

causing damage to any construction above, the petitioner 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 said broken sewers; and further

Resolved, That all of the north-south public alley, 18 feet wide, north of Shoemaker Avenue and west of Conner Avenue as platted in Warren Park No. 2 Subdivision as recorded in Liber 37, Page 52 of Plats Wayne County Records, lying west of and adjoining the westerly line of Lots 551 to 555 both inclusive, east of and adjoining the easterly line of Lot 550 and east of and adjoining the easterly line of the 18.15 foot wide public alley adjoining the northerly line of said Lot 550 all of the above mentioned subdivision;

Also, all of the east-west public alley, 18.15 feet wide, north of Shoemaker Avenue and west of Conner Avenue as platted in Warren Park No. 2 Subdivision as recorded in Liber 37, Page 52 of Plats Wayne County Records, lying north of and adjoining the northerly line of Lots 549 and 550 and south of and adjoining the southerly line of the westerly 25.5 feet of Lot 556 all of the above mentioned subdivision;

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

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Connor, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—8.

Nays—None.

Department of Public Works

March 21, 1962.

Honorable Common Council:

Gentlemen — Submitted herewith for confirmation are contracts entered into as authorized and directed by your formal proceedings dated below:

Contract No. ZO-37, Rehabilitation Outside Cages—Bird House—Zoological Park, Nucleus Const. Co., 2-27-62.

Respectfully submitted,

CLYDE L. PALMER,

City Engineer.

By Councilman Ravitz:

Resolved, That contract as listed in the foregoing communication be and the same is hereby confirmed.

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Connor, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—8.

Nays—None.

Reconsideration

Councilman Wierzbicki 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 Beck, Brickley, Connor, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—8.

Nays—None.

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

The regular order was resumed.

Department of Public Works

March 21, 1962.

Honorable Common Council:

Gentlemen — Submitted herewith for confirmation are contracts entered into as authorized and directed by your formal proceedings dated below:

Contract No. PW-3983, Stack Painting, Repair & Replacement—East & West Side Asphalt Plants, C. E. Dunn Boiler & Engineering, 2-27-62.

Contract No. PW-4214, Demolition of Buildings 1921-23 Canfield, Atomic Lumber and Wrecking Co., 2-27-62.

Contract No. PW-4215, Demolition of Building 8774-76 Cardoni, Atomic Lumber and Wrecking Co., 2-27-62.

Contract No. PW-4216, Demolition of Building, 1989 Scott, Atomic Lumber and Wrecking Co., 2-27-62.

Contract No. PW-4217, Demolition of Buildings, 8006-12 and 8016-20 Barnes, C & D Richardson Co., 2-27-62.

Contract No. PW-4219, Demolition of Building 575-77 S. Post, Atomic Lumber and Wrecking Co., 2-27-62.

Respectfully submitted,

GLENN C. RICHARDS,

Commissioner.

By Councilman Ravitz:

Resolved, That contracts as listed in the foregoing communication be and the same are hereby confirmed.

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Connor, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—8.

Nays—None.

Reconsideration

Councilman Wierzbicki 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 Beck, Brickley, Connor, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—8.

Nays—None.

Councilman Beck then moved that the motion to reconsider be indefinitely postponed which motion prevailed.

The regular order was resumed.

Department of Public Works

March 20, 1962.

Honorable Common Council:

Gentlemen—We are returning here-

with the petition of Anthony Janesick, et al, No. 11729, requesting the conversion of the north-south dead end alley between Mackay and Anglin Avenues south of Eight Mile Road, into an easement for public utilities.

The conversion of said alley into an easement was approved by the City Plan Commission at an earlier date.

We wish to advise that our investigations are completed. In reply to our inquiries, all City departments and privately owned utility companies reported that they have no objection to the conversion of the alley into an easement provided that proper provisions are incorporated into the vacating resolution protecting their interests in the installations located in said alley.

We recommend the adoption of the attached resolution.

Respectfully submitted,

GLENN C. RICHARDS,

Commissioner.

By Councilman Ravitz:

Resolved, That all that part of the north south public alley, 16 feet wide, south of Eight Mile Road between Mackay and Anglin Avenues as platted in Fox and O'Connor's Sub-division of the N. 32.50 acres of the N.W. $\frac{1}{4}$ of Sec. 6, lying E. of Conant Road, T. 1 S., R. 12 E., Hamtramck Township (now City of Detroit), Wayne County, Michigan, as recorded in Liber 35 Page 47 of Plats Wayne County Records, lying east of and adjoining the easterly line of the southerly 12.59 feet of Lot 172, east of and adjoining the easterly line of Lots 173, 174 and 175, and lying west of and adjoining the westerly line of Lots 168, 169, and 170 and west of and adjoining the westerly line of the southerly 12.54 feet of Lot 171, all of the above-mentioned sub-division.

Be and the same is hereby vacated as a public alley and is hereby converted into a public easement of the full width of the alley, which easement shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the owners of the lots abutting on said alley and by their heirs, executors, administrators and assigns forever to wit:

First, said owners hereby grant to and for the use of the public an easement or right-of-way over said vacated public alley hereinabove described for the purpose of installing, maintaining, repairing, removing, or replacing any sewer, conduit, telephone, telegraph, electric light or other poles or things usually placed or installed in a public alley in the City of Detroit, with the right to ingress and egress at any time to and over said easement for the purpose above set forth;

Second, said owners for their heirs and assigns further agree that no buildings or structures of any nature whatsoever (except necessary line fence) shall be built or placed upon said easement;

Third, that if at any time in the future the owners of any lots abutting on said vacated alley shall request the removal and/or relocation of any existing poles or other utilities in said easement, such owners upon whose property the poles or other utilities are located shall pay all costs incident to such removal and/or relocation, unless such charges are waived by the utility owners.

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Connor, Patrick, Ravitz, Rogell, Wierzbicki and President Carey—8.

Nays—None.

Department of Public Works

March 20, 1962.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of the Speedway Petroleum Corporation, et al., No. 11107, requesting the vacation of the east-west public alley, 20 feet wide, first south of Davison Avenue, east of Greenlawn Avenue. The vacation of said alley 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 paid into the City Treasury, the sum of \$224.98, Receipt No. C-20739 credited to the Public Works Street Maintenance Fund Code No. 143-6241, said amount being the original cost of paving the east one-half of Greenlawn Avenue at the intersection of the alley to be vacated.

The petitioner deposited with the Permit Division of the Department of Public Works the sum of \$950.00, Receipt No. GR-7335, said amount being the cost of constructing a new sewer manhole, at the intersection of the easterly line of Greenlawn Avenue with the centerline of the alley to be vacated.

The petitioner also deposited with the Permit Division of the Department of Public Works the sum of \$485.00, Receipt No. GR-7334, said amount being the estimated cost of removing the paved alley return, constructing new curb and walk, and backfilling where necessary.

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

We recommend the adoption of the