

All that part of the north-south public alley, 20 feet wide, first westerly of Leigh Avenue between Copland and Portland Avenues having been opened on November 30, 1926 and have been platted as the easterly 20 feet of Lot 198 of the above-mentioned subdivision; also

All that part of the public alley, 20 feet wide, westerly of Leigh Avenue, between Copland and Portland, not previously vacated abutting the northwesterly line of Lot 92 of the above-mentioned subdivision; also

All that part of Portland Avenue, 50 feet wide, between Leigh Avenue and the southeasterly line of Private Claim 405, lying easterly of and abutting the southeasterly line of Private Claim 405, Springwells Township, T. 2 S., R. 11 E., Wayne County, Michigan, and lying westerly of a line drawn from the southwesterly corner of Lot 92 to the southerly line of Portland Avenue said line is perpendicular to the southerly line of Portland Avenue, inclusive of the above-mentioned subdivision; also

All that part of Leigh Avenue, 50 feet wide, between Peterson and Copland Avenues having been opened on November 26, 1901 and having been platted as the easterly 23.85 feet of Lot 225, the westerly 26.15 feet of Lot 226, and the 10 foot wide east-west alley abutting said portions of lots inclusive of the above-mentioned subdivision; also have been platted as the westerly 20 feet of lot 115 and all of Lot 116 of Peterson's Subdivision of part of Private Claim 11, as recorded in Liber 14,, Page 39, Plats, Wayne County Records, also

All that part of Beaumont Avenue, 60 feet wide, between Peterson and Copland Avenues having been opened on April 30, 1902, and having been platted as the westerly 33.42 feet of Lot 11 and the easterly 26.58 feet of Lot 12 of Henry W. D. Peterson's Subdivision of the northeasterly part of 14.75 acres in Private Claim 45, Springwells, as recorded in Liber 10, Page 66, Plats, Wayne County Records; and having been platted as Lots 245 and 246 and the 10 foot wide public alley abutting said lots inclusive of Tait and Harbough's Addition to the Village of Delray as recorded in Liber 11, Page 81, Plats, Wayne County Records;

Be and the same are hereby vacated as public streets and alleys to become a part and parcel of the abutting property; and be it further

Resolved, Because the above described property is to be used for Municipal purposes, that upon proper application, the Department of Public Works shall issue to the Detroit Edison Company, the Michigan Bell Telephone Company, and the Michigan Consolidated Gas Company, permits to relocate their pipes, poles

and lines from the vacated streets and alley to public streets and conveniently located in reference to the vacated alley and consistent with the public health, safety convenience and general welfare; and be it further

Resolved, That the Detroit Edison Company, the Michigan Bell Telephone Company, and the Michigan Consolidated Gas Company are hereby directed to remove all their pipes, poles and lines from the vacated streets and alley without expense to the City within thirty days of 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 Browne, Eberhard, Hood, Levin, Rogell, Tindal, Van Antwerp, Wierzbicki, and President Ravitz—9.

Nays—None.

Department of Public Works

August 28, 1970

Honorable Common Council:

Re: Petition No. 749, Violet Gable, et al, 6127 Hereford, Alley Bounded by Neff, Hereford, Berden and Minerva, Conversion to Easement.

Gentlemen — The above petition requests the conversion of the north-south public alley 18 feet wide in the block bounded by Neff, Hereford, Berden and Minerva Avenues into an easement for public utilities. The requested conversion into easement for public utilities was recommended by City Plan Commission.

The petition was then referred to us for investigation and report. Our report, accompanied by the original petition is as follows:

All City departments and privately-owned utility companies reported that they will be unaffected by the conversion to an easement of said alley or that they have reached satisfactory agreements with the petitioner regarding their installation therein.

An appropriate resolution is attached for your Honorable Body's consideration.

Respectfully submitted,

ALFRED BERARDUCCI

Commissioner of Public Works
By Councilman Wierzbicki:

Resolved, That all that part of the north-south public alley, 18 feet wide, in the block bounded by Neff, Hereford, Berden and Minerva Avenues as platted in Gates Manor Subdivision of part of Private Claims 344 and 586, Detroit, Wayne County, Michigan, as recorded in Liber 59, Page 55, Plats, Wayne County Records.

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and abutting the Neff Road subdivision of part of Private Claims 344 and 586, Detroit, Wayne County, Michigan, recorded in Liber 67, Page 58, Plats, Wayne County Records, and as shown on Department of Public Works Drawing No. X-749, dated July 27, 1970.

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 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 in said vacated public alley hereinabove described for the purposes of maintaining, installing, repairing, removing, or replacing public utilities such as water mains, sewers, gas lines or mains, telephone, electric light conduits or 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 including but not limited to concrete slabs or driveways, retaining or partition walls (except necessary line fence) shall be built or placed upon said easement, nor any change of surface grade made, 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 incidental to such removal and/or relocation, unless such charges are waived by the utility owners,

Provided Further, That if any utility located or to be 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 not limitation), such as storage of excessive weights of materials or construction not in accordance with Section 2, mentioned above, then in such event the petitioner or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Hood, Levin, Rogell, Tindal, Van Antwerp, Wierzbicki, and President

Ravitz—9.

Nays—None.

Department of Public Works

August 27, 1970

Honorable Common Council:

Re: Petition No. 350, Fisher Provision Company, 1515 Division, Alley Bounded by Riopelle, Orleans, Division and Alfred Vacation.

Gentlemen — The above petition request the vacation of a portion of the east-west public alley 20 feet wide in the block bounded by Riopelle, Orleans, Division and Alfred. The requested vacation was recommended by the City Plan Commission.

The petition was then referred to us for investigation and report. Our report, accompanied by the original petition is as follows:

An easement is reserved in the vacating resolution for the Detroit Edison Company, Michigan Bell Telephone Company and the Public Lighting Commission for the maintenance of their installations located in the public right-of-way to be vacated.

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.

An appropriate resolution is attached for your Honorable Body's consideration.

Respectfully submitted,

ALFRED BERARDUCCI

Commissioner of Public Works.
By Councilman Wierzbicki:

Resolved, That all that part of the southerly 10 feet of the east-west public alley, 20 feet wide, in the block bounded by Riopelle, Orleans, Division and Alfred Streets lying northerly of and abutting the northerly line of the westerly 25.0 feet of Lot 44 of the Plat of Dedication of alley on Riopelle, Orleans, Division and Alfred Streets thru Lots 43 to 48 inclusive, subdivision of Riopelle Farm North of Gratiot and Lots 16 to 21 inclusive, Schulties Subdivision of part of Outlot 7 Dequindre Farm, Detroit, Wayne County, Michigan, June 5, 1880, Liber 5, Page 39, Plats, and as shown on Department of Public Works drawing No. X-350, dated May 12, 1970.

Be and the same is hereby vacated to become a part and parcel of the abutting property subject to the following provisions:

1) Provided, An easement or right-of-way is hereby reserved for the