

Michigan. Rec'd L.13, P.85 Plats, W.C.R. which is a vacant lot measuring 40' x 120' and zoned R-1.

Now, Therefore Be It Resolved, that, in accordance with the Offer to Purchase, the CEDD Director be authorized to furnish Title Insurance and to issue a Quit Claim Deed for the described property to purchaser upon payment of the purchase price.

Recommended:

RONALD J. HEWITT
CEDD Director

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 9.
Nays — None.

By Council Member Cockrel:

Re: Sale of Property — Split Lot, East side of Sheridan, between Sylvester and Canfield.

WHEREAS, the Community & Economic Development Department (CEDD), has received and recommends acceptance of Offers to Purchase from adjoining owners, each for one half of the lot, the first being in the amount of \$125 cash, from Clarence Norment, Jr., and Katie Norment, his wife, adjoining owners, for the purchase of property, described on the tax rolls as:

S 15' Lot 6, Blk 3, E.C. Van Husan's Subd'n of the E'y 61.07 acres of P.C. 16, between Mack & Gratiot Avenues, City of Detroit & Twp of Hamtramck, Wayne County, Michigan. Rec'd L.11, P.65, Plats, W.C.R.

the second Offer to Purchase in the amount of \$125 cash, from Jessie Walker and Josephine Walker, his wife, adjoining owners, for the purchase of property, described on the tax rolls as:

N 15' Lot 6, Blk 3, E.C. Van Husan's Subd'n of the E'y 61.07 acres of P.C. 16, between Mack & Gratiot Avenues, City of Detroit & Twp of Hamtramck, Wayne County, Michigan. Rec'd L.11, P. 65, Plats, W.C.R.

the entire lot measuring 30 x 116' and zoned R-2.

Now, Therefore Be It Resolved, that, in accordance with the Offers to Purchase, the CEDD Director be authorized to furnish Title Insurance and to issue Quit Claim Deeds for the described property to the purchasers upon payment of the purchase price with the deeds to include the attachment clause.

Recommended:

RONALD J. HEWITT
CEED Director

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 9.
Nays — None.

By Council Member Cockrel:

Re: Sale of Property — Split Lot, East side of Manor, between Schoolcraft and Kendall.

WHEREAS, the Community & Economic Development Department (CEDD) has received and recommends acceptance of Offers to Purchase from both adjoining owners, each for one half of the lot, the first being in the amount of \$137.50 cash, from Claude Wilson and Lucille Wilson, his wife, adjoining owners, for the purchase of property, described on the tax rolls as:

N 17.5' Lot 68, Restmore Homes Subd'n of part of SW ¼ of the SE ¼ of Sec 20, T.1S., R.11E, Greenfield Twp., Wayne County, Michigan. Rec'd L.33, P.39, Plats, W.C.R.

the second Offer to Purchase in the amount of \$137.50 cash, from Eddie Brooks and Joan Brooks, his wife, adjoining owners, for the purchase of property, described on the tax rolls as:

S 17.5' Lot 68, Restmore Homes Subd'n of part of the SW ¼ of the SE ¼ of Sec 20, T.1S., R.11E., Greenfield Twp., Wayne County, Michigan. Rec'd L.33, P.39, Plats, W.C.R.

the entire lot measuring 35' x 101' and zoned R-1.

Now, Therefore Be It Resolved, that, in accordance with the Offers to Purchase, the CEDD Director be authorized to furnish Title Insurance and to issue Quit Claim Deeds for the described property to the purchasers upon payment of the purchase price with the deeds to include the attachment clause.

Recommended:

RONALD J. HEWITT
CEDD Director

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 9.
Nays — None.

Environmental Protection and Maintenance Department

January 11, 1978

Honorable City Council:

Re: Petition No. 1805 — Detroit Board of Education. Conversion to sub-surface easement of the remaining alleys in the block bounded by Ellery, Mt. Elliott, Canfield, and Garfield Avenues.

The above petition requests the conversion of the above described alleys, 18 and 20 feet wide into ease-

ments for subsurface public utilities. The requested conversion into easement for public utilities was approved by the Community and Economic Development Department. The petition was then referred to us for investigation and report. Our report, accompanied by the original petition, is as follows:

The petitioner has issued the following purchase order which has been credited to the department named, for the purpose indicated:

Public Lighting Department
Purchase Order No. 35942 \$400.00
For the estimated cost to remove overhead lighting facilities.

The petitioner has also requested that the paved return at the entrance to the east-west alley on the east side of Ellery between Canfield and Garfield remain in its present status as the petitioner plans to utilize same, and had agreed by letter filed with the original petition to pay all costs incidental to the removal of same whenever the discontinuance of use makes such removal necessary.

All other involved City departments and privately-owned utility companies reported that they have no objection to the conversions of public right-of-ways into easements provided that proper provisions are incorporated into the vacating resolution protecting their installations located therein.

The adoption of the attached resolution is recommended.

Respectfully submitted,
JAMES W. WATTS,
Director

By Council Member Cleveland:

RESOLVED, that all that part of the public alleys, 18 and 20 feet wide not previously vacated in the block bounded by Ellery, Mt. Elliott, Canfield, and Garfield having been platted or opened in the following:

Lambert's Subdivision of a portion of Outlots 21 and 22, Leib Farm, Detroit, Wayne County, Michigan, as recorded in Liber 19, Page 65, Plats, Wayne County records; also

Gutow's Subdivision of the W ½ of the southerly 450.50 feet of Outlot 22, Leib Farm, Detroit, Wayne County Michigan, as recorded in Liber 19, Page 64, Plats, Wayne County records; also

Schwartz' Subdivision of the northerly 236.20 feet of Outlot 19, Leib Farm, north of Gratiot, Detroit, Wayne County, Michigan, as recorded in Liber 16, Page 64, Plats, Wayne County records; also

Fischer and Bernart's Subdivision of part of Lot 20, north of Gratiot of the Subdivision of the Leib Farm, Detroit,

Wayne County, Michigan, as recorded in Liber 8, Page 48, Plats, Wayne County records; also

That portion of alley 10 feet wide opened on October 29, 1929 being a part of Outlot 21 of the Subdivision of the Leib Farm between the river and rear lines of Private Claims as recorded in Liber 45, pages 665, 666 and 667 of Deeds, Wayne County records;

Be and the same are hereby vacated as public alleys and are hereby converted into subsurface public easement of the full width of the alleys, 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 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 a subsurface easement or right-of-way in 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 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 easements, 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 utilities in said easement, such owners, upon whose property the 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

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

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

Adopted as follows:

Yeas — Council Members Cleveland, Cockrel, Eberhard, Hood, Kelley, Mahaffey, McFadden, Rogell, and President Henderson — 9.
Nays — None.

**Environmental Protection and
Maintenance Department**
January 9, 1978

Honorable City Council:

Re: Petition No. 5511 — Ruby Doster, et al. Conversion to Easement of the north-south public alley in the block bounded by Ward, Sorrento, Florence, and Grove Avenues.

The above petition requests the conversion of the above described alley, 16 and 18 feet wide, into an easement for public utilities. The requested conversion into easement for public utilities was approved by the Community and Economic Development Department. 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.

The adoption of the attached resolution is recommended.

Respectfully submitted,
JAMES W. WATTS,
Director

By Council Member Cleveland:

RESOLVED, That all of the north-south public alley, 16 and 18 feet wide, in the block bounded by Ward, Sorrento, Florence, and Grove; the 16 foot wide portion of said alley abutting the rear line of lots 59 to 69 and lots 110 to 120 was platted in Murphy Brothers St. Mary's Woods Subdivision of the west ½ of the northeast ¼ of the northwest ¼ of Section 17, T. 1 S., R. 11 E., Greenfield Township, Wayne County, Michigan, as recorded in Liber 50, Page 20, Plats, Wayne County records; the 18 foot portion of said alley as dedicated as follows:

The westerly 10 feet was dedicated abutting the rear line of lots 64 to 70 of the Daniel Keidan Subdivision, being part of the northwest ¼ of Section 17, T. 1 S., R. 11 E., Detroit, Wayne County, Michigan, as recorded in Liber 63, Page 62, Plats, Wayne

County records and as dedicated from the northwest ¼ of Section 17, T. 1 S., R. 11 E., on June 30, 1925;

The easterly 8 feet was dedicated abutting the rear line of lots 213 to 222 of Bassett and Smith's Puritan Avenue Subdivision of the East 30 acres of the south ½ of the northwest ¼ of Section 17, T. 1 S., R. 11 E., Detroit, Wayne County, Michigan, as recorded in Liber 44, Page 46, Plats, Wayne County records;

Be and the same are hereby vacated as 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 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