

erly 50.00 feet of the easterly 343.80 feet of Park Lot 28 of the Subdivision of Park Lots, City of Detroit, Wayne County, Michigan as recorded in Liber 34, Page 542 of Deeds Wayne County Records; the northerly 50.00 feet of said street as platted in Mc-Millan and Pond's Subdivision of Park Lot 29, City of Detroit, Wayne County, Michigan as recorded in Liber 6, Page 27 of Plats Wayne County Records lying south of and adjoining the southerly line of Lots 15 to 25, both inclusive, south of and adjoining the southerly line of the easterly 13.30 feet of Lot 14, all of the last mentioned subdivision;

Also, all that part of Willis Avenue, 100 feet wide, west of Brush Street, 187.35 feet wide as now established, as platted in Brush Subdivision of that part of Brush Farm lying between the south line of Farnsworth Street and the south line of Alexandrine Avenue City of Detroit, Wayne County, Michigan as recorded in Liber 17 Page 29 of Plats Wayne County Records lying north of and adjoining the northerly line of Lots 1 and 2 of Block 17, north of and adjoining the northerly line of the westerly 43.00 feet of Lot 3 of Block 17, south of and adjoining the southerly line of the westerly 37.28 feet of Lot 12 of Block 18, and lying south of and adjoining the southerly line of Lots 13 and 14 of Block 18, all of the above 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 easement; 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.

Adopted as follows:

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

Nays—None.

Department of Public Works
October 27, 1965.

Honorable Common Council:

Gentlemen — Petition No. 10997 of the Detroit Housing Commission requests the conversion of a portion of Erskine Street east of Beaubien Street into an easement for public utilities, and the allocation of sufficient land for a street turn-around for the remaining portion of Erskine Street. The requested conversion and allocation was approved by the City Plan Commission and then referred to this department for investigation and report. This has been completed and the petition returned herewith.

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

The adoption of the attached resolution is recommended.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

By Councilman Rogell:

Resolved, That all that part of Erskine Street, 50 feet wide, east of Beaubien Street, as platted in the Subdivision of Outlot 181, Lambert Beaubien Farm, City of Detroit, Wayne County, Michigan, as recorded in Liber 57, Page 2 of Plats, Wayne County Records, more particularly described as follows: Beginning at the intersection of the east line of Beaubien Street, 50 feet wide, with the north line of Erskine Street, 50 feet wide; thence N. 64d E., along the north line of Erskine Street, 59.50 feet to a point; thence along a curve concave to the left, radius 41.00 feet, chord bearing, S. 26d E., chord length, 50.00 feet, a distance along the arc of 53.772 feet to a point in the south line of Erskine Street; thence S. 64d W., along the south line of Erskine Street, 59.50 feet to the intersection of the south line of Erskine Street with the east line of Beaubien Street; thence N. 26d W., along the east line of Beaubien Street, 50.00 feet to the point of beginning.

Be and the same is hereby vacated as a public street and is hereby converted into a public easement of the full width of the street, 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 street hereinabove described for the purpose of installing, maintaining, repairing, removing, or replacing any sewer conduit, telephons, telegraph, electric light or other poles or things usually placed or installed in a public street 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 building 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 street 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; and further

Resolved, That all that part of Lots 8 and 9, and all that part of the vacated alley between Lots 8 and 9 of the Subdivision of Outlot 181, Lambert Beaubien Farm, City of Detroit, Wayne County Michigan, as recorded in Liber 57, Page 2 of Plats, Wayne County Records, more particularly described as follows: Beginning at a point in the south line of Lot 8, said point being 59.50 feet east of the southwest corner of Lot 8; thence along a curve, concave to the right, radius 41.00 feet, chord bearing N. 64d E., chord length 65.00 feet, a distance along the arc of 75.033 feet to a point in the south line of Lot 9; thence along the south line of Lot 9, S. 64d W., 65.00 feet to the point of beginning; also

All that part of Lots 14 and 15 of the Subdivision of Outlot 181, Lambert Beaubien Farm, City of Detroit, Wayne County, Michigan, as recorded in Liber 57, Page 2 of Plats, Wayne County Records, more particularly described as follows: Beginning at a point in the north line of Lot 15, said point being 59.50 feet east of the northwest corner of Lot 15; thence along a curve concave to the left, radius 41.00 feet, chord bearing N. 64d E., chord length 65.00 feet, a distance along the arc of 75.033 feet to a point in the north line of Lot 14; thence S. 64d W., along the north line of Lots 14 and 15, 65.00 feet to the point of beginning.

Be and the same are hereby allocated for street purposes.

Adopted as follows:

Yeas—Councilmen Beck, Brickley, Connor, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—8.
Nays—None.

Department of Public Works

October 26, 1965.

Honorable Common Council:

Gentlemen—Contract PW-4581 is for the Paving of Conner, Jefferson to Kercheval, Auburn Development Company is the Contractor.

After construction was started, it was found necessary to change the alignment and grade to avoid interferences of the new light pole foundations and an existing high pressure 22 inch gas main located in the west margin of Conner.

Based on Contract unit prices, the additional work would amount to approximately \$1,784.25, which is subject to later adjustment when final quantities are known. This cost has been checked by the City Engineer, and is considered to be fair and reasonable.

It is, therefore, recommended that this work be added to the existing Contract, PW-4581, in accordance with the Contract provisions for changes in the work. Funds are available in Account 195-9213-915 to cover the additional costs.

Respectfully submitted,
GLENN C. RICHARDS,
Commissioner.

Approved:

G. J. SAAM,
Deputy Controller.

By Councilman Wierzbicki:

Resolved, That the additional work described in the foregoing communication be and is hereby approved as an extra to Contract PW-4581, Paving Conner, Jefferson to Kercheval, in the estimated amount of \$1,784.25, which is subject to later adjustment when final quantities are known; and be it further

Resolved, That the Controller be and is hereby authorized and directed to honor vouchers when presented covering this additional work and charge them to Account 195-9213-915, and be it further

Resolved, That the transfer of funds to account 195-9213-915 for this project, authorized in the Common Council resolution of July 13, 1965 (J.C.C. pg. 1787) is deemed necessary to assure the preservation of the peace, health, safety and welfare of the people of the City of Detroit.

Adopted as follows:

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

Nays—None.

Department of Public Works

October 27, 1965.

Honorable Common Council:

Gentlemen—We return herewith Petition 12384 of the Kirwood General Hospital, 301 East Kirby, requesting permission to install, under a private