

Department of Public Works

October 6, 1950.

Honorable Common Council:

Gentlemen—Your Committee of the whole referred to this office for investigation and report the petition of Charles K. Umstead and Hugh Asselin et al (No. 1730), requesting the conversion into an easement of the north-south alley west of Cushing Avenue and north of Eastburn Avenue. The conversion of said alley into an easement was approved by the City Plan Commission in their communication to your Honorable Body of July 5, 1950 with the recommendation that the petitioners deed an alley outlet into Cushing Avenue for the east-west alley in the block.

All of our investigations have been completed.

We are in receipt of a Quit Claim deed to the property to be used for alley purposes as per City Plan Commission 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 would be unaffected by these changes or that they have reached satisfactory agreements with the petitioners regarding their installations in the alley to be vacated.

The conversion of this alley into easement confirms with Common Council resolution of November 13, 1943, J.C.C. page 2230.

We recommend the adoption of the attached resolution.

Respectfully submitted,
C. D. WARNER,
Commissioner.

By Councilman Garlick:

Resolved, That all of north-south public alley, 20 feet wide, west of Cushing Avenue and north of Eastburn Avenue as platted in John Lambrecht's Golfhurst Subdivision of part of N. E. ¼ Fracl. Section 6, T. 1 S., R. 13 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 61 of plats, Page 29, Wayne County Records, lying east of and adjoining the east line of lot 146 and west of and adjoining the west line of lots 82 to 87, both inclusive, and west of and adjoining the west line of the south one foot of lot 88, all lots mentioned being the same as platted in last mentioned subdivision;

Be and the same are hereby vacated as public alleys 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

there 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, 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 purpose 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 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, and further,

Resolved, That Quit Claim deed of Charles K. Umstead and Rose Umstead, his wife, deeding land for alley purposes, said land being described as,

"The center 18 feet of lot No. 75 of John Lambrecht's Golfhurst Subdivision of part of N.E. ¼ Fracl. Sec. 6, T. 1 S., R. 13 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 61 of plats, Page 29, Wayne County Records."

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.

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October 6, 1950.

Honorable Common Council:

Gentlemen—In response to the published advertisements, bids were received on October 3, 1950, for Street Paving Group 50-29 as follows:

PW-1379P, Anglin, Remington to Eight Mile Road.

PW-1381P, Fleming, Winchester to Eight Mile Road.

PW-1323P, Goddard, Winchester to Eight Mile Road.

PW-1384FP, Harned, Remington to Eight Mile Road.

PW-1385P, Mackay, Outer Drive to Eight Mile Road.