

condemnation proceedings in 1880, File No. 463;

Also, all of Brewster Street, 50 feet wide, between Beaubien and St. Antoine Streets;

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

Provided, That the Detroit Housing Commission shall reimburse all City departments affected by the vacation of said street and alleys for all costs incident to the removal or relocation of any of their existing installations and for all costs incident to the removal or reconstruction of curbing, sidewalks, etc.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Oakman, Smith and the President—5.
Nays—None.

Department of Public Works

September 12, 1950.

To the Honorable, the Common Council:

Gentlemen—Your Committee of the Whole referred to this office for investigation and report the petition of the Board of Education requesting the vacation of the east-west alley north of Joy Road between Cheyenne and Ward Avenues. The vacation of said alley was approved by the City Plan Commission in their communication to your Honorable Body of July 26, 1950.

Please be advised that all of our investigations are completed.

In accordance with our request, on September 6, 1950 the Board of Education issued purchase orders in the following amounts:

(a) \$176.83, purchase order No. 30357, in favor of the Detroit Police Department, to be credited to Fund Code No. 118-6220-1, said amount being the estimated cost of removing a three wire patrol circuit, necessitated by the vacation of the alley.

(b) \$543.34, purchase order No. 30359, in favor of the Department of Public Works, to be credited to Fund Code No. 143-6221-1, being a reimbursement for the original cost of paving Cheyenne and Ward Avenues at the intersection of the alley to be vacated.

(c) \$875.00, purchase order No. 30358, in favor of the Permit Division of the Department of Public Works, said amount being the estimated cost of removing the paved returns at the entrances to the alley and reconstructing the curbing and sidewalks incident thereto.

A proper provision is included in the vacating resolution protecting the City's interests in the sewer located in the alley to be vacated.

In reply to our inquiries all other City departments and privately owned utility companies reported that they will be unaffected by the vacation of said alley or that they would remove their installations from the alley at their own expense.

We recommend the adoption of the attached resolution.

Respectfully submitted,
CARL D. WARNER,
Commissioner.

By Councilman Connor:

Resolved, That all of east-west public alley, 20 feet wide, north of Joy Road between Cheyenne and Ward Avenues, as platted in Robert Oakman Land Company's McFarlane Subdivision, part of the W. $\frac{1}{2}$ of S.W. $\frac{1}{4}$ Sec. 32, T. 1 S., R. 11 E., Greenfield Twp., Wayne County, Michigan, as recorded in Liber 53 of plats, Page 54, Wayne County Records, lying north of and adjoining the north line of lots 371 to 383, both inclusive, and south of and adjoining the south line of lots 370 and 384 and the south line of the vacated alley between lots 370 and 384,

Be and the same is hereby vacated as a public alley to become a part and parcel of the adjoining property subject to the following provisions:

1. Provided, That by reason of the vacation of the above described alley the City of Detroit does not waive any rights to the 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

2. Provided, That if a building is to be constructed over said sewer, the sewer shall be replaced with cast iron pipe of the same size, rerouted or encased in six inches of Class "A" concrete, or, in lieu of the above, such work shall be done and such sewer manholes shall be built as will be specified by the City Engineer, all of the work mentioned to be done under the supervision and inspection of the Department of Public Works and all costs entailed to be borne by the petitioners, their successors or assigns, and further,

3. Provided, That no buildings shall be constructed over said sewer without the prior approval of such building construction by the City Engineer and the Department of Buildings and Safety Engineering.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Oakman, Smith and the President—5.
Nays—None.

Department of Public Works

September 15, 1950.

To the Honorable, the Common Council:

Gentlemen—This is to certify in accordance with Article 6 of the Con-