

assessed portion of the contract only from special assessments levied for said purpose; or from the proceeds of the sale of special assessment bonds and that payment for City portion shall be paid from the street and alley intersection fund within the General Fund. Partial or periodic payments during the course of construction shall not be authorized unless such assessments have been collected or special assessment bonds sold and delivered; and be it further

Resolved, That in the preparation of the City Engineer's final cost statement for payment of the contract cost of new paving of streets and alleys, any deductions or additions to the original contract shall be adjusted in the City portion of the Contract, so that the original assessment roll previously confirmed and levied shall not be changed; Provided, That when such deduction or addition in the assessment portion exceeds one percent of the contract price thereof, this procedure must be approved by the Common Council.

Adopted as follows:

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

Department of Public Works

November 9, 1951.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of the Detroit Country Day School (No. 1720), requesting the vacation of certain alleys west of Washburn Avenue, between Clarita Avenue and Seven Mile Road. The vacation of the alleys, as requested, was approved by the City Plan Commission with the recommendation that the petitioners dedicate land for turn-around purposes to prevent the dead-ending of the remaining east-west alley. The petition was then referred to this office by your Committee of the Whole for investigation and report.

We wish to advise that our investigations are completed.

As per our directive, on November 6, 1951, the petitioners deposited with the Permit Division of the Department of Public Works, the sum of \$275.00, Receipt No. 30487, said amount being the estimated cost of stoning the turn-around and closing the vacated alleys.

The Sewer Design Division of this Department requested that a right-of-way be reserved in the north-south alley which is to be vacated, said right-of-way being necessary to permit the future construction and maintenance of a lateral sewer in order to provide an outlet for an existing overflow sewer located in the alley south of Clarita Avenue. The vacating

resolution provides for such right-of-way.

All other City departments and privately owned utility companies reported that they will be unaffected by the vacation of the alleys, or that they have reached satisfactory agreements with the petitioners regarding their installations therein.

We are in receipt of a Quit Claim deed to property to be used for alley turn-around purposes as per 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 it is attached hereto for your Honorable Body's acceptance.

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, 18 feet wide, in block west of Washburn Avenue, between Clarita Avenue and Seven Mile Road, as platted in Hopper's College Park Subdivision of part of N. E. ¼ of N. E. ¼ of Sec. 8, T. 1 S., R. 11 E., as recorded in Liber 47 of plats, Page 70, Wayne County Records, lying west of and adjoining the west line of lots 8 to 18, both inclusive, and west of and adjoining the west line of the south 13 feet of lot 7 of last mentioned subdivision; Also, the east 9 feet of the 18 feet north-south public alley above described, lying west of and adjoining the west line of the north 25 feet of lot 7 of Hopper's College Park Subdivision; Also, all that part of the east-west public alley, 20 feet wide, south of Seven Mile Road, and west of Washburn Avenue, as platted in John Marshall's College Park Subdivision of part of the N. E. ¼ of the N. E. ¼ of Sec. 8, T. 1 S., R. 11 E., as recorded in Liber 58 of plats, Page 20, Wayne County Records, lying south of and adjoining the south line of lot 2 of last mentioned subdivision; be and the same are hereby vacated as public alleys to become a part and parcel of the adjoining property subject to the following provisions:

1.) An easement or right-of-way is hereby excepted and reserved for the City of Detroit in and over the center 6 feet of the above described 18 foot north-south public alley for the purpose of constructing and maintaining a sewer.

2.) No buildings nor structures of any nature whatsoever shall be constructed over the said easement, unless prior approval thereof is obtained from the City Engineer and the Department of Buildings and Safety Engineering, and further

Resolved, That Warranty Deed of Thomas Lucas, a single man, to the City of Detroit, deeding the following described land for alley turn-around

purposes: "being that parcel of land determined by starting at that point where the center line of the present north-south alley intersects the southerly boundary of the east-west alley and proceeding 63 feet west on the northerly boundary line of Outlot A of John Marshall's College Park Subdivision of part of the Northeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 8, Township 1 South, Range 11 East, as recorded in Liber 58, Page 20 of Plats, Wayne County Records, said parcel to be 25 feet into Outlot A for the entire distance of 63 feet, forming a rectangular piece of ground 63 feet by 25 feet contiguous to and South of the existing alley bisecting John Marshall's College Park Subdivision at the northerly end thereof"; 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, Van Antwerp, and the President—9.

Nays—None.

Department of Public Works

November 9, 1951.

Honorable Common Council:

Gentlemen — Submitted herewith for confirmation are paving contracts entered into as authorized and directed by your formal proceedings dated below:

PW-1676W—Curtis, Shaftsbury to Sunderland, Thomas E. Currie Co., Authorized 7-17-51.

PW-1685(a)—Cathedral, Stahelin to Southfield, J. Porath & Son Co., Authorized 7-31-51.

PW-1696W—Putt, Ambet to Woodmont, Sachs & Kaufman, Authorized 9-25-51.

PW-1731W—Patton, Tireman to Belton, J. Porath & Son Co., Authorized 9-25-51.

PW-1732W—Ferrer, Pembroke to Fargo, Thomas E. Currie Co., Authorized 9-25-51.

PW-1734F — Whitcomb, McNichols to Outer Drive, Thomas E. Currie Co., Authorized 9-25-51.

PW-1736W — Edinborough, Cambridge to Vassar, Thomas E. Currie Co., Authorized 9-25-51.

PW-1737W—Tireman, Bralle to Stout, J. Porath & Son Co., Authorized 9-25-51.

PW-1738W — Ashton, Davison for 446 ft. S., Weir Contracting Co., Authorized 9-25-51.

PW-1739W—Pembroke, Ferguson to Asbury Park, A. J. Smith Contracting Co., Authorized 9-25-51.

PW-1740W — Bramell, Sawyer to Tireman, Weir Contracting Co., Authorized 9-25-51.

PW-1743W—Greydale, Outer Drive

to Fenkell, A. J. Smith Contracting Co., Authorized 9-25-51.

PW-1744P—Faust, Weaver to Plymouth, J. Porath & Son Co., Authorized 9-25-51.

PW-1746W—Rowe, Greiner for 285 ft. N., Denton Const. Co., Authorized 9-25-51.

PW-1747W — Woodbine, McNichols to Santa Maria, A. J. Smith Contracting Co., Authorized 9-25-51.

PW-1748P—Cambridge, Pinehurst to Ilene, Thomas E. Currie Co., Authorized 9-25-51.

PW-1749W—Moenart, Nevada to Stockton, A. J. Smith Contracting Co., Authorized 9-25-51.

PW-1750W—Annchester, 7 Mile to Cambridge, Thomas E. Currie Co., Authorized 9-25-51.

PW-1751W—Braille, Pilgrim to Puritan, A. J. Smith Contracting Co., Authorized 9-25-51.

PW-1752W—Patton, Cathedral to Westfield, J. Porath & Son Co., Authorized 9-25-51.

PW-1753W—Hoyt, Lappin to Pfent, Denton Const. Co., Authorized 10-9-51.

PW-1755W—Greydale, Vassar to St. Martins, A. J. Smith Contracting Co., Authorized 9-25-51.

PW-1756W—Waring, Peters to Gleason, Sachs & Kaufman, Authorized 9-25-51.

PW-1759P—Barbara 549 ft. W. of Lamphere, Weir Contracting Co., Authorized 10-9-51.

PW-1761P — Chatham, Schoolcraft to 401 ft. N., Weir Contracting Co., Authorized 9-25-51.

PW-1768P — Riverview, Dale to Schoolcraft, Weir Contracting Co., Authorized 9-25-51.

PW-1769P—Dale, Dale to Riverview, Weir Contracting Co., Authorized 9-25-51.

PW-1771W—Marlowe, Puritan to Florence, J. Porath & Son Co., Authorized 9-25-51.

PW-1773W — Albion, Sturgis to Manning, Denton Const. Co., Authorized 10-9-51.

PW-1782—Glendale, Greenfield 600 ft. W., Weir Contracting Co., Authorized 9-25-51.

Respectfully submitted,

CARL D. WARNER,

Commissioner.

By Councilman Smith:

Resolved, That contracts as listed in the foregoing communication be and the same are hereby confirmed.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Kronk, Oakman, Rogell, Smith, Van Antwerp, and the President—9.

Nays—None.

Reconsideration

Councilman Oakman moved to reconsider the vote by which the resolution was adopted.

Councilman Garlick moved to sus-