

Resolved, That the Real Estate Bureau, Corporation Counsel's Office, ascertain the amount of taxes due and payable and furnish same to the Controller; and be it further

Resolved, That the Controller be and he is hereby authorized to draw his warrant in favor of the proper tax collection for said taxes, when due and payable.

Approved:

P. T. DWYER, Corp. Counsel.

Adopted as follows:

Yeas — Councilmen Beck, Connor, Lincoln, Rogell, Van Antwerp, Wise, Youngblood, and President Miriani—8.

Nays—None.

Corporation Counsel

March 26, 1956.

Honorable Common Council:

Gentlemen—This is to inform your Honorable Body that on March 25, 1957, an Order was entered in Case No. 289-983, Wayne Circuit Court (Common Council Petition 11215), by Hon. Robert M. Toms, Circuit Judge vacating the alley located in Obenauer Laing Co's. Du Nord Park Subdivision, and bounded by Whitehill, Lansdowne, Yorkshire and Grayton Avenues.

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

We submit herewith a resolution directing the City Clerk to record the attached true copy of the Order with the Wayne County Register of Deeds.

Respectfully submitted,
ALFRED SAWAYA,
Assistant Corporation Counsel.

By Councilman Rogell:

Resolved, That the City Clerk be and is hereby directed to record the Order vacating public alley, in the office of the Wayne County Register of Deeds, within 30 days from the date hereof, in accordance with the foregoing communication from the Corporation Counsel.

Approved:

PAUL T. DWYER,
Corporation Counsel.

Adopted as follows:

Yeas — Councilmen Beck, Connor, Lincoln, Rogell, Van Antwerp, Wise, Youngblood, and President Miriani—8.

Nays—None.

Corporation Counsel

March 25, 1957.

Honorable Common Council:

Gentlemen — Gertrude Gordon, of 18619 Washburn was injured on January 29, 1953, by reason of a defective condition of the sidewalk on the south side of Margareta Avenue, between Wyoming and Washburn, and it was alleged that the defect was in excess of 2 inches deep.

On December 17, 1954, the matter was referred to your Honorable Body with the recommendation of "deny-no liability" and was based on our investigation which indicated that the defect was not culpable, and for the further reason that the injured party was guilty of contributory negligence.

Subsequently, suit was started in the Wayne Circuit Court and came on for trial on March 22, 1957; at which time, a discussion was had as to settlement of the claim of Gertrude Gordon as well as the claim of Sam Gordon, who had filed a claim and action for his costs in caring for his injured wife which was placed at \$4,395.00. After some discussion on this point, the plaintiff agreed to settle for the sum of \$400 for both cases.

In view of the factual evidence involved, we believe that the acceptance of this offer of settlement is in the interest of the City of Detroit; and we recommend such acceptance and request your Honorable Body to direct the City Controller to draw a voucher in favor of Gertrude Gordon, Sam Gordon, and Herbert Pevos, attorney for the said plaintiffs, to be delivered upon receipt of proper releases and satisfactory to this office.

Respectfully submitted

LEO E. LAJOIE,
Assistant Corporation Counsel.

By Councilman Rogell:

Resolved, That the City Controller be, and he is, hereby authorized and directed to draw his warrant upon the proper fund in favor of Gertrude Gordon, Sam Gordon, and Herbert Pevos, attorney for the plaintiffs, the sum of \$400.00 in full settlement of any and all claims which they may have against the City of Detroit for damages or personal injuries sustained by Gertrude Gordon on January 29, 1953, by reason of an alleged defect in the sidewalk on the south side of Margareta Avenue between Wyoming and Washburn; and that said amount be paid upon presentation of proper releases approved by the Office of Corporation Counsel, as well as Stipulation and Order of Discontinuance of Wayne Circuit Court Cases No. 279,842 and No. 279-843.

Approved:

PAUL T. DWYER,
Corporation Counsel.

Adopted as follows:

Yeas — Councilmen Beck, Connor, Lincoln, Rogell, Van Antwerp, Wise, Youngblood, and President Miriani—8.

Nays—None.

Corporation Counsel

March 25, 1957.

Honorable Common Council:

Gentlemen — Sigred Brown, 18134