

Resolved, That the contract be and the same is hereby accepted.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Oakman, Rogell, Smith, and Van Antwerp—7.

Nays—None.

Reconsideration

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

Councilman Garlick moved to suspend Rule 23 for the purpose of indefinitely postponing the motion to reconsider, which motion prevailed as follows:

Yeas—Councilmen Beck, Connor, Garlick, Oakman, Rogell, Smith, and Van Antwerp—7.

Nays—None.

Councilman Van Antwerp then moved that the motion to reconsider be indefinitely postponed, which motion prevailed.

The regular order was resumed.

Parks and Recreation

June 3, 1952.

Honorable Common Council:

Gentlemen—Reference is made to certain property included in the Master Plan of Recreation, specifically a parcel of land including a house which is located on the south side of Seven Mile Road and the west side of the Rouge River also adjacent vacant lots 84 to 104 on Grayfield Avenue in the Glenbrook Subdivision as shown on the enclosed map.

The acquisition of this property has been approved primarily for flood control of the Rouge Valley and Parkway Development. Because of its topography and irregular shape it is unsuitable for development for a playground or playground. Also due to the fact that it is isolated, the continuity of the Parkway having been broken by the deletion of the area to the south along Grayfield Avenue, its value for parkway purposes has been virtually eliminated.

In view of these circumstances and because we have been advised by the Corporation Counsel that the city appraisal sets a valuation on the property which is approximately double the amount which we had estimated the site would cost, it is recommended that the Corporation Counsel be directed to discontinue the case for the acquisition of the property involved, which is filed in Recorder's Court as Case No. 2093.

Respectfully submitted,

J. J. CONSIDINE,

General Superintendent.

By Councilman Van Antwerp:

Resolved, That the Corporation Counsel be and he is hereby authorized and directed to discontinue the case No. 2093, in Recorder's Court, for the acquisition of property on the south side of Seven Mile Rd. and the west side of the Rouge River, in ac-

cordance with the foregoing communication of the Dept. of Parks and Recreation.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Oakman, Rogell, Smith, and Van Antwerp—7.

Nays—None.

Department of Public Works

June 3, 1952.

Honorable Common Council:

Gentlemen—The petitions of Jerome B. Levy, et al (No. 819), Nathan E. Allor, et al (No. 6554), U. Landroche, et al (No. 7677), Comfortbilt Homes, et al (No. 8085), Fred A. Kusch, et al (No. 8550), and Marvin K. Rosen, et al (No. 8748), requesting the conversions into easements of the 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 will be unaffected by the changes or that they have no objection to the conversion of the alleys into easements provided that proper provisions are incorporated into the vacating resolution protecting their interests in the installations located in the alleys.

We recommend the adoption of the attached resolution.

Respectfully submitted,

CARL D. WARNER,

Commissioner.

By Councilman Beck:

Resolved, That all of north-south public alley, 18 ft. wide, in block bounded by Whitcomb, Sussex, Pembroke and James Couzens Aves., as platted in San Bernardo Park Subn. No. 3 as recorded in Liber 55 of plats, Page 23, Wayne County Records, lying east of and adjoining the east line of lots 1246 to 1256, both inclusive, and west of and adjoining the west line of lots 1257 to 1263, both inclusive, of last mentioned subn., (Petition No. 819);

Also, all of north-south public alley, 18 ft. wide, in block bounded by Canyon, Chester and Moon Aves., as platted in Yorkshire Woods Subn. No. 5, as recorded in Liber 48 of plats, Page 79, Wayne County Records, lying west of and adjoining the west line of lots 1016 to 1019, both inclusive, and east of and adjoining the east line of lot 1021, of last mentioned subn., (Petition No. 6554);

Also, all of north-south public alley, 18 ft. wide, in block bounded by Ferguson, Asbury Park, Fargo and Trojan Aves., as platted in Madison Park Subdivision as recorded in Liber 53 of plats, Page 12, Wayne County

Records, lying east of and adjoining the east line of lots 478 to 492, both inclusive, and west of and adjoining the west line of lots 528 to 542, both inclusive, of last mentioned subn., (Petition No. 7677);

Also, all of north-south public alleys, 18 ft. wide, in blocks bounded by Rutland, Clayburn, Majestic and Tireman Aves., as platted in West Warren Park Subn. as recorded in Liber 50 of plats, Page 6, Wayne County Records, lying west of and adjoining the west line of lots 736 to 777, both inclusive, and east of and adjoining the east line of lots 827 to 868, both inclusive, of last mentioned subn., (Petition No. 8085);

Also, all of north-south public alley, 18 ft. wide, in block bounded by Harvard, Cadieux, Rosewood and Wallingford Aves., as platted in Arthur J. Scully's Vogt Farm Subn. as recorded in Liber 50 of plats, Page 94, Wayne County Records, lying east of and adjoining the east line of lots 284 to 304, both inclusive, and west of and adjoining the west line of lots 345 to 365, both inclusive, of last mentioned subn., (Petition No. 8550);

Also, all of north-south public alley, 16 ft. wide, in block bounded by Cheyenne, Ward, St. Martins and Pembroke Aves., as platted in Greenwich Park Subn. as recorded in Liber 41 of plats, Page 28, Wayne County Records, lying east of and adjoining the east line of lots 544 to 555, both inclusive, and west of and adjoining the west line of lots 562 to 573, both inclusive, of last mentioned subn.. Also, all of east-west public alley, 16 ft. wide, south of Pembroke Ave., between Cheyenne and Ward Aves., as platted in Greenwich Park Subn., heretofore mentioned, lying north of and adjoining the north line of lots 555 and 562, north of and adjoining the north line of the 16 ft. north-south alley hereinabove described, and south of and adjoining the south line of lots 556 to 561, both inclusive, of last mentioned subn., (Petition No. 8748);

Be and the same are vacated as public alleys and are hereby converted into public easements of the full width of the alleys, which easements shall be subject to the following covenants, agreements, 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 and 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 easements, unless permission therefore is obtained from the City Engineer;

Third, That if at any time in the future the owners of any lots abutting on said vacated alleys 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 incident to such removal and/or relocation, unless such charges are waived by the utility owners.

Adopted as follows:

Yeas—Councilmen Beck, Connor, Garlick, Oakman, Rogell, Smith, and Van Antwerp—7.

Nays—None.

Department of Public Works

June 6, 1952.

Honorable Common Council:

Gentlemen—This is to certify in accordance with Article 6 of the Contract Agreement of the following Contracts that work provided for in said Contracts for concrete pavements has been given final inspection and found fully performed and the Contractor has submitted an affidavit that all payrolls, material bills, and other indebtedness connected with the work have been paid:

PW-1713—Rosemont, Weaver to Plymouth, Weir Contracting Co., \$27,046.85.

PW-1761—Chatham, Schoolcraft to 402 ft. N. of Schoolcraft, Weir Contracting Co., \$7,490.35.

PW-1759—Barbara, Lamphere to 550 ft. W. of Lamphere, Weir Contracting Co., \$8,036.30.

PW-1764—Kendall, Bramell to Lamphere, Weir Contracting Co., \$15,078.25.

PW-1763 — Kane, Bramell to Lamphere, Weir Contracting Co., \$16,862.55.

As the work provided for in these Contracts has been completed they are accepted by the Commissioner of Public Works and he does recommend that they be accepted by your Honorable Body and that full payment of the above stated sums, as indicated in Estimates No. 2 (Final) be made at this time with the understanding that such payment is made by the City and accepted by the Contractor under the terms of final payment.

FLOYD C. MORSE,
Engineer of Tests and Inspection.
M. F. WAGNITZ,
Asst. City Engineer.
CARL D. WARNER,
Commissioner.