

cated 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 a building is to be constructed over said sewers, the sewers shall be replaced with cast iron pipe of the same size, rerouted or encased in 6 inches of Class A concrete, or in lieu of the above, such work shall be done as will be specified by the City Engineer, all of the work mentioned to be done under the supervision and inspection of the Department of Public Works and all costs entailed to be borne by the petitioners, their successors, or assigns; and further

3) Provided, That no buildings shall be constructed over said sewers without the prior approval of such building construction by the City Engineer and the Department of Buildings and Safety Engineering; and further

4) Provided, In the event that the sewer located in said alley, if built upon, shall break causing damage to any construction above, the petitioners and their assigns, by acceptance of the permit for building over said sewer, waive all claims for damages to such construction and agree to pay all costs incident to the repair of such broken sewer.

Adopted as follows:

Yeas—Councilmen Connor, Garlick, Kronk, Youngblood, and President Pro Tem Smith—5.

Nays—None.

#### Department of Public Works

November 25, 1953.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of Calumet and Hecla, Inc. (No. 6700), requesting the vacation of a portion of Bank Street, west of Springwells Avenue, and the alley turn-around north of Bank Street and east of Springwells. The vacation of said portion of street and alley was approved by the City Plan Commission in its communication to your Honorable Body of October 9, 1953.

We wish to advise that our investigations are completed.

As per our directive, on November 25, 1953, the petitioner deposited into the City Treasury the sum of \$500.00, Receipt No. 25867, credited to Department of Water Supply Fund Code No. 601-9300-0-9290-608, said amount being the estimated cost of installing 4-inch valve and box west of vacated Bank St., in connection with the abandonment of a main.

In reply to our inquiries, all other City Departments and privately owned utility companies reported that they will be unaffected by the vacation of said alley and street or that they have

reached satisfactory agreements with the petitioner regarding their installations therein.

We recommend the adoption of the attached resolution.

Respectfully submitted,

CARL D. WARNER, Commissioner.

By Councilman Kronk:

Resolved, That all that part of Bank Street, 50 ft. wide, east of Springwells Avenue, as platted in plat of Subdivision of lot 17 of a part of Private Claim 718 lying north of the Wabash Railroad's right-of-way, as recorded in Liber 12, Page 21 of plats, Wayne County Records, lying south of and adjoining the south line of lot 12 and north of and adjoining the north line of lot 13 of last mentioned subdivision; Also, all that part of east-west public alley and turn-around east of Springwells Avenue, between Bank Street and Pershing Avenue, said alley being platted in plat of subdivision of lot 17 of a part of Private Claim 718 lying north of the Wabash Railroad's right-of-way, as recorded in Liber 12, Page 21 of plats, Wayne County Records, lying south of and adjoining the south line of lot 1 and said turn-around being in fact the south 20 ft. of lot 1 of last mentioned subdivision, be and the same are hereby vacated as public street and alley to become part and parcel of the adjoining property.

Adopted as follows:

Yeas—Councilmen Connor, Garlick, Kronk, Youngblood, and President Pro Tem Smith—5.

Nays—None.

#### Department of Public Works

November 17, 1953.

Honorable Common Council:

Re: Sidewalk Construction Complaint Notice No. 143069, Lot No. 7, North side E. Outer Drive, Side on Concord.

Gentlemen—On November 29, 1950 this Department billed the Holy Ghost Uhro-Russian Pravoslavny Greek Catholic Congregation for sidewalk repairs made adjacent to the above-mentioned property. The church paid the bill on December 5, 1950.

A later check of the parish records showed that the church did not own this property and had therefore been incorrectly billed for the work. We have checked our sources of information and have found that this statement is correct.

We therefore recommend the adoption of the following resolution.

Respectfully submitted,

NEAL CUTLIFF, Secretary.

By Councilman Youngblood:

Resolved, That the Department of Public Works be and hereby is authorized to issue a voucher in the amount of \$166.63 upon surrender of Receipt