

the City Treasurer be and he is hereby authorized to delete sidewalk assessments as set forth in the communication of the Commissioner.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Henderson, Hood, Levin, Rogell, Wierzbicki, and President Ravitz — 8.
Nays — None.

Department of Public Works
December 20, 1972

Honorable Common Council:

RE: Petition No. 4664

Hardy Reese, et al
3150 Edsel Street

Conversion to Easement of the east - west alley south of Francis Street between Fort Street and Edsel Avenue

Gentlemen — The above petition requests the conversion of the above described alley into an easement for public utilities. The requested conversion into easement for public utilities 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:

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 consideration by your Honorable Body

Respectfully submitted,
CLARENCE C. RUSSELL
Commissioner

By Councilman Wierzbicki:

Resolved, That all that part of the east-west alley, 10 feet wide, in the block bounded by Fort Street, Edsel, Gleason and Francis lying southerly of and abutting the southerly line of Lot 129, having been deeded to the City of Detroit on November 9, 1962, by instrument number E 731727 recorded in Liber 14902, Page 171 described as: "The east 10 feet of the south 173 feet of the north 206 feet of lot 48" said lot 48 being a part of a Private Plat in Private Claim 61, T.3S., R.11.E., Ecorse Township, Michigan,

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

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 but 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, and further

Resolved, That the City Controller is hereby authorized and directed to issue a Quit Claim Deed to the petitioner for the above described vacated alley and that the Corporation Counsel is directed to prepare such Deed.

Adopted as follows:

Yeas — Councilmen Browne, Eberhard, Henderson, Hood, Levin, Rogell, Wierzbicki, and President Ravitz — 8.
Nays — None.

Purchases and Supplies

January 2, 1973

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. 6607

One bid was received for furnishing the Detroit Metro Water Department with Repair Parts, Worthington Pump.

Items and prices as are on file in the office of the City Clerk.