

feet of Lot 2, and lying north of and adjoining the northerly line of the easterly 139.33 feet of Lot 3, all of the above mentioned subdivision.

Be and the same is hereby vacated as a public alley and is hereby converted into a public easement of the full width of the alley, 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 alley 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 easement 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 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 alley 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 at any time in the future the removal of the paved alley returns at the entrances to the alley to be vacated becomes necessary, the entire cost of said removal shall be paid by the Gilead Baptist Church, its heirs, executors, administrators or assigns.

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Connor, Poindexter, Ravitz, Wierzbicki and President Carey—7.

Nays—None.

#### Department of Public Works

July 21, 1965.

Honorable Common Council:

Gentlemen—We are returning herewith the petition of Mobil Oil Company, No. 9614, requesting the vacation of a portion of the east-west public alley in the block bounded by Chrysler Freeway Service Drive, Theodore Street, Rivard Street and Warren Avenue. The vacation of said portion of alley was approved by the City Plan Commission with the recommendation that sufficient land be dedicated for a new alley outlet into Warren Avenue. The petition was then referred to this office by your Com-

mittee 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 City Treasurer the sum of \$1,093.00, Receipt No. C-2178, credited to the Public Lighting Commission Fund Code No. 990-9423, said amount being the estimated cost of the work involved in relocating the Public Lighting Commission equipment from the area to be vacated.

The petitioner has requested that the removal of the paved alley returns and the paving of the newly deeded alley be done privately by the petitioner.

This office has no objection to this provided that the work is done under City permit and inspection.

Proper provisions are incorporated in the vacating resolution protecting the City's interests in the sewer located in the portion of alley 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 into Warren Avenue. 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 reported that they will be unaffected by the vacation of said portion of alley, or, that they have reached satisfactory agreements with the petitioner regarding their installations located therein.

We recommend the adoption of the attached resolution.

Respectfully submitted,

GLENN C. RICHARDS,  
Commissioner.

By Councilman Wierzbicki:

Resolved, That all that part of the east-west public alley, 20 feet wide, in the block bounded by Chrysler Freeway Service Drive, Theodore Street, Rivard Street and Warren Avenue, the northerly 10.00 feet of said alley as platted in George Hendries Subdivision of Outlot 191 and North 452.32 feet of Outlot 190 Rivard Farm, City of Detroit, Wayne County, Michigan, as recorded in Liber 10, Page 91 of Plats, Wayne County Records, lying south of and adjoining the southerly line of Lots 84, 85, 86 and 87, and south of and adjoining the southerly line of the westerly 32.00 feet of Lot 83, all of the above-mentioned subdivision; the southerly 10.00 feet of said alley as platted in McAllister and Sharpe's Subdivision of the North 182.45 feet of the South 262.03 feet, and the North 118.38 feet of the South 440.42 feet of Outlot 190, Rivard Farm, City of Detroit, Wayne County, Michigan, as recorded in Liber 10, Page 54 of Plats, Wayne County Records, lying north of and adjoining the northerly line of Lots 7, 8, 9, 10 and 11, and

lying north of and adjoining the northerly line of the westerly 12.00 feet of Lot 6, all of the last 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) That by reason of the vacation of the above property, the City of Detroit does not waive any rights to the sewers 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 no building shall be constructed over said sewers without the prior approval of such building construction by the City Engineer and the Department of Buildings and Safety Engineering; and further

3) Provided, That if a building is to be constructed over said sewers, the sewers shall be replaced with cast iron pipe of the same size, rerouted or encased in 6 inches of Class "A" concrete or in lieu of the above, such work shall be done as will be specified by the City Engineer, all of 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 petitioner, their successors, or assigns; and further

4) Provided, In the event that the sewer located in said property shall break, causing damage to any construction, property or materials above the petitioners and their assigns, by acceptance of the permit for construction over said sewer, waive all claims for damages; and further

5) Provided, That if the sewer located in said property shall break or be damaged, as a result of any action on the part of the petitioner, or assigns, (by way of illustration but not limitation, such as storage of excessive weights of materials, or any construction not in accord with provision 2, mentioned above) then in such event, the petitioner or assigns shall be liable for all costs incident to the repair of such broken or damaged sewer; and further

Resolved, That the Quit Claim Deed of the Mobil Oil Company to the City of Detroit deeding land for alley purposes, being the easterly 20.00 feet of the northerly 26.43 feet of Lot 6 of McAllister and Sharpe's Subdivision of the North 182.45 feet of the South 262.03 feet, and North 118.38 feet of the South 440.42 feet of Outlot 190, Rivard Farm, City of Detroit, Wayne County, Michigan, as recorded in Liber 10, Page 54 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; and further

Resolved, That all the work in-

involved in removing the paved alley return, constructing new curb, walk and a new return, and the paving of the new alley will be done privately by the petitioner;

Provided, That the entire work is performed in accordance with plans and specifications of the City Engineer's Office, and under the supervision of the Inspection Division of the Department of Public Works.

Adopted as follows:

Yeas — Councilmen Beck, Brickley, Connor, Poindexter, Ravitz, Wierzbicki and President Carey—7.

Nays—None.

#### Purchases and Supplies

July 27, 1965.

Honorable Common Council:

Gentlemen — The Department of Purchases and Supplies has advertised for bids in accord with specifications and recommends that contracts be entered into with firms or persons as is detailed in the following communications:

#### FILE NO. 6445

Nine bids were received as a result of fifteen solicitations, as per tabulation, for furnishing the Department of Public Works with Compressor, Air, Rotary, Portable.

To: Chicago Pneumatic Tool Co. of Detroit (Lowest Bid)—

1 Only, Compressor, Air, Rotary, Portable, 125 C.F.M. capacity, two-stage, rotary vane type, chassis mounted with rubber tires, complete with gasoline engine and accessories. Chicago Pneumatic Model 125-R6-2. Complete for the sum of \$6,027.00.

Less Trade-In Allowance For:

1 Only, Used Compressor, Portable, mounted on 3 wheels, Worthington, Model 105, Serial No. 158-13-937, Code 10135, Damaged by fire. The sum of \$2,079.00; Terms Net.

This purchase totals \$6,027.00 exclusive of trade-in allowance.

Prices are firm and F.O.B. Delivered. Terms: Net, 30 Days.

#### FILE NO. 6473

Nine bids were received as a result of fourteen solicitations, as per tabulation, for furnishing the City of Detroit, Hospitals, with normal requirements of Needles, Hypodermic, Disposable, for a period starting August 4, 1965 and ending June 30, 1966.

To: Ferndale Laboratories & Surgical, Inc. of Ferndale, Mich., (Lowest Acceptable Bid)—

Approx. 540,000 Needles, Hypodermic, Disposable, (Single Injection type), Sterile individually packaged, and color codes as to gauge. To include all the manufacturer's standard listed sizes for disposable needles as to gauge, length and point (regular and short bevel.) Yale Brand mfd. by Becton Dickinson including sizes: 18 or 19 Gauge x 1½ in., 20 Gauge x 1 in. and 1½ in., 21 Gauge x 1 in. and 1½ in., 22 Gauge x 1 in. and 1½ in.,