

incidental to the repair of such broken or damaged utility; and further

Resolved, That the City Controller is hereby authorized and directed to issue a Quit Claim Deed to the Detroit Lions, Inc., to the last mentioned alley, and that the Corporation Counsel is directed to prepare said deed; and further

Resolved, That at any time in the future the removal of the paved alley return at the entrance to the alleys to be converted into easements becomes necessary, the entire cost of such removal shall be paid by the Detroit Lions, Inc., its heirs, executors, administrators, or assigns; and further

Resolved, That the Quit Claim Deed of the Detroit Lions, Inc., deeding land to the City of Detroit for alley purposes described as: The westerly 20.00 feet of the easterly 25.00 feet of Lot 12, Block 79 of the Plat of the Woodbridge Farm as divided by the Commissioners, as recorded in Liber 1, Pages 146 and 147 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 the petitioner shall install the necessary drainage and pave the newly dedicated alley and alley return by private contract under permit of the Department of Public Works and Department of Water Supply in accordance with City specifications and inspection and that all costs for said work shall be paid by the Detroit Lions, Inc., its heirs, successors, or assigns.

Adopted as follows:

Yeas — Councilmen Beck, Hood, Ravitz, Rogell, Van Antwerp and President Carey—6.
Nays—None.

Department of Public Works
September 25, 1967

Honorable Common Council:

Re: Petition No. 3358 — Grace David, et al, Alley Bounded by Bishop, Frankfort, Grayton, Warren, Conversion to Easement, Correction of Error in Description.

Gentlemen — The resolution adopted by your Honorable Body on August 8, 1967, J.C.C. Page 1891, granting Petition No. 3358 of Grace David, et al, did not contain a specific description of the property to be converted. We respectfully request your Honorable Body to rescind the resolution of August 8, 1967, and adopt the attached corrected resolution.

Respectfully submitted,
ROBERT E. TOOHEY
Commissioner

By Councilman Hood:

Resolved, The resolution of August 8, 1967, J.C.C. Page 1891 converting an

alley to a public easement at the request of Grace David, et al, Petition No. 3358, is hereby rescinded; and further

Resolved, That all that part of the north-south public alley, 18 feet wide, south of Frankfort Avenue and between Bishop Avenue and Grayton Avenue east of and adjoining lots 70 through 77 inclusive of Poupard's Woodland Subdivision of the north part of Private Claim 111, City of Detroit, Wayne County, Michigan, as recorded in Liber 64, Page 45 of Plats Wayne County Records, and lying west of and adjoining lots 510 through 516 inclusive of Eastern Heights Land Company's Subdivision Number 1 of the northerly parts of lots 4, 5 and 6 of the subdivision of the front and rear concessions of Private Claim 585, City of Detroit, Wayne County, Michigan, as recorded in Liber 50, Page 4 of Plats, Wayne County Records, also, all that part of the north-south irregular-shaped public alley north of Warren Avenue and between Bishop Avenue and Grayton Avenue, the westerly nine feet lying east of and adjoining lots 78 through 81 inclusive of Poupard's Woodland Subdivision as recorded in Liber 64, Page 45, Plats, Wayne County Records, and the easterly nine feet lying west of and adjoining lots 159 through 164 inclusive of Volkening, Overfield and Lyon's Subdivision of the southerly portion of Lot 6, Private Claim 585, Township of Grosse Pointe, Wayne County, Michigan, as recorded in Liber 18, Page 35 of Plats, Wayne County Records, and that irregular surplus portion of land lying between the above-mentioned lots which was acquired by foreclosure and set aside for alley purposes by the Common Council as recorded in the Journal of the Common Council, September 2, 1948, Page 2463.

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 purposes of installing, maintaining, repairing, removing, or replacing any sewer conduit, gas mains or lines, water mains, telephone, 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 without prior approval by the Department of Public Works.

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.

Adopted as follows:

Yeas — Councilmen Beck, Hood, Ravitz, Rogell, Van Antwerp and President Carey—6.
Nays—None.

Department of Public Works

September 26, 1967.

Honorable Common Council:

Re: Contract PW-5712, Automatic Conveyor System, West Side Asphalt Plant, Rejection of Bids.

Gentlemen—On September 7, 1967, only one bid was received for the Automatic Conveyor System — West Side Asphalt Plant, Contract PW-5712. This bid was submitted by Don Cartage Company in the amount of \$372,359 which was substantially above the City Engineer's estimate.

It is therefore the recommendation of the City Engineer that the bid be rejected and the job re-advertised.

May we have your formal approval to reject this bid.

Respectfully submitted,
ROBERT E. TOOHEY
Commissioner

By Councilman Hood:

Resolved, That the one bid on Don Cartage Company in the amount of \$372,359 for the Automatic Conveyor System — West Side Asphalt Plant, Contract PW-5712, is hereby rejected; and be it further

Resolved, That the City Engineer be and he is hereby authorized and directed to re-advertise for bids.

Adopted as follows:

Yeas — Councilmen Beck, Hood, Ravitz, Rogell, Van Antwerp and President Carey—6.
Nays—None.

Department of Public Works

September 20, 1967

Honorable Common Council:

Re: Petition No. 11326 — B. & E. Machine Products Company, et al, Vacation of Alley bounded by Lovett, Torrey, 28th Street and Michigan.

Gentlemen — The above petition requests the vacation of a portion of the east-west public alley, 20 feet wide, north of Michigan Avenue between Lovett and 28th Street.

The requested vacation was approved by the City Plan Commission

with the recommendation that sufficient land be dedicated for a new alley north of Michigan Avenue between Lovett and 28th Street.

The petition was then referred to us for investigation and report. Our report, accompanied by the original petition, is as follows: Quit Claim Deeds have been received from the petitioner, deeding to the City of Detroit land for the new alley. The petitioner has previously recorded with the Register of Deeds one of the above-mentioned Deeds. The Deeds were approved as to form and execution by the Corporation Counsel and as to description by the City Engineer, and are attached for your Honorable Body's acceptance.

Proper provisions are incorporated into the vacating resolution protecting the City's interest in sewers located or to be located in the public right-of-way to be vacated.

All other involved City departments and privately-owned utility companies reported that they have no objection to the proposed vacation or that they have reached satisfactory agreements with the petitioner regarding their installations therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,
ROBERT E. TOOHEY
Commissioner

By Councilman Ravitz:

Resolved, All that part of the east-west public alley, south of Torrey Avenue, and west of Lovett Avenue as platted in Scotten and Lovett's Subdivision of that part of P. C. 583, north of Michigan Avenue lying between the center of Michigan and Torrey Avenues and the center of Lovett Avenue and the west line of said P.C. 583, T. 2. S., R. 11 E., Detroit, Wayne County, Michigan as recorded in Liber 9, Page 6, Plats, Wayne County records, lying north of and adjoining the northerly line of lots 7 and 8, and lying south of and adjoining a line described as follows: Beginning at a point in the westerly line of lot 8 extended northerly, said point being 9.48 feet northerly of the northwest corner of lot 8; thence N. 83d 51m 44s E., 16.71 feet to a point; thence N. 61d 48m 42s E. along a line, said line being the extension of southerly line of the 20 foot public alley deeded to the City March 7, 1944, J.C.C. 727, said line is also the north line of lot 9 extended westerly, to a point of intersection with the easterly line of lot 7 extended northerly; thence S. 28d, 11m 18s E. along the extension of the easterly line of lot 7 to the northeast corner of lot 7; also,

All that part of the east-west public alley south of Torrey Avenue and east of 28th Street as platted in Plat of Peoples' Subdivision of part of Private Claim 583, Springwells, Wayne County, Michigan, Town 2 South, Range 11 East, recorded in Liber 4, Page 28, Plats, Wayne County records,