

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 sewers located in said alleys, 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 sewers, waive all claims for damages to such construction and agree to pay all costs incident to the repair of such broken sewers.

Adopted as follows:

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

Nays—None.

Department of Public Works

July 12, 1955.

Honorable Common Council:

Gentlemen—Your Committee of the Whole referred to this office for investigation and report the petition of Huntington Gardens Corp., et al, (No. 4999), requesting the vacation of Lumpkin Avenue, south of Eight Mile Road. The vacation of said street was approved by the City Plan Commission in its communication to your Honorable Body of June 9, 1955.

We wish to advise that our investigations are completed.

As per our directive on July 12, 1955, the petitioners deposited into the City Treasury the sum of \$8,500.00, Receipt No. C-890, credited to the Department of Water Supply Fund Code No. 601-9300-0-6290-908, said amount being the estimated cost of abandoning the existing 6-inch water main in Lumpkin Avenue to be vacated and to construct a new 8-inch water main necessitated by the vacation of said street.

All other City departments and privately owned utility companies reported that they will be unaffected by the vacation of said street.

We recommend the adoption of the attached resolution.

Respectfully submitted,

GLENN C. RICHARDS,
Commissioner.

By Councilman Connor:

Resolved, That all that part of Lumpkin Avenue 75 feet wide, south of Eight Mile Road as platted in Fox and O'Connor's Subdivision of the North 32.50 Acres of the N. W. ¼ of Section 6, lying East of Conant Road, Hamtramck Township, Wayne County, Michigan, as recorded in Liber 35, Page 47 of Plats, Wayne County Records, lying west of and adjoining the

west line of lots 251 to 260 both inclusive, west of and adjoining both inclusive of the south 15.91 feet of the west west of and adjoining the west line of the north 9.98 feet of lot 261, east of and adjoining the east line of lots 265 to 274 both inclusive, east of and adjoining the east line of the south 16.14 feet of lot 275, and east of and adjoining the east line of the north 9.98 feet of lot 264, all of the above mentioned subdivision, 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, Rogell, Smith, Van Antwerp, Wise, Youngblood, and President Miriani—7.

Nays—None.

Reconsideration

Councilman Connor 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:

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

Nays—None.

Councilman Van Antwerp then moved that the motion to reconsider be indefinitely postponed, which motion prevailed.

The regular order was resumed.

Department of Public Works

July 11, 1955.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of the Snyder Tool and Engineering Company (No. 4653), requesting the vacation of a portion of east-west public alley west of Leib Street, between Fort and Lafayette Avenues. The vacation of said portion of alley was approved by the City Plan Commission with the recommendation that the petitioner deed sufficient land for a new alley outlet into Fort Street and Lafayette Avenue, 26 feet in width, to serve the remaining portion of the public alley. The petition was then 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 July 11, 1955, the petitioner paid into the City Treasury the sum of \$196.36, Receipt No. C-605, credited to Public Works Maintenance Fund Code No. 143-6221-1, to reimburse the City for the original cost of paving the west one-half of Leib Street at the intersection of the alley to be vacated.

The petitioner also deposited with the Permit Division of the Department of Public Works, the sum of