

August 24

with the ordinance be and the same is hereby approved and confirmed.  
 Adopted as follows:  
 Yeas—Councilmen Comstock, Edgecomb, Garlick, Kronk, Miriani, Smith and the President—7.  
 Nays—None.

Department of Public Works  
 August 13, 1948.

To the Honorable, the Common Council:

Gentlemen—Your Committee of the Whole referred petition of Milton G. Goff, et al (No. 788), requesting the conversion into easements of the 18-foot north and south public alleys in block bounded by Rockcastle, Edgefield, Canyon Avenues, and Moross Road to the Department of Public Works for investigation and report.

The vacation of these alleys was previously approved and recommended by the City Plan Commission in their communication to your Honorable Body of May 6, 1948.

We wish to advise that all of our investigations have been completed. In reply to our inquiries, all city departments and private utility companies reported that they will be unaffected by the proposed changes or that they have reached satisfactory agreements with the petitioners regarding their installations therein.

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,  
 THOMAS C. HANSON,  
 Commissioner.

By Councilman Kronk:

Resolved, That all of public alleys, 18 feet wide, in block bounded by Rockcastle, Edgefield, Canyon Avenues, and Moross Road as platted in Yorkshire Woods Subdivision No. 4 of part of lot 33 and that part of Widow's Dower lying northerly of said lot of partition plat of Magloire Moross Estate of P.C. 123 and that part of P.C. 123 lying between Durrussel Road and said lot 33, Gratiot Township, Wayne County, Michigan, as recorded in Liber 48 of Plats Page 78, Wayne County Records, more particularly described as follows:

All of north and south public alley, 18 feet wide, lying east of and adjoining the east line of lots 850 to 857, both inclusive, of last mentioned subdivision.

Also, all of east and west public alley, 18 feet wide, lying south of and adjoining the south line of lots 844 and 849, both inclusive, and north of and adjoining the north line of lots 850, 865 and north of and adjoining the north line of 18 foot north and

south public alley, hereinbefore described, all lots herein mentioned being the same as platted in said Yorkshire Woods Subdivision No. 4.

Be and the same are hereby vacated as public alleys to become a part and parcel of the adjoining property subject 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, 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 public alleys, herein-above 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, with the right to ingress or egress at any time to and over said easements for the purposes above set forth:

Second, said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever, (except necessary line fences), shall be built or placed upon said easements or any part thereof, as that said easements shall be forever of easy access for the purposes named above:

Third, that said easements 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.

Adopted as follows:

Yeas—Councilmen Comstock, Edgecomb, Garlick, Kronk, Miriani, Smith and the President—7.

Nays—None.

Department of Public Works

August 20, 1948.

To the Honorable, the Common Council:

Gentlemen—We are returning herewith petition No. 1118 filed by St. Augustine's Parish, requesting the vacation of a portion of 15 foot east and west public alley south of Davison Avenue between Justine and Eureka Avenues.

The vacation of said portion of alley was approved by the City Plan Commission in their communication to your Honorable Body of June 3, 1948 with the recommendation that petitioners deed to the City a portion of their property to be used for the widening of the remaining portion of said alley. The petition was then referred to this office by your Committee of the Whole for investigation and report.

Please be advised that all of our investigations have been completed.

On August 20, 1948, the petitioners paid into the City Treasury the sum of \$179.90, Receipt No. 14963, credited to Public Works Maintenance Fund, Code No. 143-6221-1, to reimburse the City of Detroit for the original cost of paving Justine Avenue south of Davison Avenue at the intersection of the alley to be vacated.

On August 20, 1948, the petitioners paid to the Permit Division of the Department of Public Works the sum of \$686.50, Receipt No. 83444, said amount being the estimated cost of removing the paved alley return on the east side of Justine Avenue south of Davison Avenue, removing and reconstructing the curbing and sidewalks incidental thereto, stoning the dedicated alley and reconstructing the paved alley returns on the west side of Eureka Avenue at the dedicated alley.

We are in receipt of a Quit Claim deed from Edward Mooney, Roman Catholic Archbishop of the Archdiocese of Detroit to the City of Detroit deeding land for alley purposes in accordance with City Plan Commission's recommendation. Said deed was approved as to form and execution by the Corporation Counsel and as to description by the City Engineer and we are attaching it hereto for your Honorable Body's acceptance.

In reply to our inquiries, all other city departments and private utility companies reported that they will be unaffected by the vacation of said alley 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,  
THOMAS C. HANSON,  
Commissioner.

By Councilman Kronk:

Resolved, That all that part of east and west public alley, 15 feet wide, south of Davison Avenue between Justine and Eureka Avenues, as platted in Block 14, Mechanics Park being John M. Dwyer's Subdivision of part of Fracl. Sec. 17 and Fracl. Sec. 18, T. 1 S., R. 12 E., Hamtramck, Wayne County, Michigan, as recorded in Liber 26 of Plats, Page 1, Wayne County Records, lying south of and adjoining the south line of lots 1 to 5, both inclusive, and north of and adjoining the north line of lot 55, the west 37.5 feet of lot 8 and north of and adjoining the north line of vacated 15 feet north and south public alley, all of above mentioned lots being the same as platted in Block 14 of last mentioned subdivision.

Be and the same is hereby vacated as a public alley to become a part and

parcel of the adjoining property, and further,

Resolved, That Quit Claim deed of Edward Mooney, Roman Catholic Archbishop of the Archdiocese of Detroit to the City of Detroit, deeding land described as "North 15 feet of East 62.5 feet of lot 8, Mechanics Park being John M. Dwyer's Subdivision of part of Fractional Sections 17 and 18, T. 1 S., R. 12 E., according to the recorded plat thereof recorded in Liber 26 of Plats, Page 1, Wayne County Records," to be used for alley purposes, 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 Comstock, Edgecomb, Garlick, Kronk, Miriani, Smith and the President—7.  
Nays—None.

#### Department of Public Works

August 19, 1948.

To the Honorable, the Common Council:

Gentlemen—In my letter to Your Honorable Body dated August 16, 1948, I recommended the award of several street paving contracts to the A. J. Smith Contracting Company which had previously been withheld.

There was one street inadvertently omitted from the group recommended. It is, therefore, recommended that the following street paving contract be awarded to A. J. Smith Contracting Company at the amount stated.

Contract No. PW-607, Yonda Street, amount of bid \$6,712.50, total funds required \$6,975.00. Acct. No. 911-2190-1381.

The "total funds required" include the cost of advertising, inspection and minor contingencies as well as the contract cost.

It is further recommended that the Controller be authorized and directed to set up necessary account to cover the costs of the contract, advertising, inspection and contingencies.

Respectfully submitted,  
THOMAS C. HANSON,  
Commissioner.

By Councilman Kronk:

Resolved, That the Commissioner of Public Works be and he is hereby authorized and directed to enter into contract with the bidder as listed above; and be it further

Resolved, That the City Controller be and he is hereby directed to honor vouchers when presented and to charge them against the account named in the foregoing communication, the vouchers to include the cost of advertising, inspection, and contingency items, as well as the contract cost; and be it further