

intendent, February 6, 1950: Read and forwarded for your information.

JACK HARVILL,
Chief of Detectives.

Received and placed on file.

Department of Police

To the Honorable, the Common Council:

Gentlemen — In compliance with the provisions of the Charter of the City of Detroit, I have the honor to submit the Annual Report of the Police Department for the year ending December 31, 1949.

Respectfully submitted,
GEORGE F. BOOS,
Commissioner.

Received and placed on file.

Department of Public Works

February 2, 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 Augustana Evangelical Lutheran Church of Detroit, et al (No. 6440), requesting the vacation of the 20-foot east-west alley south of Curtis Avenue and east of Tracey Avenue. The vacation of this alley was approved by the City Plan Commission in their communication to your Honorable Body of October 13, 1949.

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

As per our directive, on January 20, 1950 the petitioners deposited into the City Treasury the sum of \$58.20, Receipt No. 44929, credited to Public Works Maintenance Fund Code No. 143-6221-1, to reimburse the City of Detroit for the original cost of paving the east ½ of Tracey Avenue at the intersection of the alley to be vacated.

On January 20, 1950 the petitioners also deposited with the Permit Division of the Department of Public Works the sum of \$276.10, Receipt No. 3505, said amount being the estimated cost of removing the paved return at the entrance to the alley to be vacated and the reconstruction of curbing and sidewalks incidental thereto.

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

All other City departments and privately owned utility companies reported that they will be unaffected by the vacation of said alley.

We recommend the adoption of the attached resolution.

Respectfully submitted,
CARL D. WARNER,
Commissioner.

By Councilman Rogell:

Resolved, That all of east-west pub-

lic alley, 20 feet wide, south of Curtis Avenue and east of Tracey Avenue, as platted in Benjamin F. Mortenson's Mortencrest No. 2 Subdivision of the N. E. ¼ of the S. E. ¼ of Section 7, T. 1 S., R. 11 E., Greenfield Twp., Wayne County, Michigan, as recorded in Liber 52 of plats, Page 85, Wayne County Records, lying south of and adjoining the south line of lots 533 and 538, both inclusive, and north of 539, 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 lateral 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 said sewer, said sewer shall be replaced by cast iron pipe of the same size, or the sewer shall be encased in 6 inches of class "A" concrete, and such sewer manholes shall be constructed as shall be specified by the City Engineer, all such 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.

Adopted as follows:

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

Department of Public Works

February 2, 1950.

To the Honorable, the Common Council:

Gentlemen—Petition of Albert A. Robinson, et al (No. 6091) requesting the conversion into an easement of the public alley in block bounded by Whitehill, Lansdowne, Grayton and Britain Avenues, was referred to this office by your Committee of the Whole for investigation and report, and is returned herewith.

The vacation of this alley was previously approved and recommended by the City Plan Commission in their communication to your Honorable Body of October 27, 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 Rogell:

Resolved, That all of north-south public alley 9 feet wide, in block bounded by Whitehill, Lansdowne, Grayton and Britain Avenues as platted in Obenauer Barber Laing Company's DuNord Park No. 1, a subdivision of part of lot 2 of subdivision of back concession of Private Claim No. 258, City of Detroit, Wayne County, Michigan, as recorded in Liber 56 of plats, Page 24, Wayne County Records, lying east of and adjoining the east line of lots 442 to 462, both inclusive, of 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 vacated 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 2, 1950.

To the Honorable, the Common Council:

Gentlemen—Petition of the Board of Education requesting the vacation of the alleys in block bounded by Lesure, Tracey, Pembroke and Chipewa Avenues was referred to this office by your Committee of the Whole for investigation and report. The vacation of said alleys was approved by the City Plan Commission in their communication to your Honorable Body of November 4, 1949.

Please be advised 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 vacation of said alleys.

We recommend the adoption of the attached resolution.

Respectfully submitted,
CARL D. WARNER,
Commissioner.

By Councilman Rogell:

Resolved, That all of public alleys, 16 feet wide, in block bounded by Lesure, Tracey, Pembroke and Chipewa Avenues, as platted in Manhattan City Park Subdivision of S.E. $\frac{1}{4}$ of N.E. $\frac{1}{4}$ of Section 6, T. 1 S., R. 11 E., Greenfield Twp., Wayne County, Michigan, as recorded in Liber 39, of plats, Page 28, Wayne County Records, more particularly described as follows:

All of north-south public alley lying west of and adjoining the west line of lots 109 to 132, both inclusive, and east of and adjoining the east line of lots 146 to 169, both inclusive, all lots being of last mentioned Manhattan City Park Subdivision;

Also all of east-west public alley lying north of and adjoining the north line of lots 133 to 145, both inclusive, and south of and adjoining the south line of lots 132 and 146, and south of and adjoining the south line of 16-foot north-south alley hereinabove described, all being the same as platted in said Manhattan City Park Subdivision;

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

Adopted as follows: