

the City Plan Commission with the recommendation that the petitioners dedicate a new alley outlet south of the alley to be vacated.

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

As per our directive, on February 10, 1950, the petitioners made the following deposits:

a) \$675.00 to the City Treasury, Receipt No. 42980 credited to Public Lighting Commission Fund Code No. 123-9400-0-6190-481, said amount being the estimated cost of rerouting P.L.C. primary street lighting circuits.

b) \$171.60 to the City Treasury, Receipt No. 42981 credited to Public Works Maintenance Fund Code No. 143-6221-1, to reimburse the City of Detroit for the original cost of paving the south $\frac{1}{2}$ of Kercheval Avenue at the intersection of the alley to be vacated.

c) \$650.00 to the Permit Division of the Department of Public Works, Receipt No. 4232, said amount being the estimated cost of constructing a sewer manhole south of the alley to be vacated.

d) \$3,520.70 to the Permit Division of the Department of Public Works, Receipt No. 4233, said amount being the estimated cost of removing the existing paved return at the entrance to the alley to be vacated, reconstructing the curbing and constructing sidewalks across the vacated alley, paving the newly dedicated alley, constructing paved returns at the entrance thereto and installing drainage therein.

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

We are in receipt of a quit claim deed whereby land is dedicated for alley purposes in accordance with the 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.

All other City departments and privately owned 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,
CARL D. WARNER,
Commissioner.

By Councilman Kronk:

Resolved, That all that part of north-south public alley, 18 feet wide, south of Kercheval Avenue, between Phillip and Manistique Avenues, as platted in Fox Creek Subdivision part of Private Claim 120, City of Detroit,

Wayne County, Michigan, as recorded in Liber 25 of plats, Page 73, Wayne County Records, lying east of and adjoining the east line of and adjacent to the north 10 feet of lots 71, 72 west of and adjoining the west line of lots 73, 74 and the north 10 feet of lot 75, 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 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 any building is to be constructed over the sewer, said sewer shall be replaced with cast iron pipe of the same size, or the sewer shall be encased in six inches of Class "A" concrete, or the sewer shall be rerouted and such manholes shall be constructed as shall be specified by the City Engineer, all work to be done under the supervision and inspection of the Department of Public Works, and all costs entailed to be borne by the petitioners or their assigns; and further

3. Provided, That petitioners or their assigns shall not build over said sewer without first securing the approval of the City Engineer and the Department of Buildings and Safety Engineering; and further

Resolved, That quit claim deed for Abraham Borman and Molly Borman, his wife, to the City of Detroit, deeding land for alley purposes, said land being described as:

"The south 20 feet of lot seventy (70) and the south 20 feet of lot seventy-five (75) of Fox Creek Subdivision, part of private claim 120, City of Detroit, Wayne County, Michigan, according to the plat thereof recorded in liber 25 of plats, on page 73, Wayne County records, 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 Beck, Connor, Garlick, Jeffries, Kronk, Oakman, Rogell, Smith and the President—9.
Nays—None.

Department of Public Works

February 13, 1950.

To the Honorable, the Common Council:
Gentlemen—We are returning herewith the petition of David G. Guthrie,

et al (No. 5724) requesting the conversion into an easement of the north and south alley in block bounded by Lindsay, Gilchrist, Hessel and Eight Mile Road, which petition was referred to this office 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 November 18, 1949.

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 change, or that they have reached satisfactory agreements with the petitioners regarding their installations therein.

The conversion of this alley into an easement 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,
CARL D. WARNER,
Commissioner.

By Councilman Kronk:

Resolved, That all of north-south public alley, 18 feet wide, in block bounded by Lindsay, Gilchrist, Hessel and Eight Mile Road, as platted in Madison Park, being a subdivision of the N. W. $\frac{1}{4}$, Section 1, T. 1 S., R. 10 E., Redford Twp., Wayne County, Michigan, as recorded in Liber 53 of plats, Page 12, Wayne County Records, lying east of and adjoining the east line of lots 839 to 847, both inclusive, east of and adjoining the east line of the south 27.75 feet of lot 848, and west of and adjoining the west line of lots 865 to 873, both inclusive, and west of and adjoining the west line of the S. 27.75 feet of lot 864, 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.

Provided, the City of Detroit hereby reserves for itself 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 of ingress or egress at any time to and over said easement for the purposes above set forth.

And Further Provided, That the owners of lots abutting on said vacat-

ed alley, their heirs and assigns, Shall Not Build or Construct any buildings or structure of any nature whatsoever, (except necessary line fences) upon said easement or any part thereof, so that said easement shall be forever of easy access for the purposes named above:

And Further Provided, Said easement shall be used for the same purposes for which public alleys are generally used in the City of Detroit, excepting that same shall not be opened for the passage of vehicles therein;

And Further Provided, That if at any time in the future, the owners of any lots abutting on said vacated alley, their heirs or assigns, shall request the removal and/or relocation of any existing poles or other utilities in said easement, such owners, upon whose property the poles or other utilities are located, shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Jeffries, Kronk, Oakman, Rogell, Smith and the President—9.
Nays—None.

Department of Public Works

February 10, 1950.

To the Honorable, the Common Council:

Gentlemen—In response to the published advertisements, bids were received on February 7, 1950 for Street Paving Group 50-3 as follows:

Contract No. PW-1097 — Braile, Keeler to Midland.

Contract No. PW-1098—Bralle, Pickford to Clarita.

Contract No. PW-1099—Fenmore, Pickford to Clarita.

Contract No. PW-1100 — Glastonbury, Fargo to Trojan.

Contract No. PW-1101 — Gruebner, Seven Mile to Lappin.

Contract No. PW-1102 — Lamont, Emery to Lantz.

Contract No. PW-1103—McKinney, 484 ft. S. of Moross to Moross.

Contract No. PW-1104 — Manning, Rex to Redmond.

Contract No. PW-1105 — Runyon, Greiner to Park Grove.

Contract No. PW-1107—Stout, Pickford to 561 ft. N. of Pickford.

Contract No. PW-1108 — Vaughan, Capitol to 319 ft. N. of Capitol.

Contract No. PW-1106 — Stahelin, Sawyer to Tireman.

The tabulation of bids received on each of the contracts is attached hereto.

The average cost per front foot assessment of the bids received in this group compared to the two previous groups is as follows: