

Lots 23 to 26 both inclusive, all of the above mentioned subdivision.

Also, all of the north-south public alley, east of 35th Street, north of Buchanan Street, which was deeded for alley purposes, on October 18, 1927, being in fact the easterly 10 feet of Lot 11 and also the westerly 10 feet of Lot 26 of Block H., Brush's Subdivision of that Part of Private Claim 260 lying between Michigan Avenue and the northerly line of Horatio Street except the easterly 550 feet as recorded in Liber 16, Page 24 of Plats Wayne County Records.

Be and the same is hereby vacated as a public alley to become a part and parcel of the adjoining property; and further

Resolved, That all of the east-west public alley, 18 feet wide, east of 35th Street, north of Buchanan Street, as platted in John Affeld's Subdivision of Lots 15 to 22 both inclusive of Block H. and alley between said Lots of Brush's Subdivision of Part of P.C. 260 between Michigan Avenue and Horatio Street as recorded in Liber 17, Page 33 of Plats Wayne County Records lying north of and adjoining the northerly line of Lots 1 to 8 both inclusive, all of the above mentioned John Affeld's Subdivision.

Be and the same is hereby vacated as a public alley to become a part and parcel of the adjoining property subject to the following provisions.

1. Provided, That by reason of the vacation of the above-described street, the City of Detroit does not waive any rights to the sewer located therein and at all times shall have the right to enter upon the premises, if found necessary on account of said sewer to repair, alter, or service same; and further

2. Provided, That if a building is to be constructed over said sewer, the sewer shall be replaced with cast-iron pipe of the same size, rerouted or encased in 6 inches of Class "A" concrete, or in lieu of the above, such work shall be done as will be 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 sewer without the prior approval of such building construction by the City Engineer and the Department of Buildings and Safety Engineering; and further

4. Provided, That in the event that the sewer located in said street, 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 sewer, waive all claims for damages to such construction and

agree to pay all costs incident to the repair of said broken sewer.

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—7.
Nays—None.

Department of Public Works

December 21, 1961.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of the Board of Education, No. 11106, requesting the vacation of Ironside and Braden Avenues, in the area north of Herbert Avenue, and west of Martin Avenue. The vacation of said streets was approved by the City Plan Commission and 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, the petitioner issued a purchase order, No. 73014, in the amount of \$1,075.00, in favor of the Department of Water Supply, to cover the costs of abandoning an existing water main in Braden Avenue.

The petitioner also issued a purchase order No. 73015, in the amount of \$750.00 in favor of the Detroit Fire Department, said amount being the cost of relocating one fire hydrant.

The petitioner also issued a purchase order, No. 73016, in the amount of \$2,850.00, in favor of the Department of Public Works, Street Maintenance Division, to cover the cost of removing the paved street returns, constructing new curb and sidewalk, and backfilling where necessary.

The petitioner also issued a purchase order, No. 73018, in the amount of \$1,499.18, in favor of the Department of Public Works, Street Design Bureau, said amount being the original cost of paving the streets at the intersection of the streets to be vacated.

All other City departments and privately owned utility companies, reported that they will be unaffected by said vacations or that they have reached satisfactory agreements with the petitioner regarding their installations therein.

We recommend the adoption of the attached resolution.

Respectfully submitted,

GLENN C. RICHARDS,
Commissioner.

By Councilman Beck:

Resolved, that all of Ironside Avenue, 50 feet wide, between the westerly line of Martin Avenue, and the centerline of Braden Avenue, 50 feet wide, the northerly 25.00 feet of said Ironside Avenue, as platted in Larkin's Martin Avenue Subdivision No. 1 of Lots 6, 7, 8, and 9 of Plat of Edward Martin's Estate of P.C. 719.

City of Detroit, Wayne County, Michigan, as recorded in Liber 38, Page 70 of Plats, Wayne County Records, lying south of and adjoining the southerly line of Lot 96, south of and adjoining the southerly line of Lots 93, 94, and 95, south of and adjoining the southerly line of the vacated 18 foot alley lying between Lots 95 and 96, south of and adjoining the southerly line of Lot 36, south of and adjoining the southerly line of the vacated 18 foot alley lying between Lots 36 and 93, and south of and adjoining the southerly line of the vacated Braden Avenue, 25 feet wide; all of the above mentioned subdivision. The southerly 25.00 feet of said Ironside Avenue, as platted in Martin Avenue Land Company Subdivision, of Lots 10 and 11 of Plat of Edward Martin Estates on P.C. 719, T 2 S., R. 11 E., City of Detroit, Wayne County, Michigan, as recorded in Liber 36, Page 17 of Plats, Wayne County Records, lying north of and adjoining the northerly line of Lots 13 to 17 both inclusive, north of and adjoining the northerly line of the 18 foot vacated alley lying between Lots 13 and 14, north of and adjoining the northerly line of the vacated 18 foot alley lying between Lots 16 and 17, and lying north of and adjoining the northerly line of the easterly 25.00 feet of Braden Avenue, 50 feet wide. All of the above mentioned Martin Avenue Land Company Subdivision;

Also, all of Ironside Avenue, 25 feet wide, between the centerline of Braden Avenue, 50 feet wide, and the easterly line of the 20 foot public alley first westerly of Braden Avenue, as platted in McDonald's Peerless Subdivision of Lots 2, 3, 4, 7, 8, and 9, and part of Lots 1 and 6 of C. and F. Goldner's Subdivision of Lot 3 and the S. 5 acres of Lot 4 of the Partition of Wm. Larkins Estate, and part of Lot 1 of the portion of William Larkins Estate being the Central Part of P.C. 719, City of Detroit, Wayne County, Michigan as recorded in Liber 44, Page 63 of Plats, Wayne County Records, lying north of and adjoining the northerly line of Lot 82, and lying north of and adjoining the northerly line of the westerly 25.00 feet of Braden Avenue, 50 feet wide, all the above mentioned McDonald's Peerless Subdivision,

Also, all of Braden Avenue, 50 feet wide, between the southerly line of Ironside Avenue and the northerly line of Herbert Avenue, the easterly 25.00 feet of said Braden Avenue, as platted in the Martin Avenue Land Company Subdivision, as recorded in Liber 36, Page 17 of Plats, lying west of and adjoining the westerly line of Lots 17 to 23 both inclusive, all of the above mentioned subdivision; the westerly 25.00 feet of said Braden Avenue, as being platted in McDonald's Peerless Subdivision, as recorded

in Liber 44, Page 63 of Plats, lying east of and adjoining the easterly line of Lots 77 to 82 both inclusive, all of the above mentioned McDonald's Peerless Subdivision.

Be and the same are hereby vacated as public streets to become a part and parcel of the adjoining property.

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—7.

Nays—None.

Department of Public Works

December 21 1961.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of the Board of Education No. 9682 requesting the vacation of a portion east-west public alley 20 feet wide in the block bounded by Beechwood, Seebaldt, Firwood and Larchmont Avenues. The vacation of said alley was approved by the City Plan Commission with the recommendation that the petitioner deed to the City of Detroit a new alley outlet into Seebaldt Avenue. 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, the petitioner issued a purchase order, No. 72763, in the amount of \$4,595.00, in favor of the Department of Public Works, Street Maintenance Division, to cover the costs of removing the paved alley return, constructing a new curb and walk at the entrance of the alley to be vacated, construct a new paved return, and pave the newly deeded alley.

The petitioner also issued a purchase order, No. 72764, in the amount of \$261.97, in favor of the Department of Public Works, Street Design Division, said amount being the original cost of paving Beechwood Avenue at the entrance of the alley to be vacated.

The petitioner also issued a purchase order, No. 72766, in the amount of \$1,100.00, in favor of the Public Lighting Commission, to cover the costs of removing street and alley lighting equipment necessitated by the vacation of said alley.

Proper provisions are incorporated into the vacating resolution protecting the City's interests in the sewer located in the alley to be vacated.

We are in receipt of a Quit Claim Deed from the petitioner to the City of Detroit deeding land for a new alley outlet. Said Deed was approved as to form and execution by the Corporation Counsel and as to description by the City Engineer, and is attached for your Honorable Body's acceptance.

All other City departments and