

crued interest to 12-24-59 \$630.08,
Cost \$55,168.21.

Capital Gifts Fund—
Par Value: \$58,000 Due June 23,
1960 at 97.502; Yield 4.94%, Cost
\$56,551.16.

Housing Project Mich. 1-1, 1-2, 1-5—
Par Value: \$20,000 Due February
25, 1960 at 99.23875; Yield 4.35%, Cost
\$19,847.75.

Par Value: \$20,000 Due March 24,
1960 at 98.820; Yield 4.67%, Cost \$19,-
764.00.

Par Value: \$20,000 Due June 23,
1960 at 97.502; Yield 4.94%, Cost \$19,-
500.40.

Housing Project Mich. 1-4, etc.—
Par Value: \$55,000 Due May 26, 1960
at 98.0322222; Yield 4.60%, Cost \$53,-
917.72.

Par Value: \$100,000 Due June 23,
1960 at 97.502; Yield 4.94%, Cost
\$97,502.00.

Par Value: \$65,000 Due June 23,
1960 at 97.508; Yield 4.929%, Cost
\$63,380.20.

Housing Project Mich. 1-13, 1-14—
Par Value: \$35,000 Due May 26, 1960
at 98.0322222; Yield 4.60%, Cost \$34,-
311.28.

Par Value: \$35,000 Due June 23,
1960 at 97.502; Yield 4.94%, Cost \$34,-
125.70.

Housing Project Mich. 1-15—
Par Value \$13,000 Due May 26, 1960
at 98.0322222; Yield 4.60%, Cost \$12,-
744.19.

D&R Operation & Maintenance- Pro-
perty Tax Fund—
Par Value: \$200,000 Due January 7,
1960 at 99.850278; Yield 3.85%, Cost
\$199,700.56.

Totals Par Value: \$680,000; Cost:
\$666,513.17.

All investments were authorized
under resolution adopted by your
Honorable Body June 23, 1959.

Respectfully submitted,
R. S. REASON,
Deputy Controller

Received and placed on file.

Corporation Counsel
December 18, 1959

Honorable Common Council:
Gentlemen — This office retained
the law firm of Suekoff, Frost & Spie-
gel of Chicago, Illinois, to handle col-
lection of the 1958 personal property
taxes assessed to Great Name Brands,
Inc., 1522 West Lawrence Avenue,
Chicago, Illinois, in the amount of
\$584.64, exclusive of interest. They
agreed to handle our tax claim on
the usual fee basis of 25% of the
amount collected without suit and
33-1-3% of the amount collected after
suit.

After the usual demands for the
payment of the taxes due were ig-
nored, our attorneys instituted suit in
the Municipal Court of Chicago, Cook
County, Illinois, Docket No. 59M-
113623.

On December 3, 1959, the defendant
taxpayer, through its attorneys, sub-
mitted an offer of \$200.00 in full

settlement of the City's tax claim,
the acceptance of which is recom-
mended by our attorneys. After giv-
ing due consideration to the prob-
lems involved in the prosecution of
the subject suit, we believe it will be
to the best interest of the City to
accept the offer submitted. Accord-
ingly, its acceptance is herewith rec-
ommended with the concurrence of
the City Treasurer.

Respectfully submitted,
JOSEPH MAISANO,
Asst. Corporation Counsel

Approved:
WALTER E. VASHAK,
Acting Corporation Counsel
CHAS. N. WILLIAMS,
City Treasurer

By Councilman Carey:
In accordance with the foregoing
communication,

It Is Hereby Resolved that the offer
of \$200.00 submitted in full settle-
ment of the 1958 personal property
taxes assessed to Great Name Brands,
Inc., be and the same is hereby ac-
cepted.

It Is Further Resolved that the law
firm of Suekoff, Frost and Spiegel be,
and they are, hereby authorized to
deduct, as their fee, 33-1-3% of the
amount collected or \$66.27.

It Is Further Resolved that the
City Treasurer be, and he is hereby,
authorized and directed to apply
\$133.33, which represents 66-2-3% of
the City's share of the amount col-
lected by our attorneys on account
of the above taxes and that any bal-
ance remaining unpaid after such
application, be and the same is here-
by cancelled.

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

Corporation Counsel
December 22, 1959

Honorable Common Council:
Gentlemen — This is to inform your
Honorable Body that Orders were
entered vacating the alleys in the
following cases:

Wayne Circuit Court Number 307204,
Location: Burgess, Bentler, Bennett
& Thatcher Avenue, Common Council
Petition No. 4269.

Wayne Circuit Court Number 307206,
Location: Morang, Casino, Duprey &
Marne Avenues, Common Council
Petition No. 4271.

Wayne Circuit Court Number 307331,
Location: Prevost, Forrer, Thatcher
& Curtis Avenues, Common Council
Petition No. 4272.

Wayne Circuit Court Number 307333,
Location: McCormick, Kingsville, Du-
prey & Peerless Avenues, Common
Council Petition No. 4378.

The Orders, among other matters,
provide that public easements for
public utility purposes shall be re-
tained in the land comprising the

alleys and, further, that the Clerk of the Court forward a certified copy to the Auditor General of the State of Michigan.

We submit a resolution directing the City Clerk to record the attached certified copies of the Orders with the Wayne County Register of Deeds.

Respectfully submitted,
RAYMOND F. STACHURA,
 Asst. Corporation Counsel

Approved:
WALTER E. VASHAK,
 Acting Corporation Counsel

By Councilman Carey:

Resolved, that the City Clerk be, and he is hereby, directed to record the Orders vacating the public alleys in the office of the Wayne County Register of Deeds within thirty (30) days from the date hereof in accordance with the foregoing communication from the Corporation Counsel.

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

Corporation Counsel

December 21, 1959

Honorable Common Council:

Gentlemen — On November 26, 1957, the City of Detroit instituted suit in the Wayne County Circuit Court against Will W. Hubenet, and ten other individuals, doing business as Orchard Juices, Law Action No. 294-657, for collection of 1956 personal property taxes assessed to the said Will W. Hubenet in the amount of \$289.70, exclusive of interest. After the institution of said suit it was discovered that Orchard Juices was a limited partnership consisting of one general partner and ten limited partners. Will W. Hubenet, also known as William W. Hubenet, was the lone general partner. Mr. Hubenet died on June 27, 1957; he left a hopelessly insolvent estate which was closed on or about September 30, 1958. A suggestion of Death was filed with the Court requesting leave to continue the above entitled cause against the surviving defendants. All of the limited partners, except two, filed answers denying liability for the subject taxes. Recently an offer of settlement in the amount of \$150.00 was submitted by Robert A. Frye, attorney for the limited partners.

Section 20.51, Michigan Statute Annotated, holds that a limited partner is not bound by the obligations of the partnership. Sec. 20.57, M.S.A. provides that a limited partner is not liable as a general partner unless he takes an active part in the operation or control of the business. The only reported case on the question (not in our jurisdiction) has held that a silent or limited partner was not liable for taxes against the partnership. It is admitted that none of the limited partners took an active part in the business.

On the basis of the questionable liability of the limited partners, we believe it will be to the best interest of the City to accept the offer submitted, and we accordingly recommend its acceptance with the concurrence of the City Treasurer.

A certified check in the amount of \$150.00, tendered with the offer, is being held in our office pending the deliberation of your Honorable Body.

Respectfully submitted,
JOSEPH MAISANO,
 Asst. Corporation Counsel

Approved:
WALTER E. VASHAK,
 Acting Corporation Counsel
CHAS. N. WILLIAMS,
 City Treasurer

By Councilman Carey:

In accordance with the foregoing communication,

It Is Hereby Resolved That the offer of \$150.00 submitted in settlement of the 1956 personal property taxes assessed to Will W. Hubenet, also known as William W. Hubenet, doing business as Orchard Juices, be and the same is hereby accepted.

It Is Further Resolved That the City Treasurer be and he is hereby authorized and directed to apply the sum of \$150.00 on account of the subject taxes, and that any taxes or court costs remaining unpaid after such application be and the same are hereby cancelled.

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

Corporation Counsel

December 9, 1959

Honorable Common Council:

Gentlemen — In response to published advertisements, the City Engineer's Office on behalf of the Corporation Counsel's Office, on December 1, 1959, received four bids on each of the following two Contracts:

- CCs-23—Demolition of Buildings, 548 Leland Street, Etc.
- CCs-25—Demolition of Building, 3719 E. Fort.

The low bid on each Contract was regular and in accordance with the Contract requirements and submitted by the same bidder, as shown on the attached tabulation.

It is, therefore, recommended that each of the following Contracts be awarded to the A.A.A. Wrecking Company, in the amounts shown below:

Contract Number CCs-23, Amount of Bid \$4,205.00, Total Funds Required \$5,300.00.

Contract Number CCs-25, Amount of Bid \$280.00, Total Funds Required \$400.00.

The total funds include the cost of advertising and inspection, as well as the Contract costs. Funds are available in Account 140-9050-301 to cover the amounts required for each