

Corporation Counsel
 March 2, 1955

Honorable Common Council:
 Gentlemen—Re: In the matter of vacation of public alleys, etc. Wayne Circuit Court Nos. 279,713; 279,714; 279,715.

This is to inform your Honorable Body that on March 1, 1955, Orders were entered in the above cases by Hon. Frank B. Ferguson, Circuit Judge, vacating the following alleys located in the City of Detroit and bounded by:

- (1) Brace, Greenview, Dover and Cathedral Avenues (Common Council Petition 248).
- (2) Alstead, Rockcastle, Canyon Avenues and Moross Road (Common Council Petition 340).
- (3) Birwood, Griggs, Margareta and Clarita Avenues (Common Council Petition 1393).

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

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

Very truly yours,
ROBERT REESE,
 Asst. Corp. Counsel.

By Councilman Smith:
 Resolved, That the City Clerk be and he is hereby directed to record the attached Orders within 30 days of the date hereof, vacating the public alleys located in the City of Detroit and bounded by:

- (1) Brace, Greenview, Dover and Cathedral Avenues.
- (2) Alstead, Rockcastle, Canyon Avenues and Moross Road.
- (3) Birwood, Griggs, Margareta and Clarita Avenues, and converting same to public easements for public utility purposes, in accordance with the foregoing communication from the Corporation Counsel.

Approved:
VANCE G. INGALLS,
 Acting Corp. Counsel.

Adopted as follows:
 Yeas — Councilmen Beck, Connor, Lincoln, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Mirani—9.
 Nays—None.

Corporation Counsel
 March 2, 1955

Honorable Common Council:
 Gentlemen—We are enclosing herewith resolution for the proration of taxes.

In the matter of acquisition of land for riverfront drive and other municipal public purposes, located on East

Clairpointe between Essex and Avondale Avenues.

Recorder's Court File No. 2233.
 Respectfully submitted,

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

By Councilman Van Antwerp:
 Whereas, The City of Detroit acquired title and right of possession to the property involved in condemnation proceedings known as:

In the matter of acquisition of land for riverfront drive and other municipal public purposes, located on East Clairpointe between Essex and Avondale Avenues on March 2, 1955, when the funds were posted for the payment of the award; and

Whereas, Act. No. 24 of the Public Acts of 1947 provides that the unit of government that is the petitioner in the condemnation proceeding, pay the taxes and special assessments on property that is acquired after the date the assessment roll is required to be completed and before the tax is due and payable; and

Whereas, Section 35, Chapter IV, Title VI of the Charter of the City of Detroit authorized the adoption of a resolution to provide for the payment by the City of general taxes on a pro-rata basis upon properties acquired during the fiscal year of acquisition; Now, Therefore, Be It

Resolved, That the City Treasurer be and he is hereby authorized to deduct from the payment of said award, all taxes and special assessments levied upon the property acquired therein, including State, County and taxes levied by the City of Detroit for the fiscal year beginning July 1, 1954 and ending June 30, 1955, shall be deducted for that proportion represented by that part of the fiscal year beginning July 1, 1954 and ending March 2, 1955; And Be It Further

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant in favor of the City Treasurer for that proportion of the taxes levied by the City of Detroit upon the properties involved in said proceedings, represented by the remaining portion of the fiscal year from March 3, 1955 to June 30, 1955; and in the event that the property owners have paid the City taxes for said portion of the year, the City Treasurer be and is hereby authorized and directed to refund the same to the property owners, excluding therefrom any interest that may have been paid by the taxpayer upon said current tax; And Be It Further

Resolved, That the City Assessor furnish the City Treasurer with a statement showing the last assessed valuation of the condemned property