

Department of Public Works

January 3, 1947

To the Honorable, the Commu
Council:

Gentlemen—Your Committee of the Whole referred petition of Weston Homes Co. and State Land Office Board, et al (No. 9228), requesting the vacation of the public alleys in blocks bounded by Crusade Avenue, Rex Avenue, 7 Mile Road, and Tacoma Avenue and also the public alleys in blocks bounded by Redmond, Rex Maddelein and State Fair Avenues and the establishing of easements in lieu thereof, to the Department of Public Works for further investigation and report.

This petition has been approved and recommended by the City Plan Commission in their communication to your Honorable Body of December 9, 1941.

Due to the failure of the petitioners to obtain the signatures of all of the owners in fee of the property abutting these alleys, their failure to submit properly executed grants of easements to the City of Detroit in lieu of some of the alleys proposed to be vacated or their failure to pay their delinquent taxes, action on this petition was withheld until all of the requirements have been complied with.

In view of the fact that at one time, all of the property abutting the alleys requested to be vacated was sold with a reservation of 12 feet of said alleys for easement purposes, excepting the property in block bounded by Crusade Avenue, Rex Avenue, 7 Mile Road and Maddelein Avenue, we have been informed by the Corporation Counsel's Office that, where such easements were reserved, it would not be necessary to again obtain grants of easements from the property owners.

In the case of the alley in block bounded by Crusade Avenue, Rex Avenue, 7 Mile Road and Maddelein Avenue, we have received satisfactory agreements executed by the owners in fee of the property abutting said alley, granting the City of Detroit easement rights to the northerly 6 feet of said alley and to the southerly 6 feet of the lots adjoining the alley on the north, said agreements having been approved by the City Engineer's Office as to description and by the Corporation Counsel as to form and execution.

All City Departments and private utilities reported that they will be unaffected by the conversion of these alleys into easements or that they have reached satisfactory agreements with the petitioners regarding their installations.

The conversion of these alleys into easements conforms with Common

Council resolution of November 13, 1945, J. C. C., page 2230.

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

Respectfully submitted,

GLENN C. RICHARDS,
Commissioner.

By Councilman Van Antwerp:

Resolved, That all of east and west public alleys 18 and 20 feet wide in blocks bounded by Crusade Avenue, Rex Avenue, 7 Mile Road and Tacoma Avenue, as platted in Obenauer-Barber Laing Co.'s Ternes Gardens Subdivision, a subdivision of the South 34.445 Acres of the West $\frac{1}{2}$ of the East $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of Section 6.T. 1 S., R. 13 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 63 of plats, Page 16, Wayne County Records, and all of east and west public alleys, 18 ft. wide, in blocks bounded by Rex, Redmond, Maddelein and State Fair Avenues as platted in Assessor's Plat of John Salter Estate Subdivision of the East $\frac{1}{2}$ of the East $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of Section 6, T. 1 S., R. 13 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 65 of plats, Page 57, Wayne County Records, more particularly described as follows:

All of east and west public alley 20 ft. wide in block bounded by Crusade Avenue, Rex Avenue, 7 Mile Road and Maddelein Avenue, lying north of and adjacent to the northerly line of lots 1 to 29, both inclusive and south of and adjacent to the southerly line of lots 30 to 45 both inclusive, all as platted in Obenauer-Barber Laing Co.'s Ternes Gardens Subdivision, heretofore mentioned.

Also, all of east and west public alley, 18 ft. wide, in block bounded by Crusade, Rex, Maddelein and Lappin Avenues lying north of and adjacent to the northerly line of lots 46 to 61, both inclusive and south of and adjacent to the southerly line of lots 62 to 77, both inclusive, all as platted in last mentioned subdivision;

Also, all of east and west public alley, 18 ft. wide, in block bounded by Crusade, Rex, Lappin and Coram Avenues, lying north of and adjacent to the northerly line of lots 78 to 93, both inclusive and south of and adjacent to the southerly line of lots 94 to 109, both inclusive, all as platted in last mentioned subdivision.

Also, all of east and west public alley, 18 ft. wide, in block bounded by Crusade, Rex, Coram and Novara Avenues, lying north of and adjacent to the northerly line of lots 110 to 125, both inclusive and south of and adjacent to the southerly line of lots 126 to 141, both inclusive, all as platted in last mentioned subdivision;

Also, all of east and west public

alley, 18 ft. wide, in block bounded by Crusade, Rex, Novara and Liberal

Avenues, lying north of and adjacent to the northerly line of lots 142 to 157 both inclusive and south of and adjacent to the southerly line of lots 158 to 173, both inclusive, all as platted in last mentioned subdivision.

Also, all of east and west public alley, 18 ft. wide, in block bounded by Crusade, Rex, Liberal and Manning Avenues, lying north of and adjacent to the northerly line of lots 174 to 189, both inclusive and south of and adjacent to the southerly line of lots 190 to 205, both inclusive, all as platted in last mentioned subdivision.

Also, all of east and west public alley, 18 ft. wide, in block bounded by Crusade, Rex, Manning and Tacoma Avenues, lying north of and adjacent to the northerly line of lots 206 to 221 both inclusive, and south of and adjacent to the southerly line of lots 222 to 237, both inclusive, all as platted in Obenauer-Barber Laing Co.'s Ternes Gardens Subdivision, heretofore mentioned;

Also, all of east and west public alley 18 ft wide in block bounded by Rex, Redmond, Maddelein and Lappin Avenues, lying north of and adjacent to the northerly line of lots 45 to 59, both inclusive, and south of and adjacent to the southerly line of lots 60 to 74, both inclusive, all lots and alley being the same as platted in Assessor's Plat of John Salter Estate Subdivision, heretofore mentioned;

Also, all of east and west public alley 18 ft. wide in block bounded by Rex, Redmond, Lappin and Coram Avenues, lying north of and adjacent to the northerly line of lots 75 to 89, both inclusive, and south of and adjacent to the southerly line of lots 90 to 104, both inclusive, all as platted in last mentioned subdivision;

Also, all of east and west public alley, 18 ft. wide, in block bounded by Rex, Redmond, Coram and Novara Avenues, lying north of and adjacent to the northerly line of lots 105 to 119, both inclusive, and south of and adjacent to the southerly line of lots 120 to 134, both inclusive, all as platted in last mentioned subdivision;

Also, all of east and west public alley, 18 ft. wide, in block bounded by Rex, Redmond, Novara and Liberal Avenues, lying north of and adjacent to the northerly line of lots 135 to 149, both inclusive, and south of and adjacent to the southerly line of lots 150 to 164, both inclusive, all as platted in last mentioned subdivision;

Also, all of east and west public alley, 18 ft. wide, in block bounded

by Rex, Redmond, Liberal and Manning Avenues, lying north of and adjacent to the northerly line of lots 165 to 179, both inclusive, and south of and adjacent to the southerly line of lots 180 to 194, both inclusive, all as platted in last mentioned subdivision;

Also, all of east and west public alley, 18 ft. wide, in block bounded by Rex, Redmond, Manning and Tacoma Avenues, lying north of and adjacent to the northerly line of lots 195 to 209, both inclusive, and south of and adjacent to the southerly line of lots 210 to 224, both inclusive, all as platted in last mentioned subdivision;

Also, all of east and west public alley, 18 ft. wide, in block bounded by Rex, Redmond, Tacoma and State Fair Avenues, lying north of and adjacent to the northerly line of lots 225 to 239, both inclusive, and south of and adjacent to the southerly line of lots 240 to 254, both inclusive, all as platted in Assessor's Plat of John Salter Estate Subdivision, heretofore mentioned.

Be and the same are hereby vacated as public alleys to become a part and parcel of the adjoining property, and further

Resolved, That easements in and over the northerly and southerly 6 feet adjoining the center line of all of the 18 ft. east and west public alleys above described, excepting the 20 ft. alley in block bounded by Crusade, Rex, 7 Mile Road and Maddelein Avenues be and the same are hereby accepted as reserved by the petitioners in their deeds involving the property abutting the alleys requested to be vacated, and further

Resolved, That easement grants of the owners in fee of the property abutting the 20 ft. public alley in block bounded by Crusade, Rex, 7 Mile Road and Maddelein Avenue granting the City of Detroit easement rights over the northerly 3 feet of the southerly 17 feet of said 20 ft. east and west public alley as platted in Obenauer-Barber-Laing Co.'s Ternes Gardens Subdivision, heretofore mentioned; also easement grants over the northerly 3 feet of said 20 ft. public alley in block bounded by Crusade, Rex, 7 Mile Road and Maddelein Avenues, and, also, easement grants over the southerly 6 feet of lots 30 to 45, both inclusive, of last mentioned subdivision, be and the same are hereby accepted.

Adopted as follows:

Yeas—Councilmen Castator, Comstock, Lodge, McNamara, Oakman, Rogell, Van Antwerp, and the President—8.

Nays—None.