

and on file in the office of City Clerk and be it further

Resolved, That the proper journal entries be prepared by the City Controller.

Adopted as follows:

Yeas—Councilmen Lincoln, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Pro Tem Beck—7.
Nays—None.

Corporation Counsel

February 9, 1955.

Re: Claim 15267, Rose E. Hackett, 4251 Clements.

Honorable Common Council:

Gentlemen—The above claimant has filed a claim against the City of Detroit for alleged injuries, which occurred to her as the result of falling over a defective sidewalk at the southeast corner of Waverly and Livernois on December 15, 1953.

On January 26, 1955 this claim was forwarded to the Common Council with the recommendation of "Amount too high—deny." At that time claimant had asked for \$350.00 in settlement of her claim — also showing \$88.90 as out of pocket expense.

From the facts shown by our investigation we are impressed with the fact that this claim is meritorious. Settlement has been discussed with claimant and she has agreed to accept \$88.90 in full settlement of her claim. We feel that the acceptance of this offer is in the interests of the City of Detroit and so recommend.

Respectfully submitted,

L. E. LaJOIE,
Asst. Corp. Counsel.

Approved:

P. T. DWYER, Corporation Counsel.

By Councilman Lincoln:

Resolved, that the City Controller be and he is hereby authorized and directed to draw his warrant upon the proper fund in favor of Rose E. Hackett in the sum of \$88.90 in full settlement of any and all claims which she may have against the City of Detroit by reason of personal injuries sustained due to a fall on a defective sidewalk at the southeast corner of Waverly and Livernois on December 15, 1953, and that said amount be paid upon presentation of release approved by the Corporation Counsel.

Adopted as follows:

Yeas—Councilmen Lincoln, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Pro Tem Beck—7.
Nays—None.

Corporation Counsel

February 9, 1955.

Honorable Common Council:

Gentlemen—This office has been renting two vacant lots acquired through the so-called Scavenger Act to Doyl Esters, 1010 Plum Street, on a month-to-month basis. The tenant

has requested a lease so that he can justify expense entailed in conditioning the property.

We recommend a lease be granted for property described as: Lot 6, except the rear West one-half of the South one-half, and Lot 7, except the North ten (10) feet, Crane & Wesson's Section of the Forsyth Farm; subject to the following terms:

1. Rent of \$20.00 per month for a period of one year beginning April 1, 1955 and ending March 31, 1956, subject to renewal from year to year upon written request thirty (30) days prior to expiration date.

2. Subject to cancellation upon thirty (30) days' written notice if property is required for public purposes or released for sale, or upon such notice by Lessee.

3. Premises to be used for commercial parking purposes only, in accordance with all codes governing such use.

4. All grading and curb cuts to be at Lessee's expense.

5. City of Detroit to be held free from all claims of damages arising in or out of use of the premises.

6. Subject to all other conditions of a standard form lease not conflicting with the above terms.

Respectfully submitted,

E. A. WALINSKE,

Director Bureau of Real Estate.

Approved:

PAUL T. DWYER, Corp. Counsel.

By Councilman Rogell:

Resolved, That the City Controller be and he is hereby authorized and directed to enter into a lease with Doyl Esters covering the property described and under the terms and conditions outlined in the foregoing communication.

Adopted as follows:

Yeas—Councilmen Lincoln, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Pro Tem Beck—7.
Nays—None.

Corporation Counsel

February 10, 1955.

Honorable Common Council:

In the matter of vacation of public alley, etc. Wayne Circuit Court No. 279,250.

Gentlemen—This is to inform your Honorable Body that on February 8, 1955, an Order was signed by Hon. Robert M. Toms, Circuit Judge, vacating the alley located in the City of Detroit, and bounded by Patton, Fielding, Orangelawn and Elmira Avenues. Common Council Petition 1207.

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,
Asst. Corp. 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 hereof, vacating the public alley located in the City of Detroit and bounded by Patton, Fielding, Orangelawn and Elmira Avenues, and converting same to a public easement for public utility purposes, in accordance with the foregoing communication from the Corporation Counsel.

Approved:

PAUL T. DWYER, Corp. Counsel.

Adopted as follows:

Yeas—Councilmen Lincoln, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Pro Tem Beck—7.
Nays—None.

Corporation Counsel

February 11, 1955.

Honorable Common Council:

Gentlemen—On November 9, 1954, your Honorable Body adopted a resolution (J.C.C. pages 2638-9) directing and authorizing the City Controller to honor voucher when presented, in the amount of \$16,400.00, to St. Vincent and Sarah Fisher Home for Children, of Farmington, Michigan, a Michigan corporation, upon receipt of warranty deed for the portion of McDougall Shelter property released for sale by Common Council resolution May 11, 1954 (J.C.C. page 1195).

We beg to advise your Honorable Body that the transaction has been completed and the warranty deed dated December 31, 1954, was recorded on February 8, 1955, in the office of the Register of Deeds, Wayne County, Michigan.

We find the deed to be in order, having been approved by City Engineer as to description, and Corporation Counsel as to form and execution, and recommend its acceptance.

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

Approved:

PAUL T. DWYER, Corp. Counsel.

By Councilman Smith:

Resolved, That warranty deed of St. Vincent and Sarah Fisher Home for Children, a Michigan corporation, to the City of Detroit, covering property described as "Lots 13, 14 and 15, block 15, Joseph Campau Farm, and all that part of O L 4, McDougall Farm, so-called, P C's 9 and 454, lying west of McDougall Ave. between the extended south line of the 20 ft. east-west alley north of Larned St. and

the north line of Larned St., 60 ft. wide, described as follows:

Beginning at the southeast corner of lot 15 of Subdivision of Block 15, Joseph Campau Farm, P C 609, as recorded in Liber 1, page 266, of Plats, Wayne County Records; thence along the east line of said lot 15, N. 25 deg. 59 min. 45 sec. W., 120.815 ft. to a point in the northeast corner of said lot 15; thence along the extended north line of said lot 15, N. 59 deg. 52 min. E. 10.735 ft. to a point; thence along a line S. 31 deg. 11 min. 29 sec. E., 120.52 ft. to a point in the north line of Larned St.; thence along the north line of Larned St., S. 59 deg. 52 min. W., 21.69 ft. to the place of beginning. This property is situated on the north side of E. Larned St. between Jos. Campau and McDougall Aves., being approximately 101 x 120 ft."

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.

Adopted as follows:

Yeas—Councilmen Lincoln, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Pro Tem Beck—7.
Nays—None.

Corporation Counsel

February 15, 1955.

Honorable Common Council:

Gentlemen — We recommend the adoption of the following resolution in order to pay employees of the City of Detroit injured in the course of their employment, Workmen's Compensation as provided by law.

Respectfully submitted,
WILLIAM J. KENT,
Asst. Corp. Counsel.

Approved:

PAUL T. DWYER, Corp. Counsel.

By Councilman Van Antwerp:

Resolved, That the Controller be and he is hereby instructed to draw his warrant upon the proper fund in favor of:

Philip Henderson, Department of Public Works, at the rate of \$32.00 per week.

Nicholas Petrello, Department of Health, at the rate of \$32.00 per week.

Adopted as follows:

Yeas—Councilmen Lincoln, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Pro Tem Beck—7.
Nays—None.

Reconsideration

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

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