

As per our directive, the petitioner issued a purchase order (No. 75548), in the estimated amount of \$2,000.00 in favor of the Department of Public Works to cover costs of removing alley returns, constructing new curbing and sidewalks necessitated by the vacation of said alleys.

On April 25, 1955, the petitioner paid into the City Treasury the sum of \$105.37, Receipt No. B-41212, credited to Public Works Maintenance Fund Code No. 143-6221-1, to reimburse the City for the original cost of paving the south $\frac{1}{2}$ of Brainard Street and the north $\frac{1}{2}$ of Stimson Avenue at the intersections of the alleys to be vacated.

A proper provision is incorporated into the vacating resolution protecting the City's interests in the sewers located in the alleys to be vacated.

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 alleys or that they have reached satisfactory agreements with the petitioner regarding their installations therein.

We recommend the adoption of the attached resolution.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councilman Rogell:

Resolved, That all of the east-west public alley 20 feet wide, lying east of the John C. Lodge Expressway, between Stimson and Brainard Avenues, as platted in the Subdivision of Lots 2, 3, and 4 of the Subdivision of the Rear of Forsyth Farm Connors Estate, as recorded in Liber 1, Page 219 of Plats, Wayne County Records, lying south of and adjoining the south line of Lots 31 to 35, both inclusive, and north of and adjoining the north line of Lots 36 to 40, both inclusive, of the above-mentioned subdivision.

Also, all of the north-south public alley 12.5 feet wide, lying west of Fourth Avenue, between Stimson and Brainard Avenues, as platted in the Plan of the Subdivision of Part of the Jones Farm North of Grand River Avenue, Detroit, Wayne County, Michigan, as recorded in Liber 6, Page 7 of Plats, Wayne County Records, lying west of and adjoining the west line of lots 1 to 8, both inclusive, and west of and adjoining the west line of the north 14.85 feet of Lot 9 of the above-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) Provided, That by reason of the vacation of the above-described alleys the City of Detroit does not waive any rights to the sewers located therein and at all times shall have the right to enter upon the

premises, if found necessary, on account of said sewers 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, re-routed 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 even that the sewers located in said alley, if built upon, shall break causing damage to any construction above, the petitioners and its assigns, by acceptance of the permit for building over said sewers, 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, Lincoln, Rogell, Smith, Wise, Youngblood, and President Pro Tem Van Antwerp—7.

Nays—None.

Department of Public Works

April 25, 1955.

Honorable Common Council:

Gentlemen—We are returning herewith the petitions of Gratius P. Grech, No. 3874, William W. Boone and Sidney Dworkin, No. 1261, requesting the vacation of a parcel of street right-of-way located on Temple Avenue east of the intersection of Vermont Avenue. The vacation of said portion of street was approved by the City Plan Commission and the petitions were 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 April 25, 1955, the petitioners paid into the City Treasury the sum of \$377.93, Receipt No. B-41213, credited to Public Works Maintenance Fund Code No. 143-6221-1 to reimburse the City of Detroit for the original cost of paving the east one-half of Vermont Avenue and the south one-half of Temple Avenue at the intersection of the area to be vacated.

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 portion of street or that they have reached satisfactory

agreements with the petitioners regarding their installations therein.

We recommend the adoption of the attached resolution.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councilman Rogell:

Resolved, That the south 12.5 feet of Temple Avenue 62.5 feet wide as now established, between the east line of Vermont Avenue 50 feet wide and the west line of the 15 foot north-south public alley first east of Vermont Avenue, lying north of and adjoining the north line of the west 92.5 feet of Lot 146 of Plat of Larned Subdivision on the Lafferty Farm, as recorded in Liber 60, Page 2 and 3 of Deeds, Wayne County Records, be and the same is hereby vacated as a public street to become a part and parcel of the adjoining property.

Adopted as follows:

Yeas—Councilmen Connor, Lincoln, Rogell, Smith, Wise, Youngblood, and President Pro Tem Van Antwerp—7.

Nays—None.

Department of Public Works

April 26, 1955.

Honorable Common Council:

Gentlemen—Your Committee of the Whole referred to this office for investigation and report petitions requesting the conversion into easements of the alleys described in the attached resolution.

The conversion of the 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,
GLENN C. RICHARDS,
Commissioner.

By Councilman Rogell:

Resolved, That all of the north-south public alley 20 feet wide in block bounded by Five Points, Salem, Bennett and Curtis Avenues, the southerly portion of which was platted in D. W. Clark Subdivision, as recorded in Liber 61, Page 14 of Plats, Wayne County Records, lying east of and adjoining the east line of Lots 1 to 17 both inclusive of the above-mentioned subdivision, and the northerly portion of which was deeded for alley purposes, said deed having

been accepted by the Common Council on July 12, 1927, and which northerly portion is more particularly described as: "All that part of the S.E. $\frac{1}{4}$, Section 8, T. 1 S., R. 10 E., described as follows: Beginning at the northeasterly corner of Lot 1 of D. W. Clark's Subdivision of part of the S. $\frac{1}{2}$ of Section 8, T. 1 S., R. 10 E., as recorded in Liber 61, Page 14 of Plats, Wayne County Records; thence along a line N. 89d 36m W., 20.00 feet to a point on the westerly line of Mortenson's Grand River Subdivision of Part of S. $\frac{1}{2}$ of Section 8, T. 1 S., R. 10 E., as recorded in Liber 39, Page 1 of Plats, Wayne County Records; thence along said line N. 00d 08m 14s E., 450.17 feet to the northwesterly corner of Lot 92 of last mentioned subdivision; being also a point on the southerly line of Curtis Avenue, 60 feet wide, thence along said line S. 89d 31m W., 20.00 feet to a point; thence along a line S. 00d 08m 14s W., 450.15 feet to the place of beginning." (Earl Bliss, 8233);

Also, all of the east-west public alley 20 feet wide north of Puritan Avenue, between Dale and Riverview Avenues, as platted in McCready $5\frac{1}{2}$ Mile Road-Tele-Rouge Subdivision, as recorded in Liber 58, Page 58 of Plats, Wayne County Records, lying north of and adjoining the north line of Lots 85 to 87 both inclusive, and south of and adjoining the south line of Lot 88 of the last mentioned subdivision, (Eleanor Sizer, 3135);

Also, all that part of north-south public alley 20 feet wide south of Outer Drive, between Hubbell and Strathmoor Avenues, as platted in Marygrove Outer Drive Park Subdivision, as recorded in Liber 55, Page 58 of Plats, Wayne County Records, lying east of and adjoining the east line of Lots 54 to 57 both inclusive, east of and adjoining the east line of the north 12.05 feet of Lot 58, and west of and adjoining the west line of the south 100 feet of Lot 134 of the last mentioned subdivision, (Joseph E. Murphy, 1900);

Also, the south 150 feet of north-south public alley 20 feet wide, north of Santa Maria Avenue, between Five Points and Salem Avenue, which alley was deeded to the City of Detroit, said deed having been accepted by the Common Council, May 27, 1930, and which alley is in fact "All that part of the S.E. $\frac{1}{4}$ of Section 8, T. 1 S., R. 10 E., described as follows: Beginning at the northwesterly corner of lot 76 of Mortenson's Grand River Subdivision of part of the S. $\frac{1}{2}$ of Section 8, T. 1 S., R. 10 E., as recorded in Liber 39, Page 1 of Plats, Wayne County Records, thence along the westerly line of said subdivision S. 00d 10m 10s W., 400.00 feet to the