

June 25

to a point on the south line of Madison Avenue, 50 feet wide, thence easterly along the southerly line of Madison Avenue, 119.87 feet to the place of beginning.

Be and the same is hereby vacated as a public street to become a part and parcel of the adjoining property subject to the following reservations:

1) Underground easements are hereby reserved within the right-of-way of said street hereinabove described for public utilities.

2) The right of ingress and egress to and over said easements for the purpose of installing, maintaining, repairing, removing or replacing public utilities.

3) Public utilities shall not be installed on surface but only underground and no buildings or structures of any nature whatsoever (except necessary line fences) shall be built or placed upon said easements, and further.

Resolved, That the Detroit Edison Company is hereby directed to remove all their overhead poles and wires from the vacated street without expense to the City within thirty days after receipt of a copy of this resolution; and be it further,

Resolved, That the City Clerk is hereby directed to mail to the Detroit Edison Company, a certified copy of the resolution; and further

Resolved, That all of the north-south public alley, 16 feet wide, north of Madison Avenue, east of Gratiot Avenue which was opened through condemnation proceedings on February 21, 1894, being in fact the westerly 1600 feet of Lot 4, north of Madison Avenue, of the Plat of the Front of the Charles Moran Farm as recorded in Liber 10, Pages 3 and 5 of City Records;

Also, All of the east-west public alley, 16 feet wide, north of Madison Avenue, east of the Walter P. Chrysler Freeway Right-of-Way which was opened through condemnation proceedings on February 21, 1894, being in fact the southerly 8.00 feet of Lot 10, and the northerly 8.00 feet of the easterly 38.30 feet of Lot 4, north of Madison Avenue, all of the Plat of the Front of Charles Moran Farm as recorded in Liber 10, Pages 3 and 5 of City Records;

Be and the same are hereby vacated as public alleys to become a part and parcel of the adjoining property; and be it further,

Resolved, That upon the proper application, the Department of Public Works shall issue to the Detroit Edison Company permits to relocate their poles and lines from the vacated alleys to public streets or alleys most conveniently located in reference to the vacated alleys and consistent with the public health, safety, convenience, and general welfare, and be it further

Resolved, That the Detroit Edison

Company is hereby directed to remove all their poles and lines from the vacated alleys without expense to the City within thirty days after receipt of a copy of this resolution; and be it further

Resolved, That the City Clerk is hereby directed to mail to the Detroit Edison Company a certified copy of this resolution.

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Patrick, Ravitz, Rogell, Van Antwerp and President Pro Tem Connor—7.  
Nays—None.

### Department of Public Works

June 6, 1963.

Honorable Common Council:  
Gentlemen—Your Committee of the Whole referred to this office for investigation and report petitions requesting conversion into easements of the alleys described in the attached resolution.

The conversion of the alleys into easements 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 objections to the conversion of the alleys into easements provided that proper provisions are incorporated into the vacating resolution protecting their interest in the installations located in the alleys.

We recommend the adoption of the attached resolution.

Respectfully submitted,

GLENN C. RICHARDS,  
Commissioner.

By Councilman Brickley:

Resolved, That all of the north-south public alley, 18 feet wide, west of Ryan Avenue and south of Alpha Avenue as platted in Ryan Park Subdivision of Part of the S.E.  $\frac{1}{4}$  of Fractional Section 7, T. 1 S., R. 12 E., City of Detroit, Wayne County, Michigan as recorded in Liber 50, Page 30 of Plats, Wayne County Records, lying east of and adjoining the easterly line of Lot 128 and west of and adjoining the westerly line of Lots 129 and 131, both inclusive, all of the above mentioned subdivision. (Perfection Pattern and Manufacturing Co., Petition No. 822).

Also, all of the north-south public alley, 16 feet wide, east of Greystone Avenue and south of Schoolcraft Avenue as platted in B. E. Taylor's Brightmoor Gardner Subdivision lying South of Grand River Avenue being a Part of the N.W.  $\frac{1}{4}$  of Section 27, T. 1 S., R. 10 E., Redford Township. (Now City of Detroit), Wayne County, Michigan, as recorded in Liber 47, Page 64 of Plats, Wayne County Records, lying southeast of and adjoining the south-easterly line of Lots 815 to 822, both inclusive, northwest of and adjoining

the northwesterly line of Lots 694 to 705, both inclusive and northwest of and adjoining the northwesterly line of the southerly 13.43 feet of Lot 663, all of the above mentioned subdivision. (Delilah D. Verbosky, et al, Petition No. 2812).

Also, all of the north-south public alley, 16 feet wide, north of Burlingame Avenue and east of American Avenue, the easterly 6 feet of which was platted in Orchard Park Subdivision on Outlots 1 and 2 of Russell's Subdivision, North side of Grand River Avenue on E.  $\frac{1}{2}$  of N.E.  $\frac{1}{4}$  of Section 33 in Greenfield, T. 1 S., R. 11 E., (Now City of Detroit), Wayne County, Michigan, as recorded in Liber 25, Page 66 of Plats, Wayne County Records lying west of and adjoining the westerly line of Lot 50 of the above mentioned subdivision; the remaining westerly portion of said alley being platted in Merritt M. Willmarth's Subdivision of W.  $\frac{1}{2}$  of the N.E.  $\frac{1}{4}$  of Section 33, in Greenfield, T. 1 S., R. 11 E., (Now City of Detroit), Wayne County, Michigan as recorded in Liber 21, Page 87 Plats, Wayne County Records lying east of and adjoining the easterly and northeasterly line of Lot 78 of the above mentioned subdivision. (Jenny Zachardpoulos, et al, Petition No. 3256).

Be and the same are vacated as public alleys and are hereby converted into public easements of the full width of the alleys, which easements 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 alleys and by their grantees and assigns, and 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 alleys 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 easements for the purposes 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 fences) shall be built upon said easements;

Third, that if at any time in the future the owners of any lots abutting on said vacated alleys shall request the removal and/or relocation of any existing poles, or other utilities in said easements, 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, Patrick, Ravitz, Rogell, Van Antwerp and President Pro Tem Connor—7.  
Nays—None.

#### Department of Public Works

June 5, 1963.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of Burns Avenue Seventh-Day Adventist Church, No. 3253, requesting the vacation of Winger Avenue, north of Davison Avenue. The vacation of the said street 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, our investigations are completed.

All City departments and privately owned utility companies reported that they will be unaffected by the vacation of said street.

We recommend the adoption of the attached resolution.

Respectfully submitted,  
GLENN C. RICHARDS,  
Commissioner.

By Councilman Brickley:

Resolved, That all of Winger Avenue, 25 feet wide, between Davison Avenue and Buhr Avenue as platted in Wm. R. Newkirk's Subdivision of Lots 34 of P. W. Norris and W. A. Ennis Subdivision of the southeast  $\frac{1}{4}$  of Section 9, T. 1 S., R. 12 E., as recorded in Liber 13, Page 47 of Plats, Wayne County Records lying east of and adjoining the westerly line of Lots 16 to 23, both inclusive, all of the above mentioned subdivision.

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

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Patrick, Ravitz, Rogell, Van Antwerp and President Pro Tem Connor—7.  
Nays—None.

#### Department of Public Works

May 31, 1963.

Honorable Common Council:

Gentlemen — In response to published advertisements, bids were received on the following street paving groups as listed below:

Street Paving Group 63-3. Bids received May 7, 1963—

Contract PW-3767W, Street Monarch, Limits Seven Mile to Maddelein.  
Contract PW-4034W, Street Prest, Limits 99 Ft. S. of Eight Mile to Eight Mile.

Contract PW-4069W, Street Melvin, Limits Ethel to Beatrice.

Contract PW-4072W, Street Van Buren, Limits Vaughan to Evergreen.  
Contract PW-4191W, Street Chipewa, Limits Prest to 280 Ft. E. of Prest.

Contract PW-4192W, Street Fenton,