be and the same is hereby accepted and the City Controller be and he is hereby directed to record said deed in the office of the Register of Deeds for Wayne County.

Adopted as follows:

Yeas—Councilmen Castator, Comstock, McNamara, Oakman, Van Antwerp, and the President—6.
Nays—None.

Department of Public Works

October 14, 1947.

To the Honorable, the Common Council:

Gentlemen—Attached hereto is progress report and letter from the City Engineer's office on the grade separation protection program, for the week ending October 10, 1947.

Respectfully submitted,
ERNEST JONES,
Commissioner.

Department of Public Works

October 10, 1947

Mr. Ernest Jones,
Commissioner of Public Works.

Dear Sir—Attached is a tabulation showing the status of progress in the negotiations with all the railroads for a program of improved crossing protection as of this date.

The schedule below refers to specific construction progress that has been made during the current week.

Pennsylvania - Detroit Belt Line:
Copies of orders issued by the Mich-