

(now Waterloo) City of Detroit Wayne County, Michigan as recorded in Liber 1, Page 163 of Plats Wayne County Records lying east of and adjoining the east line of Lots 2 to 10 both inclusive of Block 27, east of and adjoining the east line of Jay Street, 50 feet wide, west of and adjoining the west line of Lots 4 to 12 both inclusive of Block 28 and west of and adjoining the west line of Jay Street, 50 feet wide, all of the last mentioned subdivision.

Also all of Dubois Street, 50 feet wide, between the south line of Antietam Street, 50 feet wide, and the north line of Clinton Street, 80 feet wide, as platted in Dubois Subdivision of the West ½ of P. C. 91 between Clinton Avenue and German Street (now Waterloo), City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 163 of Plats Wayne County Records lying east of and adjoining the east line of Lots 1 and 6 of Block 15, east of and adjoining the east line of the alley lying between said Lots 1 and 6 of Block 15, east of and adjoining the east line of Mullett Street, 50 feet wide, east of and adjoining the east line of Lots 1 and 6 of Block 18, east of and adjoining the east line of the public alley lying between said Lots 1 and 6 of Block 18, east of and adjoining the east line of Madison Street, 50 feet wide, east of and adjoining the east line of Lots 1 and 6 of Block 19, east of and adjoining the east line of the public alley lying between said Lots 1 and 6 of Block 19, east of and adjoining the east line of Sherman Street, 50 feet wide, east of and adjoining the east line of Lots 1 and 6 Block 22, east of and adjoining the east line of the public alley lying between said Lots 1 and 6 Block 22, east of and adjoining the east line of Maple Street, 50 feet wide, east of and adjoining the east line of Lots 2 to 10 both inclusive of Block 23, east of and adjoining the east line of Chestnut Street, 50 feet wide, east of and adjoining the east line of Lots 2 to 10 both inclusive of Block 26, west of and adjoining the west line of Lots 4 to 12 both inclusive of Block 25, west of and adjoining the west line of Chestnut Street, 50 feet wide, west of and adjoining the west line of Lots 4 to 12 both inclusive of Block 24, west of and adjoining the west line of Maple Street, 50 feet wide, west of and adjoining the west line of Lots 4 and 5 of Block 21, west of and adjoining the west line of Sherman Street, 50 feet wide, west of and adjoining the west line of Lots 4 and 5 of Block 20, west of and adjoining the west line of the public alley lying between said Lots 4 and 5 of Block 20, west of and adjoining the west line of Madison Street, 50 feet wide, west of and adjoining the west line of Lots

4 and 5 of Block 17, west of and adjoining the west line of the public alley lying between said Lots 4 and 5 of Block 17, west of and adjoining the west line of Mullett Street, 50 feet wide, west of and adjoining the west line of Lots 4 and 5 of Block 16 and west of and adjoining the west line of the public alley lying between said Lots 4 and 5 of Block 16 all being of the last mentioned subdivision.

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

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

2) The right to ingress and egress to and over said easements for the purpose of installing, maintaining, repairing, removing or replacing of 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 and the Michigan Bell Telephone Company are hereby directed to remove all their overhead poles and wires from the vacated streets without expense to the City within thirty (30) 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, the Michigan Bell Telephone Company and the Michigan Consolidated Gas Company a certified copy of this resolution; and be it further

Resolved, That the westerly 20.00 feet of Lot 10 of Block 10 of the Plat of the Subdivision of Blocks 6, 7, 8, 9, 10, 11, 12 and 13 Witherell Farm, City of Detroit, Wayne County, Michigan as recorded in Liber 34, Page 3 of Deeds Wayne County Records, be and the same is hereby allocated for alley purposes.

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Patrick, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Pro Tem Connor—8.

Nays—None.

Department of Public Works

October 8, 1963.

Honorable Common Council:

Gentlemen — We are returning herewith the petition of the Chrysler Corporation, No. 3985, requesting the vacation with the reservation of easements for public utilities of that portion of Harper Avenue, which is surplus street right-of-way since the completion of the Edsel Ford Freeway, lying easterly of Mt. Elliott Avenue. The vacation with the reserva-

tion of easements of said surplus street right-of-way was approved by the City Plan Commission and 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. In reply to our inquiries, all City departments and privately owned utility companies reported that they will be unaffected by the vacation with reservation of easements of said surplus street right-of-way provided proper provisions are incorporated into the vacating resolution protecting their interests in their installations located in and/or over the above-mentioned street to be vacated.

We recommend the adoption of the attached resolution.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councilman Wierzbicki:

Resolved, That all that part of Harper Avenue Right-of-Way easterly of Mt. Elliott Avenue, being more particularly described as follows: Beginning at a point on the Easterly line of Mt. Elliott Avenue, 66 feet wide, said point lying Southerly on a course S. 26d 15m E., 219.75 feet (measured along the Easterly line of Mt. Elliott Avenue) from the intersection of said Easterly line of Mt. Elliott Avenue, 66 feet wide, with the Northerly line of Lot 5 of Jerome and Daly's Private Plot of Lot 27, Leib Estate, being the East part of Southwest $\frac{1}{4}$ of Section 28, T.1S., R. 12 E., City of Detroit, Wayne County, Michigan; thence running in a South and Easterly direction on a curve to the left 131.27 feet (measured along the arc of said curve) to a point of tangent, the above curve having a radius of 72.00 feet, central angle of 104d 28m, and a tangent distance of 92.93 feet; thence N. 49d 17m E., along the northerly line of Harper Avenue 73.53 feet to a point of angle in Harper Avenue; thence continuing Northeasterly on a course N. 45d 27m E., along the northerly line of Harper Avenue as shown on the above-mentioned Jerome and Daly's Private Plot 694.00 feet to a point; thence S. 33d 03m E., 22.00 feet to a point; thence S. 35d 01m 23s W., 184.77 feet to a point; thence S. 45d 27m W., on a line 55.00 feet (measured at right angles) South and Easterly of and parallel to the original Northerly line of Harper Avenue as shown on said Jerome and Daly's Private Plot, and said line extended 630.83 feet to a point; thence N. 89d 33m W., 28.29 feet to a point; thence N. 44d 33m W., 116.07 feet to a point; thence N. 26d 15m W., 19.25 feet to the point 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) Easements are hereby reserved within the vacated street hereinabove described for public utility purposes.

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

3) No buildings or structures of any nature whatsoever shall be built upon the vacated street hereinabove described or any part thereof and that said vacated street shall be forever accessible for the maintenance of the public utilities.

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Patrick, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Pro Tem Connor—8.

Nays—None.

Department of Public Works

October 8, 1963.

Honorable Common Council:

Gentlemen — We are returning herewith the petition of the Nicholson Transit Co., No. 4024, requesting the vacation of Dubois Street between Atwater Street and the Detroit River. The vacation of 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 that our investigations are completed.

As per our directive, the petitioner paid into the City Treasury, the sum of \$262.50, Receipt No. A-17171, credited to the Public Works Maintenance Fund Code, No. 143-6241, said amount being the original cost of paving the south one-half of Atwater Street at the intersection of Dubois Street to be vacated.

The petitioner also deposited with the Permit Division of the Department of Public Works, the sum of \$1,465.00, Receipt No. GR-10138, said amount being the estimated cost of removing the paved street return, constructing new curb and walk, and backfilling where necessary at the entrance of Dubois Street to be vacated.

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

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