

gation 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 February 10, 1950.

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,  
GLENN C. RICHARDS,  
Acting Commissioner.

By Councilman Beck:

Resolved, That all of north-south alley, 16 ft. wide, in block bounded by Ferguson, Asbury Park, Vassar and St. Martins 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 the S. W.  $\frac{1}{4}$  of Sec. 1, T. 1 S., R. 10 E., Redford Twp., Wayne County, Michigan, as recorded in Liber 35 of plats, Page 12, Wayne County Records, lying east of and adjoining the east line of lots 973 to 991, both inclusive, and west of and adjoining the west line of lots 1075 to 1093, both inclusive, all lots being the same as platted in last mentioned subdivision;

Be and the same is hereby vacated as a public alley 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 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 alley, hereinabove described, for the purpose of installing 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 easement or any part thereof, so that said easement shall be for-

ever 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.

Adopted as follows:

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

Nays—None.

#### Department of Public Works

April 7, 1950

To the Honorable, the Common Council:

Gentlemen—We are returning herewith the petition of Henry H. Hartwig, et al (No. 7803) requesting the conversion into an easement of the alley in block bounded by Biltmore, Ferguson, Trojan and Hessel, 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 February 16, 1950.

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,  
GLENN C. RICHARDS,  
Acting Commissioner.

By Councilman Beck:

Resolved, That all of north-south public alley, 18 feet wide, in block bounded by Biltmore, Ferguson, Trojan and Hessel Avenues, 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 954 to 968, both inclusive, and west of and adjoining the west line of lots 1004 to 1018, both inclusive, all lots being the same as platted in last mentioned subdivision;

Be and the same is hereby vacated as a public alley 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 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 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 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 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.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Kronk, Oakman, Rogeli, Smith, and the President—8.

Nays—None.

Department of Public Works

April 13, 1950

To the Honorable, the Common Council:

Gentlemen—Attached hereto is the summary of the funds needed to certify contracts for paving up to July 1, 1950.

It is recommended that your Honorable Body approve the advancing of \$400,000 from the appropriation in next year's budget for paying the City's share of the paving program.

If you concur in this recommendation would you please give this immediate effect as we are holding up a number of contracts which should be started now.

Respectfully submitted,  
GLENN C. RICHARDS,  
Acting Commissioner.

Approved:  
E. P. RIEHL,  
Deputy Controller.

New Street Paving  
January 1—July 1, 1950.

Contracts Certified—No. Miles, 13;  
Total Cost, \$870,000; City Share,  
\$217,000.

Contracts Awaiting Certification—  
No. Miles, 6; Total Cost, \$450,000; City  
Share, \$113,000.

Estimated Additional Contracts to  
be Executed before July 1, 1950—No.  
Miles, 16; Total Cost, \$1,200,000; City  
Share, \$300,000.

Totals—No. Miles, 35; Total Cost,  
\$2,520,000; City Share, \$630,000.

Funds now on hand—\$230,000.

Balance Required to be borrowed  
from next year's appropriation —  
\$400,000.

By Councilman Connor:

Whereas, In order to presently contract for, to obtain and provide proper appropriations for the purpose of Street and Alley Intersections (City's Portion, Special Assessment Paving), it is hereby declared necessary to borrow such funds in anticipation of the collection of taxes for the fiscal year 1950-51, that is, the fiscal year next succeeding the current 1949-1950 fiscal year which expires on June 30, 1950, as authorized by Act 202, Public Acts of Michigan of 1943, as amended, for capital cost improvements; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to borrow from time to time in anticipation of the following tax levies, a sum or sums of money, the total of which shall not exceed Four Hundred Thousand Dollars (\$400,000), for the following purposes: Street and Alley Intersections (City's Portion, Special Assessment Paving) of the City of Detroit, Michigan, in the amount of Four Hundred Thousand Dollars (\$400,000); and, be it further Resolved, That pursuant to the provisions of Act 202, Public Acts of Michigan of 1943, as amended, an irrevocable provision be and the same is hereby made that there be levied upon all taxable property in the City of Detroit for the fiscal year 1950-1951, an amount such that the estimated collections therefrom will be sufficient to promptly pay when due the principal on all such obligations at maturity and the interest thereon, which sum shall not be less than the sum of Four Hundred Thousand Dollars (\$400,000), plus interest for the aforementioned capital improvements; and, be it further

Resolved, That subject to a like requirement as to loans heretofore authorized against the tax levy for the fiscal year 1950-1951, a sum not to exceed \$3,202,000.00 as provided by resolutions of the Common Council on July 26, 1949; August 9, 1949; August 23, 1949; September 13, 1949; November 29, 1949; December 23, 1949; January 10, 1950; February 8, 1950; February 14, 1950 and March 21, 1950, from the first collections of taxes for the ensuing year 1950-1951, which shall be next set aside in a special fund that percentage of such collec-