

assigned to the Public Lighting Commission.

Adopted as follows:

Yeas—Councilmen Carey, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—7.

Nays—None.

#### Corporation Counsel

February 8, 1960

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 307-971; Location: Dacosta, Dolphin, Warren and Majestic Avenues; Common Council Petition No. 4526.

Wayne Circuit Court Number 307-972; Location: Grandville, Piedmont, Orangelawn and Elmira Avenues; Common Council Petition No. 4797.

Wayne Circuit Court Number 307-973; Location: Mark Twain, St. Martins, Freeland and Vassar Avenues; Common Council Petition No. 4798.

The Orders, among other matters, provide that public easements for public utility purposes shall be retained 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 Van Antwerp:

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, Patrick, Rogell, Smith, Van Antwerp, Wise and President Beck—7.

Nays—None.

#### Corporation Counsel

Honorable Common Council:

Gentlemen—A report is herewith submitted in reference to the following:

Case No. 2365, in the Recorder's Court, entitled: In the Matter of Acquisition of Land for Police Department and Other Municipal Public Purposes, Located on the South Side of Pittsburgh Between Martin and Braden Avenues.

This case, which was referred to the writer for trial, has been completed

and verdict rendered February 11, 1960 in the amount of \$2,000.00. The taking consists of one parcel. In order to make provision for payment and for the proration of taxes when confirmed, the attached resolution is submitted for your consideration.

Respectfully submitted,

FRANK J. WENDT,

Asst. Corporation Counsel.

By Councilman Wise:

Whereas, Verdict was rendered February 11, 1960 in the amount of \$2,000.00 in Case No. 2365, in the Recorder's Court entitled: In the Matter of Acquisition of Land for Police Department and Other Municipal Public Purposes, Located on the South Side of Pittsburgh Between Martin and Braden Avenues; and

Whereas, Act No. 24 of the Public Acts of 1947 provides that the unit of government that is the petitioner in the condemnation proceeding, pay the taxes and special assessments on property that is acquired after the date the assessment roll is required to be completed and before the tax is due and payable; and

Whereas, Section 35, Chapter IV, Title VI of the Charter of the City of Detroit authorized the adoption of a resolution to provide for the payment by the City of general taxes on a pro-rata basis upon properties acquired during the fiscal year of acquisition; and

Whereas, Money is available for the payment of said verdict, Now, Therefore Be It

Resolved, That the City Controller and City Treasurer take all necessary steps to provide for the transfer of the sum necessary to pay the amount of said verdict, when confirmed, together with interest thereon, at the rate of five (5%) per cent per annum from the date of confirmation to the date of posting of the sum for payment thereof; And Be It Further

Resolved, That the City Treasurer be and he is hereby directed to make and file duplicate certificates showing the amount of money that is in the treasury for the payment of the award, as provided by the Charter of the City of Detroit; And Be It Further

Resolved, That the City Treasurer be and he is hereby authorized to deduct from the payment of said award, all taxes and special assessments levied upon the property acquired therein, including State, County and taxes levied by the City of Detroit for the fiscal year beginning July 1, 1959, and ending June 30, 1960, shall be deducted for that proportion represented by that part of the fiscal year beginning July 1, 1959, and ending at date of confirmation; And Be It Further

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant in favor of the City Treasurer for that proportion of the taxes levied by the City of Detroit