

et al (1363), Newman Jeffrey, et al (1726), and William Sheedy, et al (6189), requesting the conversion into easements of certain alleys at the locations mentioned in the attached resolutions, were referred by your Committee of the Whole to this office for investigation and report, and are returned herewith. The conversion of said alleys into easements was previously approved by the City Plan Commission.

We wish to advise that all of our investigations have been completed. In reply to our inquiries all City departments and privately owned 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 in the alleys to be vacated.

The conversion of these alleys into easements conforms with Common Council resolution of November 13, 1943, J.C.C. page 2230.

We recommend the adoption of the attached resolutions.

Respectfully submitted,

CARL D. WARNER,
Commissioner.

By Councilman Beck:

Resolved, That all of north-south public alley, 18 feet wide, in block bounded by Lesure, Tracey, Margareta and Clarita Avenues, as platted in Amended Plat of Ramm and Co.'s Northwestern Highway Subdivision No. 1 of part of the N. $\frac{3}{4}$ of the E. $\frac{1}{2}$ of the N.E. $\frac{1}{4}$ of Section 7, T. 1 S., R. 11 E., as recorded in Liber 49 of plats, Page 37, Wayne County Records, lying west of and adjoining the west line of lots 84 to 98, both inclusive, and east of and adjoining the east line of lots 134 to 146, both inclusive, all lots being the same as platted in last mentioned subdivision;

Also, all of north-south public alley, 16 feet wide, in block bounded by Gilchrist, Biltmore, Cambridge and Vassar Avenues, as platted in Homelands Subdivision of the E. $\frac{1}{2}$ of S.W. $\frac{1}{4}$ and the S.W. $\frac{1}{4}$ of Section 1, T. 1 S., R. 10 E., as recorded in Liber 35 of plats, Page 12, Wayne County Records, lying east of and adjoining the east line of lots 673 to 692, both inclusive, and west of and adjoining the west line of lots 736 to 755, both inclusive, all lots being the same as platted in last mentioned subdivision;

Also, all of north-south public alley, 18 feet wide, in block bounded by Westwood, Grandville, Orangelawn and Elmira Avenues, as platted in Palmer Grove Park Subdivision of the W. $\frac{5}{8}$ of the East $\frac{1}{2}$ of the N.W. $\frac{1}{4}$ of Section 35, T. 1 S., R. 10 E., as recorded in Liber 55 of plats, Page 87, Wayne County Records, lying west of and adjoining the west line of lots

212 to 231, both inclusive, and east of and adjoining the east line of lots 266 to 285, both inclusive, all lots being the same as platted in last mentioned subdivision;

Also, all of east-west public alley, 18 feet wide in block bounded by Bringard, Edmore, Cushing Avenues and Kelly Road, as platted in Ternes Superhighway Subdivision of fractional Section 5, T. 1 S., R. 13 E., as records in Liber 61 of plats, Pages 72, Wayne County Records, lying south of and adjoining the south line of lots 267 to 279, both inclusive, and north of and adjoining the north line of lots 280 to 289, both inclusive, all lots being the same as platted in last mentioned subdivision;

Be and the same are hereby vacated as public alleys and converted into public easements, which easements shall be subject to the following agreements, covenants, uses, reservations and regulations which shall be observed by the owners of the lots abutting on said alleys 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, hereinabove 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 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, so 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 Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, and the President—8.

Nays—None.

Department of Public Works

July 20, 1950.

To the Honorable, the Common Council:

Gentlemen—Your Committee of the Whole referred to this office for investigation and report the petitions of St. Matthew's Methodist Church (petition No. 1255) and Land and

Homes Inc. (petition No. 1721) requesting the vacation of a portion of the north-south alley in block bounded by Evergreen, Plainview, Seven Mile and Cambridge Avenues. The vacation of said alley was approved by the City Plan Commission with the recommendation that the petitioners deed a new outlet in lieu of the portion of alley to be vacated.

All of our investigations are now completed.

On July 20, 1950, the petitioners deposited with the Permit Division of the Department of Public Works the sum of \$1,417.24, Receipt No. 12626, said amount being the estimated cost of constructing a paved return at the entrance to the new alley, stoning said deeded alley and installing drainage therein.

Proper provisions are incorporated in the vacating resolution protecting the City's interests in the sewer located in the alley to be vacated.

We are in receipt of a Warranty Deed from St. Matthew's Methodist Church, a Michigan Corporation, 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 it is attached hereto for your Honorable Body's acceptance.

In reply to our inquiries all City departments and privately owned utility companies reported that they will be unaffected by these changes or that they have reached satisfactory agreements with the petitioners regarding their installations in the portion of alley to be vacated.

We recommend the adoption of the attached resolution.

Respectfully submitted,

CARL D. WARNER,
Commissioner.

B7 Councilman Beck:

Resolved, That all that part of north-south public alley, twenty feet wide, in block bounded by Evergreen, Plainview, Cambridge Avenues and Seven Mile Road, as platted in Evergreen Park Subdivision of the southwest $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of Section 2, T. 1 S., R. 10 E., as recorded in Liber 57 of plats, Page 68, Wayne County Records, lying east of and adjoining the east line of lots 31 to 37, both inclusive, and west of and adjoining the west line of lots 71, 72, 73 and the north 13 feet of lot 70, all lots being the same as platted in last mentioned subdivision.

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 there-

in, 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 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, and further

Resolved, That Warranty deed of St. Matthew's Methodist Church, a Michigan Corporation deeding land for alley purposes, said land being described as "Lot Number 38, Evergreen Park Subdivision of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 2, T. 1 S., R. 10 E., according to the plat thereof as recorded in Liber 57, plats, Page 68".

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 Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, and the President—8.

Nays—None.

Department of Public Works

July 28, 1950.

To the Honorable, the Common Council:

Gentlemen—We return herewith Petitions and General Orders, requesting the forced construction of sidewalks adjacent to the following described properties:

Alex. Margulies (2341)

Lot 41, WS Prairie between Norfolk and Chippewa, 35 lineal feet.

Broadmoor Improvement

Association (2500)

Lot 289, W.S., Coyle between Castleton and Wadsworth, 108 lineal feet.

Lot 288, E.S., Sussex between Wadsworth and Castleton, 108 lineal feet.

Lot 235, W.S., Sussex between Castleton and Wadsworth, 108 lineal feet.

Lot 234, E.S., Whitcomb between Wadsworth and Castleton, 108 lineal feet.

Lot 181, W.S., Whitcomb between Castleton and Wadsworth, 108 lineal feet.

Lot 180, E.S., Prest between Wadsworth and Castleton, 108 lineal feet.