

June 29

## Corporation Counsel

June 21, 1954.

Honorable Common Council:  
 Re: Petition to Vacate Public Alley,  
 etc., Wayne Circuit Court No.  
 276,538.

Gentlemen—This is to inform your Honorable Body that on June 14, 1954, an order was signed by the Honorable Joseph A. Moynihan, Wayne Circuit Judge, vacating alley located in the City of Detroit, and bounded by the following streets or avenues: Lahser, Burgess, Thatcher and Glenco Avenues (C.C. Petn. No. 7678).

The order provides that a public easement for public utility purposes be retained in the lands formerly comprising the alley.

We submit herewith for your consideration a resolution directing the City Clerk to record the attached true copy of the order with the Wayne County Register of Deeds, pursuant to the order of the Court.

Respectfully submitted,

ROBERT REESE,

Assistant Corporation Counsel.

By Councilman Smith:

Resolved, That the City Clerk be, and he is hereby directed to record the attached Order within 30 days of the date thereof, vacating public alley located in the City of Detroit, and bounded by: Lahser, Burgess, Thatcher and Glenco Avenues, and converting the same to public easement for public utility purposes, in accordance with the foregoing communication from the Corporation Counsel.

Approved as to Form:

P. T. DWYER, Corporation Counsel.

Adopted as follows:

Yeas—Councilmen Connor, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—7.

Nays—None.

## Corporation Counsel

June 23, 1954.

Honorable Common Council:

Gentlemen—Attached hereto please find Quit Claim Deed from Thomas Haw and Irene Spoutz, covering property deeded to the City of Detroit for street purposes, needed for the widening of Faust Avenue between Outer Drive and McNichols Road, as ordered by your Honorable Body on April 3, 1951, (J.C.C. Page 689). We recommend that the same be accepted and the City Controller be authorized to record same.

Respectfully submitted,

E. A. WALINSKE, Director,  
 Bureau of Real Estate.

By Councilman Van Antwerp:

Resolved, That Quit Claim Deed from Thomas Haw and Irene Spoutz to the City of Detroit covering property dedicated for street purposes, and described as:

All that part of the Southeast  $\frac{1}{4}$  of Section 11, Town 1 South, Range 10 East, City of Detroit, Wayne County, Michigan, described as follows: Beginning at a point in the east line of Brookline No. 5, a subdivision of the West  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of Section 11, Town 1 South, Range 10 East, as recorded in Liber 44 of Plats, Page 31, Wayne County Records; said point being distant North 0 degrees 17 minutes East, 101.61 feet from the northeast corner of Lot 2023 of last mentioned subdivision; thence along a line South 89 degrees 45 minutes East, 29.24 feet to a point; thence on a curve to the right, radius of said curve being 110 feet and chord bearing South 25 degrees 21 minutes 22 seconds West, 68.98 feet, a distance on the arc of 70.16 feet to a point in the east line of said Brookline No. 5 Subdivision; thence along the east line of Brookline No. 5 Subdivision, North 0 degrees 17 minutes East, 62.48 feet to place of beginning.

be, and the same is hereby accepted, and the City Controller is directed to record said deed in the office of the Register of Deeds for Wayne County.

Approved:

PAUL T. DWYER,

Corporation Counsel.

Adopted as follows:

Yeas—Councilmen Connor, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—7.

Nays—None.

## Corporation Counsel

June 22, 1954.

Honorable Common Council:

Re: Alice M. Esslin & Antoine Louis Esslin, 17530 Bentler, (Claim No. 15240—Petition No. 8139).

Gentlemen—On November 29, 1953 the above named Alice M. Esslin was injured on the sidewalk a short distance north of McNichols Road on Bentler Avenue. Investigation revealed that the sidewalk was broken down to a depth of approximately three inches and that the defect covered practically one whole flag of the walk. Further investigation showed that there is every reason to believe that this defect was caused by the contractor who was building a group of buildings at this location and that his trucks in going over the sidewalk had broken this flag or that the excavation contractor who put in the sewer lines had broken this walk for the purpose of bringing in a sewer line from the Bentler Avenue sewer into the property and that the subsequent settling had caused this defect to develop. We are endeavoring to get the true facts in this matter so that we will be in a position to