

Rogge, Cliff, E. Seven Mile, Emery, Contractor's Name Hartwell Constr. Co., Award Authorized 6-8-65.

Contract No. PW-4766F — Location Van Dyke, Bramford, Milbank, Savage, Contractor's Name Hartwell Constr. Co., Award Authorized '6-8-65.

Contract No. PW-4767F — Location Stotter, Van Dyke, Savage, Eight Mile Road, Contractor's Name Hartwell Constr. Co., Award Authorized 6-8-65.

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, Poindexter, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—7.

Nays—None.

Department of Public Works

July 6, 1965.

Honorable Common Council:

Gentlemen—Under date of June 22, 1965, JCC Page 1606 your Honorable Body approved Petition No. 11232 of Charles Granader to install and maintain a building encroachment at 13430 East Eight Mile.

Inadvertently the petitioner stated Lots seven (7) through 14 as the property description, and has just notified us that the encroachment is in fact to be on Lot eight (8).

We, therefore, recommend that the resolution be amended to read "Lot 8", rather than, "Lots 7 through 14."

Respectfully submitted,

GLENN C. RICHARDS, Commissioner.

AMENDING RESOLUTION

By Councilman Van Antwerp:

Resolved, That resolution adopted June 22, 1965 (JCC p. 1606), granting petition of Charles Granader (11232), to install and maintain a building encroachment at 13430 E. Eight Mile Rd., be and the same is hereby amended for the purpose of correcting the lot numbers in the legal description to read "Lots 8 through 14" instead of "Lots 7 through 14."

Adopted as follows:

Yeas—Councilmen Beck, Poindexter, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—7.

Nays—None.

Department of Public Works

July 6, 1965.

Honorable Common Council:

Gentlemen—Your Honorable Body approved Petition No. 7769 of the Capitol Pipe and Nipple Manufacturing Company, under date of June 23, 1964, JCC page 1510 to install a 2000 gallon oil tank on public property at 250 Dubois.

The petitioner has advised us that they have abandoned plans for this installation and we, therefore, recom-

mend that the petition be rescinded. Respectfully submitted,

GLENN C. RICHARDS, Commissioner.

By Councilman Van Antwerp:

Resolved, That resolution adopted June 23, 1964 (JCC p. 1510), granting petition of Capitol Pipe & Nipple Mfg. Co. (7769) to install a 2000 gallon oil tank on public property at 250 Dubois, be and the same is hereby rescinded in accordance with the foregoing communication.

Adopted as follows:

Yeas—Councilmen Beck, Poindexter, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—7.

Nays—None.

Department of Public Works

July 10, 1965.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of the Wessels Company, et al, No. 8249, requesting the conversion of portions of the public alleys in the block bounded by Russell, Philadelphia, G.T.R.R., and Euclid into easements for public utilities. The vacation of said alleys was approved by the City Plan Commission with the recommendation that sufficient land be dedicated for an alley turn-around. 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 deposited with the Permit Division of the Department of Public Works, the sum of \$2,500.00, Receipt No. GR-12572, said amount being the estimated cost of paving the new alley turn-around in the area to be vacated.

The petitioner also paid into the City Treasury, the sum of \$371.76, Receipt No. B-39795, credited to the Public Works Street Maintenance Fund Code No. 43-6241, said amount being the original cost of paving the south one-half of Philadelphia Avenue and the north one-half of Euclid Avenue at the entrances to the alley to be vacated.

The petitioner has requested that the paved alley returns remain in their present status as the petitioner plans to utilize same and has agreed by letter, filed with the original petition, to pay all costs incidental to the removal of the returns at such time in the future as the removal becomes necessary.

We are in receipt of a Warranty Deed from the petitioner to the City of Detroit deeding land for an alley turn-around in the area to be vacated. Said deed was approved as to form and execution by the Corporation Counsel and as to description by the City Engineer and is attached for your Honorable Body's acceptance.

All other City departments and privately owned utility companies re-

ported that they will be unaffected by the conversion of said alleys into easements 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.

By Councilman Van Antwerp:

Resolved, That all of the north-south public alley, 15 feet wide, east of Russell, south of Philadelphia, which was dedicated to the City of Detroit on February 4, 1908, being in fact the westerly 15.00 feet of Lot 90 of J. A. Moellers Subdivision of Part of $\frac{1}{4}$ Section 43, T. T. A. T., City of Detroit, Wayne County, Michigan as recorded in Liber 12, Page 26 of Plats Wayne County Records; also

All of the north-south public alley, 15 feet wide, east of Russell, north of Euclid, which was dedicated to the City of Detroit on February 4, 1908, being in fact the westerly 15.00 feet of Lot 3 of Guilloz and Whitakers Subdivision of Lot 12, $\frac{1}{4}$ Section 58 and part of $\frac{1}{4}$ Section 43 T. T. A. T., City of Detroit, Wayne County, Michigan as recorded in Liber 8, Page 31 of Plats Wayne County Records; also

All that part of the east-west public alley, 18 feet wide, east of Russell between Euclid and Philadelphia, the northerly 8.00 feet of said alley as platted in J. A. Moeller's Subdivision of Part of $\frac{1}{4}$ Section 43, T. T. A. T., City of Detroit, Wayne County, Michigan as recorded in Liber 12, Page 26 of Plats Wayne County Records lying south of and adjoining the southerly line of the easterly 13.5 feet of Lot 80, south of and adjoining the southerly line of Lots 81 to 90, both inclusive, all of the above mentioned subdivision, the southerly 10.00 feet of said alley as platted in Guilloz and Whitakers Subdivision of Lot 12 $\frac{1}{4}$ Section 58 and part of $\frac{1}{4}$ Section 43, T. T. A. T., City of Detroit, Wayne County, Michigan, as recorded in Liber 8, Page 31 of Plats Wayne County Records lying north of and adjoining the northerly line of Lots 3 to 12, both inclusive, north of and adjoining the northerly line of the easterly 9.00 feet of Lot 13, all of the above mentioned subdivision.

Be and the same 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 de-

scribed for the purpose of installing, maintaining, repairing, removing, or replacing any sewer, water, 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 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 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 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; and further

Resolved, That at any time in the future the removal of the paved alley returns at the entrance to the alleys to be vacated becomes necessary, the entire cost of said removal shall be paid by the Wessels Company, its heirs, executors or assigns, and further

Resolved, That the Warranty Deed of the Wessels Company deeding land to the City of Detroit for alley purposes being described as the southerly 32.00 feet of Lot 79 of J. A. Moeller's Subdivision of Part of $\frac{1}{4}$ Section 43, T. T. A. T., City of Detroit, Wayne County, Michigan, as recorded in Liber 12, Page 26 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, Poindexter, Ravitz, Rogell, Van Antwerp, Wierzbicki and President Carey—7.

Nays—None.

Department of Public Works

June 16, 1965.

Honorable Common Council:

Gentlemen—The following coin-operated vending machines are located on Department of Public Works property and have not previously been exempted from operating contracts by your Honorable Body:

9841 French Road, Cigarettes, Owner Howes Shoemaker Co.

9841 French Road, Candy, Owner Howes Shoemaker Co.

3136 Riopelle, Candy, Owner Canteen Company.

2633 Michigan, Candy, Owner Joyce Vendors.

2633 Michigan, Candy, Owner Joyce Vendors.

2633 Michigan, Cigarettes, Owner