

By Councilman Beck:

Resolved, That on recommendation of the Department of Public Works, that the City Treasurer be and is hereby authorized to cancel sidewalk assessments above set forth in communication of the Secretary.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—8.
Nays—None.

Department of Public Works
March 13, 1951.

Honorable Common Council:

Gentlemen—The petitions of Frank L. Schick, et al (No. 2024); Walter H. Gram, et al (No. 2315); Frank R. Mashinske, et al (No. 2675); and Irving J. Rosenthal, et al (No. 4764), requesting the conversion into easements of alleys at the various locations described in the attached resolution were referred to this office by your Committee of the Whole for investigation and report and are returned herewith.

The conversion of said alleys into easements was approved by the City Plan Commission at an earlier date.

We wish to advise that our investigations are completed.

In reply to our inquiries, all City departments and privately-owned utility companies reported that they have no objection to the conversion of the alleys into easements, provided proper provisions are incorporated into the vacating resolution protecting their interests in the installations in the alleys.

We recommend the adoption of the attached resolution.

Respectfully submitted,

GLENN C. RICHARDS,

Acting Commissioner.

By Councilman Rogell:

Resolved, That all of north-south public alley, 18 feet wide, in block bounded by Ilene, Washburn, Outer Drive, and St. Martins, as platted in Blenheim Forest Subdivision of part of N. $\frac{1}{2}$ of the S. $\frac{1}{2}$ of the S. E. $\frac{1}{4}$ of Section 5 and the S. $\frac{1}{2}$ of the N. $\frac{1}{2}$ of the S. E. $\frac{1}{4}$ of Section 5, T. 1 S., R. 11 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 55 of plats, page 39, Wayne County Records, lying west of and adjoining the west line of lots 21 to 30 both inclusive and east of and adjoining the east line of lots 31 to 40, both inclusive, of last mentioned subdivision; also, all that part of east-south public alley 18 feet wide, lying north of Outer Drive, between Ilene and Washburn Avenues, as platted in Blenheim Forest Subdivision, heretofore mentioned, lying south of and adjoining the south line of lot 21 and south of and adjoining the south line of the 18-foot north-south public alley, hereinabove described (Petition No. 2024);

Also, all of north-south public alley, 20 feet wide, in block bounded by Tracey Avenue, Schaefer Highway, Margareta, and Clarita Avenue, as platted in amended plat of Ramm and Company's Northwestern Highway Subdivision No. 1 of part of the north $\frac{3}{4}$ 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 13 to 27, both inclusive, and east of and adjoining the east line of lots 62 to 76, both inclusive, of last mentioned subdivision (Petition No. 2315);

Also, all of north-south public alley, 16 feet wide, in block bounded by Rockdale, Lahser, Verne, and Grove Avenues, as platted in Frank Lee's Subdivision of a part of the N. E. $\frac{1}{4}$ of Section 16, T. 1, S., R. 10 E, as recorded in Liber 35 of plats, page 89, Wayne County Records, lying east of and adjoining the east line of lots 67 to 79, both inclusive, and west of and adjoining the west line of lots 110 to 122, both inclusive, of last mentioned subdivision (Petition No. 2675);

Also, all of north-south public alley, 16 feet wide, in block bounded by Prest, Whitcomb, Thatcher, and Curtis Avenues, as platted in Lawson and Goodson's Subdivision of N. W. $\frac{1}{4}$ of S. W. $\frac{1}{4}$ of Section 7, T. 1, S., R. 11 E. as recorded in Liber 38 of plats, page 83, Wayne County Records, lying east of and adjoining the east line of lots 36 to 42, both inclusive, and west of and adjoining the west line of lots 43 to 49, both inclusive, of last mentioned subdivision (Petition No. 4764);

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 above set forth for the purposes

Second, said owners do and assigns further agree that their 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 that the owners of such easements may prohibit the passage of vehicles therein;

Fourth, that if at any time in the future, the owners of any lots abutting on said vacated alleys, 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, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—8.
Nays—None.

Department of Public Works

March 16, 1951.

Honorable Common Council:
Gentlemen—We return herewith Letter, Petitions and General Orders, requesting the forced construction of sidewalks at the following described properties:

BOARD OF EDUCATION

- Lots 265 to W. 5 ft. of 269 incl., N.S. Pembroke bet. Chapel and Burgess, 90 lin. ft.
- Lots 121 to 125 incl. and O.L. B, N.S. Pembroke bet. Trinity and Blackstone, 129.98 lin. ft.
- Lots 336 to 348 incl., N.S. Pembroke bet. Pierson and Burt Rd., 272.04 lin. ft.
- Lots 399 to 411 incl., N.S. Pembroke bet. Braile and Pierson, 266.04 lin. ft.
- Lots 462 to 474 incl., N.S. Pembroke bet. Patton and Braile, 266 lin. ft.
- Lots 155 to 157, exc. E. 30 ft. incl., S.S. Pembroke bet. Burgess and Chapel, 155 lin. ft.
- Lots 138 to 141, incl., S.S. Pembroke bet. Blackstone and Trinity, 259.97 lin. ft.
- Lots 134 to 137, incl., S.S. Pembroke bet. Trinity and Burt Rd., 259.97 lin. ft.
- Lots 130 to 133, incl., S.S. Pembroke bet. Burt Rd. and Pierson, 264.78 lin. ft.
- Lots 126 to 129, incl., also, rear lots 35 to 38, incl. and vacated alleys adjoining sd. lots, S.S. Pembroke bet. Pierson and Braile, 265.96 lin. ft. only.
- Lot 147, side on Pembroke and Fargo, E.S. Trinity.
- Lot 246, W.S. Trinity bet. Fargo and Pembroke, side on Pembroke only, 130 lin. ft.

- Lot 146, W.S. Burt Rd. bet. Fargo and Pembroke, side on Pembroke only, 130 lin. ft.
- Lots 359 and 360, W.S. Stout bet. Pembroke and St. Martins, side on Pembroke only, 120 lin. ft.
- Lots 281 and N. 10 ft. of 282, E.S. Stout bet. St. Martins and Pembroke, side on Pembroke only, 120 lin. ft.
- Lots 201 and 202, E.S. Kentfield bet. St. Martins and Pembroke, side on Pembroke only, 120 lin. ft.
- Lot 280, W.S. Kentfield bet. Pembroke and St. Martins, side on Pembroke only, 120 lin. ft.
- Lot 121, E.S. Heyden bet. St. Martins and Pembroke, side on Pembroke only, 120 lin. ft.
- Lot 200, W.S. Heyden bet. Pembroke and St. Martins, side on Pembroke only, 120 lin. ft.
- Lot 41, E.S. Vaughan bet. St. Martins and Pembroke, side on Pembroke only, 119.80 lin. ft.
- Lot 120, W.S. Vaughan bet. Pembroke and St. Martins, side on Pembroke only, 120 lin. ft.
- Lot 40, W.S. Evergreen bet. Pembroke and St. Martins, side on Pembroke only, 120 lin. ft.

- G. O. 33976
Mrs. J. Reindel (5309)
Lots 136 and 137, E.S. Albion bet. Manning and State Fair, side on Manning only, 107 lin. ft.
- G. O. 34349
Edward Rose Bldg. Co. (5366)
All that pt. of S.E. ¼ of Sec. 18, T. 1 S., R. 11 E., lvg. bet. Strathmoor Ave. and alley first, W. thereof and bet. Edward Rose Sub. and Edward Rose Strathmoor Ave. Sub., W.S. Strathmoor bet. Midland and Fenkell, 68.70 lin. ft.

G. O. 34350
Gordon Williamson Co. (5385)
Lots 55 to 58 incl. fronts only and lot 59, front and side on Dale, N.S. Puritan bet. Dale and Telegraph Rd., 215 lin. ft.
E. 58 ft. of lot 54, E.S. Telegraph Rd., bet. Puritan and Florence, side on Puritan only, 58 lin. ft.
There is approximately 4,335.24 lineal feet of sidewalks to be constructed; the approximate cost of this new local improvement would be \$9,364.12, the cost and expense to be assessed against the lots or parcels of real estate to be benefitted by such local improvement, in proportion to the probable benefit to be derived therefrom.
As these are original sidewalks and can only be ordered constructed by a formal resolution as a forced account under the provisions, Chapter 284, of the Commission's Ordinance, 1949, of the Commission's Ordinance, we recommend the adoption of the attached resolution.

Respectfully submitted,
NEAL CUTLIFF, Secretary.
By Councilman Rogell:
The Common Council of the City of Detroit deems it necessary to con-