

and Recreation to enter into a contract as above outlined."

The only bidder for this concession stated in an article accompanying his bid and made a part thereof that it was his intention not to operate the Belle Isle concession during the months October through March unless the 20 per cent rental is waived for that period. The Parks and Recreation Commission believes it would be desirable to have this concession operate throughout the year.

After meeting with the Commission, the bidder agreed to amend his bid to provide for year-around operation providing no rental be charged for the months of December and January. Inasmuch as these are two of the lightest months of operation and inasmuch as the bid of 20 per cent for the remaining 10 months is double that being paid under the current contract, the Commission felt this change in his bid will result in a financial gain to the City as well as assuring 12 months operation of the concession.

It is, therefore, requested that the resolution be amended to authorize the Parks and Recreation Commission to enter into a contract with Watkins' Ponies for a period of three years from April 1, 1948, on a basis of 20 per cent of the gross receipts with a guaranteed minimum sum of \$4,000.00 annually, except that the 20 per cent shall not apply to the gross receipts of the months of December and January.

Respectfully submitted,
J. J. CONSIDINE,
General Superintendent.

By Councilman Kronk:

Resolved, That resolution adopted February 10, 1948 (J.C.C. p. 278), authorizing the Dept. of Parks and Recreation to enter into contract with Watkins' Ponies for pony rental concession be and the same is hereby rescinded for the purpose of correction.

Adopted as follows:

Yeas—Councilmen Comstock, Edgecomb, Garlick, Kronk, Miriani, Nowicki, Oakman, Smith, and the President—9.
Nays—None.

By Councilman Kronk:

Resolved, That the Dept. of Parks and Recreation be and it is hereby authorized and directed to enter into contract with Watkins' Ponies for pony rental concession at Belle Isle and Palmer Park for a period of three years from April 1, 1948, on a basis of 15% of gross receipts to the City of Detroit with a guaranteed minimum sum of \$1,000 annually for Palmer Park, and on a basis of 20% of the gross receipts with a guaranteed minimum sum of \$4,000 annually

for Belle Isle, except that the 20% shall not apply to the gross receipts for the months of December and January.

Adopted as follows:

Yeas—Councilmen Comstock, Edgecomb, Garlick, Kronk, Miriani, Nowicki, Oakman, Smith, and the President—9.
Nays—None.

Department of Public Works

March 3, 1948

To the Honorable, the Common Council:

Gentlemen—Petition of Walter C. Himmler et al (No. 6672), requesting the conversion into an easement of the 20-foot north and south public alley in block bounded by Meyers Road, Manor Avenue, Cambridge Avenue and Seven Mile Road, was referred to the Department of Public Works by your Committee of the Whole for investigation and report.

The vacation of this alley was previously approved and recommended by the City Plan Commission in their communication to your Honorable Body of December 31, 1947.

We wish to advise that all of our investigations have been completed.

All City departments and private utility companies reported that they will be unaffected by the proposed change, or that they have reached satisfactory agreements with the petitioners regarding their installations therein.

The conversion of this alley into easement conforms with Common Council resolution of November 13, 1945, J. C. C. page 2230.

Respectfully submitted,
THOMAS C. HANSON,
Commissioner.

By Councilman Miriani:

Resolved; That all of north and south public alley, 20 feet wide, in block bounded by Meyers Road, Manor Avenue, Cambridge Avenue and Seven Mile Road, as platted in College Woods No. 1, being a subdivision of part of the S. 1/2 of the S. 1/2 of the S. E. 1/4 of Sec. 5, T. 1 S., R. 11 E., Greenfield Twp., Wayne County, Michigan, as recorded in Liber 50 of plats, page 34, Wayne County Records, lying east of and adjoining the east line of lots 126 to 147, both inclusive, and west of and adjoining the west line of lots 107 to 117, both inclusive, all lots being the same as platted in last mentioned subdivision;

Be and the same is hereby vacated as a public alley and converted into a public easement, which easement shall be 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 alley, 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 easement for the purposes above set forth;

Second, said owners or their heirs and assigns further agree that no building or structures of any nature 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.

Adopted as follows:

Yeas—Councilmen Comstock, Edgcomb, Garlick, Kronk, Miriani, Nowicki, Oakman, Smith, and the President—9.

Nays—None.

Department of Public Works

March 3, 1948.

To the Honorable, the Common Council:

Gentlemen — We are returning herewith petition No. 7446, filed by Cadillac Coal and Coke Co. and Wes-sels Co., requesting the vacation of a portion of dead-end Philadelphia Avenue east of Russell Street.

The vacation of this street was approved and recommended by the City Plan Commission in their communication to your Honorable Body of December 11, 1947. 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.

In accordance with our directive, on February 19, 1948, the petitioners deposited into the City Treasury the sum of \$233.50, Receipt No. 46955, credited to Department of Water Supply Fund Code No. 601-9300-0-6290-908, to reimburse said department for its remaining equity in a portion of water main required to be abandoned by reason of the vacation of the street, and also to cover the cost of disconnecting the main.

All other City departments and

private utility companies reported that they will be unaffected by the vacation of said street 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 Miriani:

Resolved, That all that part of Philadelphia Avenue, 50 feet wide, east of Russell Street and west of the Grand Trunk R. R. right-of-way, as platted in J. A. Moeller's Sub-division of a part of 1/4 Sec. 43, 10-000 A. T. Hamtramck, Wayne County, Michigan, as recorded in Liber 12 of plats, Page 26, Wayne County Records, more particularly described as all that part of said 50-foot Philadelphia Avenue, lying south of and adjoining the south line of lots 31, 32 and the east 15 feet of lot 33 and north of and adjoining the north line of the east 15 feet of lot 90, north of and adjoining the north line of lots 91 and 92, and north of and adjoining the north line of 8-foot vacated public alley, which 8 foot vacated public alley lies east of the east line of lot 92, and west of the G. T. R. R. right-of-way, all lots above mentioned being the same as platted in last mentioned subdivision;

Be and the same is hereby vacated as a public street to become a part and parcel of the adjoining property.

Adopted as follows:

Yeas—Councilmen Comstock, Edgcomb, Garlick, Kronk, Miriani, Nowicki, Oakman, Smith, and the President—9.

Nays—None.

Department of Public Works

March 5, 1948.

To the Honorable, the Common Council:

Gentlemen — The Department of Public Works recommends the cancellation of the following sidewalk assessments, same having been paid on Accounts Receivable Bills:

Roll 214-C-3, Lot 283, on the West side of Navahoe between Freud and Essex, cancel \$44.25, paid on Dept. Bill No. 11007, Receipt C-1784 No. 200, March 1, 1948.

Roll 214-C-4, Lot 292, on the West side of Navahoe between Freud and Essex, cancel \$80.08, paid on Dept. Bill No. 10999, Receipt C-1784 No. 200, March 1, 1948.

Roll 214-C-6, Lot 48, on the East side of Lakewood between Freud and Jefferson, cancel \$22.00, paid on Dept. Bill No. 10771, Receipt C-1784 No. 215, March 3, 1948.

Roll 214-C-7, Lot 37, on the West