

15, 1963.

Respectfully submitted,
ROBERT D. KNOX,
Director-Secretary.

By Councilman Rogell:

Resolved, That the agreement with the Century Cement Co., for the removal and installation of concrete sidewalks and pavements at Brewster-Douglass and John W. Smith Homes, referred to in the foregoing communication, be and the same is hereby confirmed.

Adopted as follows:

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

Nays—None.

Department of Parks and Recreation
February 7, 1963.

Honorable Common Council.

Gentlemen—A lease dated February 1954 was entered into between the United States of America and the City of Detroit through the Department of Parks and Recreation covering property located in River Rouge Park for use by the Department of the Army.

Notice was received by this Department that the Government was cancelling the lease and giving up the premises on December 10, 1962; and this Department requested restoration of the premises as provided in the lease.

The details in connection with the restoration have not yet been completed. In order to do so it is necessary to extend the termination date of the lease from December 10, 1962 to June 30, 1963, or at such date that the premises are returned in as good condition as provided in the lease, whichever occurs first.

Supplemental Agreement No. 5 for this extension has been prepared and is submitted herewith for your approval.

Respectfully submitted,
HOWARD CROWELL,
General Superintendent.

By Councilman Ravitz:

Resolved, That Supplemental Agreement No. 5, with the United States of America, covering property in River Rouge Park, extending the termination date of lease from December 10, 1962 to June 30, 1963, or at such date that the premises are returned in as good condition as provided in the lease, as outlined in the foregoing communication of the Dept. of Parks & Recreation, be and the same is hereby approved and confirmed.

Adopted as follows:

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

Nays—None.

Department of Public Works
February 4, 1963.

Honorable Common Council:

Gentlemen—We are returning here-

with the petition of the Board of Education, No. 3113, requesting the vacation of Fairbanks Avenue east of Scotten Avenue, and all of the alleys in the blocks first north and south of Fairbanks Avenue east of Scotten Avenue in connection with the construction of the Earhart Junior High School. The vacation of said street and alleys was approved by the City Plan Commission with the recommendation that sufficient land be dedicated for a new alley east of Scotten Avenue north of Lafayette 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. 013793, in the amount of \$750.00, in favor of the Department of Water Supply, said amount being the estimated cost of abandoning one existing water main located in Fairbanks Avenue to be vacated.

The petitioner also issued a purchase order, No. 013794, in the amount of \$375.00, in favor of the Detroit Fire Department, said amount being the estimated cost of abandoning one fire hydrant located in Fairbanks Avenue.

The petitioner also issued a purchase order, No. 013795, in the amount of \$500.00, in favor of the Public Lighting Commission Lighting Division, said amount being the estimated cost of removing the P.L.C. facilities located in the street and alleys to be vacated.

The petitioner also issued a purchase order, No. 013796, in the amount of \$635.93, 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 street and alleys to be vacated.

The petitioner also issued a purchase order, No. 013797, in the amount of \$5,140.00, in favor of the Department of Public Works Street Maintenance Division, said amount being the estimated cost of removing the paved street and alley returns, constructing new curb and walk, backfilling where necessary and paving the newly deeded alley.

Proper provisions are incorporated into the vacating resolution protecting the City's interests in the sewers located in the alleys 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 hereto for your Honorable Body's acceptance.

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 instal-

lations therein.

We recommend the adoption of the attached resolution.

Respectfully submitted,

GLENN C. RICHARDS,
Commissioner.

By Councilman Beck:

Resolved, That all of Fairbanks Avenue, 50 feet wide, east of Scotten Avenue, as platted in Stoepel's Subdivision of Lot 65 and Lot 1 of the Subdivision of Lot 66, J. B. Campau Farm, Springwells (now City of Detroit), Wayne County, Michigan, as recorded in Liber 8, Page 73 of Plats, Wayne County Records, lying north of and adjoining the northerly line of Lot 4, north of and adjoining the northerly line of Lots 30 to 37, both inclusive, north of and adjoining the northerly line of the 15.00 foot alley lying between Lots 4 and 30, north of and adjoining the northerly line of the easterly 8.00 feet of vacated Scotten Avenue, south of and adjoining the southerly line of Lot 3, south of and adjoining the southerly line of Lots 38 to 45, both inclusive, south of and adjoining the southerly line of the 15.00 foot alley lying between Lots 3 and 45, south of and adjoining the southerly line of the easterly 8.00 feet of vacated Scotten Avenue, all of the above mentioned subdivision;

Also, all that part of the north-south public alley, 15 feet wide, east of Scotten Avenue, south of Fairbanks Avenue, as platted in Stoepel's Subdivision of Lot 65 and Lot 1 of the Subdivision of Lot 66, J. B. Campau Farm, Springwells (now City of Detroit), Wayne County, Michigan, as recorded in Liber 8, Page 73 of Plats, Wayne County Records, lying west of and adjoining the westerly line of Lot 30, east of and adjoining the easterly line of Lots 4, 5, and 6, east of and adjoining the easterly line of the northerly 9.21 feet of Lot 7, all of the above mentioned subdivision;

Also, all that part of the north-south public alley, 15 feet wide, east of Scotten Avenue, north of Fairbanks Avenue, as platted in Stoepel's Subdivision of Lot 65 and Lot 1 of the Subdivision of Lot 66, J. B. Campau Farm, Springwells (now City of Detroit), Wayne County, Michigan, as recorded in Liber 8, Page 73 of Plats, Wayne County Records, lying west of and adjoining the westerly line of Lot 45, east of and adjoining the easterly line of Lots 2 and 3, east of and adjoining the easterly line of the southerly 28.00 feet of Lot 1, all of the above mentioned subdivision.

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

Resolved, That all that part of the north-south public alley, 15.00 feet wide, east of Scotten Avenue, north of Lafayette Avenue, as platted in Stoepel's Subdivision of Lot 65 and Lot 1 of the Subdivision of Lot 66, J. B.

Campau Farm, Springwells (now City of Detroit), Wayne County, Michigan as recorded in Liber 8, Page 73 of Plats, Wayne County Records, lying west of and adjoining the westerly line of Lot 29, west of and adjoining the westerly line of the 15.29 foot alley adjoining Lot 29, east of and adjoining the easterly line of Lots 8, 9, and 10, east of and adjoining the easterly line of the southerly 23.79 feet of Lot 7, all of the above mentioned subdivision;

Also, all that part of the east-west public alley, 15.29 feet wide, east of Scotten Avenue between Fairbanks Avenue and Lafayette Avenue, as platted in Stoepel's Subdivision of Lot 65 and Lot 1 of the Subdivision of Lot 66, J. B. Campau Farm, Springwells (now City of Detroit), Wayne County, Michigan, as recorded in Liber 8, Page 73 of Plats, Wayne County Records, lying north of and adjoining the northerly line of Lots 23 to 29, both inclusive, north of and adjoining the northerly line of the westerly 8.91 feet of Lot 22, south of and adjoining the southerly line of Lots 30 to 36, both inclusive, south of and adjoining the southerly line of the westerly 8.92 feet of Lot 37, all of the above mentioned subdivision;

Also, all of the east-west public alley, 18 feet wide, east of Scotten Avenue north of Fairbanks Avenue, the southerly 8.00 feet of said alley as platted in Stoepel's Subdivision of Lots 65 and Lot 1 of the Subdivision of Lot 66, J. B. Campau Farm, Springwells (now City of Detroit), Wayne County, Michigan, as recorded in Liber 8, Page 73 of Plats, Wayne County Records, lying north of and adjoining the northerly line of Lots 38 to 45 both inclusive, north of and adjoining the northerly line of the 15.00 foot alley adjoining Lot 45, all of the above mentioned subdivision, the northerly 10.00 feet of said alley as platted in Haire's Subdivision of Lots 2 and 3 of the Subdivision of Outlot 66, P.C. 563, Springwells (now City of Detroit), Wayne County, Michigan, as recorded in Liber 8, Page 65 of Plats, Wayne County Records, lying south of and adjoining the southerly line of Lots 11 to 18 both inclusive, south of and adjoining the southerly line of the 15.00 foot alley adjoining Lot 18, all of the last mentioned subdivision;

Also, all that part of the north-south public alley, 15 feet wide, east of Scotten Avenue, south of Clark Court, as platted in Haire's Subdivision of Lots 2 and 3 of the Subdivision of Outlot 66, P.C. 563, Springwells (now City of Detroit), Wayne County, Michigan, as recorded in Liber 8, Page 65 of Plats, Wayne County Records, lying west of and adjoining the westerly line of Lot 18, east of and adjoining the easterly line of Lots 19 and 20, east of and adjoining the easterly line of the northerly 25.00 feet of Lot 21, 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 subject to the following provisions:

1) Provided, That by reason of the vacation of the above-described alleys, 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 pipes of the same size, rerouted or enclosed in 6 inches of Class "A" concrete, or in lieu of the above, such work shall be done as well 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 alleys, if built upon, shall break causing damage to any construction above, the petitioner 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; and further

Resolved, That the Quit Claim Deed of the Board of Education, deeding land to the City of Detroit for alley purposes, said land being described as the easterly 20.00 feet of Lot 22 of Stoepel's Subdivision of Lot 65 and Lot 1 of the Subdivision of Lot 66, J. B. Campau Farm, Springwells (now City of Detroit), Wayne County, Michigan, as recorded in Liber 8, Page 73 of Plats, Wayne County Records;

Be and the same is hereby accepted, and the City Controller is hereby directed to record said deed in the Office of the Register of Deeds for Wayne County.

Adopted as follows:

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

Nays—None.

Department of Public Works
January 29, 1963.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of the Board of Education, No. 2676, requesting the vacation of the east-west public alley, 14 feet wide, south of Richton Avenue between Petoskey Avenue and Holmur

Avenue on the Winterhalter Relief School Site. The vacation of the 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 issued a purchase order, No. 013205, in the amount of \$314.62, in favor of the Department of Public Works Street Design Bureau, said amount being the original cost of paving one-half of the streets at the intersections of the alley to be vacated.

The petitioner, also issued a purchase order No. 013206, in the amount of \$1,040.00, in favor of the Department of Public Works Street Maintenance Division, to cover the estimated costs of removing the paved alley returns, constructing new curb and walk, and backfilling where necessary at the entrances of the alley to be vacated.

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

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

We recommend adoption of the attached resolution.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councilman Beck:

RESOLVED, That all of the east-west public alley, 14 feet wide, south of Richton Avenue between Petoskey Avenue and Holmur Avenue as platted in Lewis and Crofoot's Subdivision No. 5 on the North part of E. ½ of ¼ Section No. 29 in Ten Thousand Acre Tract, T. 1 S., R. 11 E., Greenfield (Now City of Detroit) Wayne County, Michigan as recorded in Liber 27, Page 70 of Plats Wayne County Records lying south of and adjoining the southerly line of Lots 216 to 231, both inclusive, and north of and adjoining the northerly line of Lots 155 to 170, both inclusive, all of the above mentioned 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 alley, 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