

tions of public utility easements west of John R., between Holbrook and Owen Avenues.

The above petition requests the vacation of portions of the public utility easements in vacated Josephine and the vacated alleys north and south thereof as granted by your Honorable Body on June 17, 1969, J.C.C. Pages 1438-9 (Petition No. 7475).

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

The petitioner has issued the following Purchase Orders which have been credited to the departments and accounts named, for the purposes indicated:

Water and Sewerage Department
Purchase Order No. 46254 \$450

For the estimated cost of inspecting the abandonment of the water main located in the street to be vacated.

Public Lighting Department
Purchase Order No. 46255 \$28,500

For the estimated cost to relocate lighting facilities from the area 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,
JAMES W. WATTS,
Director

By Council Member Eberhard:

RESOLVED, That all that part of vacated Josephine Avenue, 60 feet wide, between Woodward and John R., as converted to a public utility easement on June 17, 1969, J.C.C. Pages 1438 and 1439 (Petition No. 7475) lying southerly of and abutting the southerly line of lots 5 to 9 and the westerly 4 feet of lot 10 and the north-south vacated alley, 20 feet wide between lots 5 and 6, and the north-south vacated alley, 20 feet wide, between lots 6 and 7; lying northerly of and abutting the northerly line of lots 60 to 64 and the westerly 4 feet of lot 59 all inclusive of Frazer and McLaughlin's Subdivision of the West 1880.54 feet of the South 297 feet of the North 654 feet and the West 1320 feet of the South 198 feet of the North 852 feet of 1/4 Section 44, 10,000 Acre Tract, Hamtramck, Wayne County, Michigan, as recorded in Liber 14, Page 29, Plats, Wayne County records; also

All that part of the east-west public easement, 18 feet wide, in the block bounded by Woodward, John R., Holbrook, and Josephine, lying southerly of and abutting the southerly line of lots 60 to 62 and the easterly 25 feet of lot 63; and the westerly 4 feet of lot 59; lying north-

erly of and abutting the northerly line of lots 75 to 77 and the westerly 4 feet of lot 78 and the easterly 25 feet of lot 74, all inclusive of the above mentioned subdivision; also

All that part of the north-south public easement, 20 feet wide, first westerly of John R. Street between Josephine and Owen Avenues lying westerly of and abutting the westerly line of lot 7 and easterly of and abutting the easterly line of lot 6 inclusive of the above mentioned subdivision; also

All that part of the east-west public easement, 1750 feet wide, in the block bounded by Woodward, John R., Josephine, and Owen, lying northerly of and abutting the northerly line of lots 7 to 9 and the westerly 4 feet of lot 10, northerly of and abutting the north line of the north-south public easement, 20 feet wide, west of the westerly line of lot 7, all inclusive of the above mentioned subdivision; also lying southerly of and abutting the southerly line of the westerly 17 feet of lot 61, lots 62 to 64 and the easterly 17.0 feet of lot 65, all inclusive of Owen and Bartlett's Subdivision of the South 297 feet of the North 357 feet of the West 1880.54 feet of 1/4 Section 44, 10,000 Acre Tract, Hamtramck, Wayne County, Michigan, as recorded in Liber 15, Page 52, Plats, Wayne County records;

Be and the same are hereby vacated as public utility easements.

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Rogell, and President Levin — 8.

Nays — None.

Environmental Protection and Maintenance Department

February 24, 1977

Honorable City Council:

Re: Conversion to Easement of Certain Residential Alleys.

The petitions listed below request the conversion of the described residential alleys into easements for public utilities.

Petition No. 1864—Petitioner: Vincent L. MacLean, etal — Location: All of the 7 ft. wide east-west alley first north of New York Avenue, between Cadieux and Guilford.

2882—Carol A. Mounsey, etal — The 20 ft. wide north-south alley in the block bounded by Ann Arbor Trail, West Parkway, Sawyer and Hazelton.

2953—James R. Dingeman, etal — The 16 ft. wide north-south alley in the block bounded by Wormer, Clarita, Woodbine, and Grand River.

3247—Jeanne Wolff, etal — The 16 ft. wide north-south alley in the block bounded by Bralle, Florence, Patton, and Puritan.

3975—James N. Williams, etal — The 16 ft. wide north-south alley in the block bounded by Lakepointe,

Morang, Roxbury, and Britain.

4021—Martin W. Hankus, etal — A portion of the 16 ft. wide north-south alley first west of Regent, between Liberal and Manning. Described as the north 167.56 ft. of the north-south alley.

4081—Edward Rudzik, etal — The 15 ft. wide north-south alley in the block bounded by E. McNichols, Eureka, Hasse, and E. Davison.

4183—Ralph Mangum, etal — The 20 ft. wide north-south alley parallel to Kelly Rd. in the block bounded by Boulder, Lappin, Kelly, and Maddelein.

The requested conversions into easements for public utilities were approved by the Community and Economic Development Department. The petitions were then referred to us for investigation and report. Our report, accompanied by the original petitions, is as follows:

All City departments and privately-owned utility companies reported that they will be unaffected by the conversions into easements of said alleys.

The adoption of the attached resolution is recommended.

JAMES W. WATTS,
Director

By Council Member Rogell:

WHEREAS, The City Council has been petitioned to convert certain residential alleys into easements for public utilities which are included in the following list:

Petition No. 1464, Mr. Vincent L. MacLean, etal, for all of the east-west public alley, 7 feet wide, first northerly of New York Avenue and easterly of Cadieux Avenue abutting the rear line of lots 4 to 21 inclusive of "Columbia", Freund's Subdivision of Lots 26 to 33 inclusive of Michael Cadieux Estate, P.C.'s 506 and 564, Grosse Pointe, Wayne County, Michigan, as recorded in Liber 17, Page 93, Plats, Wayne County records; also

Petition No. 2882, Mrs. Carol A. Mounsey, etal, for all of the north-south public alley, 20 feet wide, in the block bounded by Ann Arbor Trail, Sawyer, Hazelton, and West Parkway, as platted in "Fogle Military Park" a subdivision of part of the southwest $\frac{1}{4}$ of Section 4, T.2S., R.10E., Dearborn Township, Wayne County, Michigan, as recorded in Liber 53, Page 32, Plats, Wayne County records; also

Petition No. 2953, Mr. James R. Dingeman, etal, for all of the north-south public alley, 16 feet wide, in the block bounded by Grand River, Clarita, Wormer, and Woodbine, having been platted in "Bungalohill Subdivision" of part of the northeast $\frac{1}{4}$ of Section 8 and part of the northwest $\frac{1}{4}$ of Section 9, Redford Township, T.1S., R.10E., Wayne County, Michigan, as recorded in Liber 35, Page 61, Plats, Wayne County records; and as platted in "Supervisor's State

Subdivision No. 3", a resubdivision of Lots 410 to 429 and 491 to 510, inclusive, and vacated alleys of Bungalohill Subdivision of part of the northeast $\frac{1}{4}$ of Section 8, and part of northwest $\frac{1}{4}$ of Section 9, Redford Township, T.1S., R.10E., Wayne County, Michigan, as recorded in Liber 58, Page 72, Plats, Wayne County records; also

Petition No. 3247, Ms. Jeanne Wolfe, etal, for all of the north-south alley, 16 feet wide, in the block bounded by Puritan, Florence, Braille, and Patton inclusive of the Grand River Park Subdivision of part of the east $\frac{1}{2}$ of Section 15, T.1S., R.10E., south of Grand River Avenue, Redford Township, Wayne County, Michigan, as recorded in Liber 37, Page 4, Plats, Wayne County records; also

Petition No. 3975, Mr. James N. Williams, etal, for all of the north-south public alley, 18 feet wide, in the block bounded by Britain, Morang, Lakepointe, and Roxbury, as platted in the "Seven Mile - Cadieux Subdivision No. 3" of the west part of Lot 4, of the Subdivision of the Back Concession of Private Claim 258, City of Detroit, Wayne County, Michigan, as recorded in Liber 58, Page 63, Plats, Wayne County records; also

Petition No. 4021, Mr. Martin W. Hankus, etal, for the northerly portion of the north-south alley, 16 feet wide, first westerly of Regent Avenue, between Liberal and Manning Avenues, abutting the easterly line of Lot 236 inclusive of "Crescent Park" a Subdivision of part of the north $\frac{1}{2}$ of the south $\frac{1}{2}$ of Section 1, T.1S., R.12E., Gratiot Township, Wayne County, Michigan, as recorded in Liber 45, Page 27, Plats, Wayne County records; also

Petition No. 4081, Mr. Edward Rudzik, etal, for all of the north-south alley, 15 feet wide, in the block bounded by East Davison, East McNichols, Eureka, and Hasse abutting the rear line of lots 1 to 4 and 13 to 17 inclusive of "Mechanics Park" being John M. Dwyer's Subdivision of part of Fractional Section 17 and Fractional Section 18, T.1S., R.12E., Hamtramck, Wayne County, Michigan, as recorded in Liber 26, Page 1, Plats, Wayne County records; also

Petition No. 4183, Mr. Ralph Mangum, etal, for all of the north-south alley, 20 feet wide, in the block bounded by Maddelein, Lappin, Boulder, and Kelly, abutting the rear line of lots 49 to 63 and abutting lots 656, 657, and 702, all inclusive of Avalon Heights Subdivision of part of Fractional Section 6, T.1S., R.13E., Gratiot Township, Wayne County, Michigan, as recorded in Liber 49, Page 100, Plats, Wayne County records;

Be and the same are hereby vacated as public alleys and are hereby converted into public easements of the full width of the alleys, which easements shall be subject to the follow-

ing covenants and agreements, uses, reservations and regulations, which shall be observed by the owners of the lots abutting on said alleys, 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 alleys 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 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 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 Environmental Protection and Maintenance Department,

THIRD, that if at any time in the future the owners of any lots abutting on said vacated alleys 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 be it further

RESOLVED, That the City Clerk is hereby authorized and directed to mail a copy of this resolution to the Detroit Edison Company, the Michigan Consolidated Gas Company, and the Michigan Bell Telephone Company.

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Rogell, and President Levin — 8.

Nays — None.

Public Lighting Department

January 7, 1977

Honorable City Council:

At its meeting held December 21, 1976, the Public Lighting Commission

authorized me to submit the following listed cancellations in the amounts shown for the approval of your Honorable Body:

Inv. No.	Name	Amt. to be Cancelled
F-14627	Claybrooks & B. Marecki,	\$60.24.
F-15010	Aaron Neely,	\$184.56.
F-24093	Dollie G. Dunlap & Mary Fish,	\$131.49.
F-25150	E. Souka & F. Shelton,	\$75.77.
F-25151	Bernard Hayduk,	\$134.20.
F-25165	John D. Robbins,	\$120.91.
F-25175	Thomas A. Pomaranski,	\$106.24.
F-25177	Mark W. Weaver,	\$143.71.
F-25178	Thomas E. Rugenski,	\$110.72.
F-25189	Valda M. Rice,	\$211.47.
F-25190	Algia Johnson,	\$120.76.
F-25191	Kevin Tschirhart,	\$119.67.
F-25194	Kenalmar Engineering Co.,	\$146.09.
F-25196	David Rodriguez,	\$37.41.
F-25203	Gregory Z. Maynard,	\$138.08.
F-25205	Fred Dorton, Jr.,	\$81.07.
F-25206	Frederick C. Juett,	\$113.92.
F-26442	Nathaniel Watson,	\$76.17.
F-26450	Thomas J. Battaglia,	\$132.01.
F-26457	Ilmi Selmani,	\$78.14.
F-26459	Richard A. Potter,	\$82.65.
F-26465	George Balau,	\$177.87.
F-26467	Joseph V. Plata,	\$147.74.
F-26480	Roosevelt Bell,	\$206.34.
F-26481	Lovejoy Hand, Jr.,	\$96.96.
F-26486	James Beasley,	\$466.62.
F-26500	James T. Newbell,	\$83.81.

Note: All of the cases listed represent 85% and over settlements.

Respectfully submitted,

JAMES A. WILLIAMS,
Deputy Superintendent

Approved:

W. I. STECHER

Budget Director

G. F. FISCHER

Deputy Finance Director

DARRYL F. ALEXANDER

Assistant Corporation Counsel

KERMIT G. BAILER

Corporation Counsel

By Council Member Rogell:
RESOLVED, That the Finance Director be and he is hereby authorized and directed to cancel accounts receivable bills in accordance with the foregoing communication.

Adopted as follows:

Yeas — Council Members Browne, Cleveland, Eberhard, Henderson, Hood, Kelley, Rogell, and President Levin — 8.

Nays — None.