

Collins, Hood, Mahaffey, Peoples, Ravitz and President Henderson — 7.
Nays — None.

Law Department

May 23, 1983

Honorable City Council:

Re: Terry McGruder v City of Detroit, Detroit Police Department, Estate of Randy Varney, Case No. 4 775 056 (36th District), Our File No. 81-8178 TWD.

Representation by the Law Department of the City employee's estate listed below is hereby recommended, as we concur with the recommendation of Chief Hart and believe that the City Council should find and determine that the suit against the defendant employee's estate arose out of or involved the performance in good faith of the official duties of the defendant employee.

Defendant: Estate of Randy Varney (Deceased). (Mr. Varney was employed as a Police Officer until his death in an automobile accident while off duty).

Respectfully submitted,
WILLIAM B. DANIEL
Supv. Asst. Corp. Counsel

Approved:

MARK R. ULICNY

Deputy Corporation Counsel

By Council Member Collins:

Resolved, that the Law Department is hereby authorized under the provision of Chapter 16, Article XIII of the Municipal Code of the City of Detroit in accordance with the foregoing communication to provide legal representation to defendant:

Estate of Randy Varney (Deceased).

Approved:

MARK R. ULICNY

Deputy Corporation Counsel

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Hood, Mahaffey, Peoples, Ravitz and President Henderson — 7.

Nays — None.

Law Department

June 3, 1983

Honorable City Council:

Re: James H. Blattner, et al v Kevin Greene, et al, Case No. 81-70865 (U.S. District Court), File No. 79-7095.

Representation by the Law Department of the City employee listed below is hereby recommended, as we concur with the recommendation of the Head of the Department and believe that the City Council should find and determine that the suit against the Defendant arises out of or involves the performance in good faith of the official duties of such Defendant.

Defendant: James Columbo - Sgt. -
Badge #S-470.

Respectfully submitted,
WILLIAM B. DANIEL
Supv. Asst. Corp. Counsel

Approved:

DONALD PAILEN

Corporation Counsel

By Council Member Collins:

Resolved, that the Law Department is hereby authorized under the provision of Chapter 16, Article XIII of the Municipal Code of the City of Detroit in accordance with the foregoing communication to provide legal representation to defendant:

James Columbo, Sgt., Badge #S-470.

Approved:

DONALD PAILEN

Corporation Counsel

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Hood, Mahaffey, Peoples, Ravitz, and President Henderson — 7.

Nays — None.

Law Department

June 10, 1983

Honorable City Council:

Re: Petitions to Convert Alleys to Easements.

For your consideration, submitted herewith are thirty one (31) petitions requesting the conversion of alleys into easements in the City of Detroit.

The requested conversions into easements for public utilities were recommended by the Community and Economic Development Department upon prior investigation and report. For filing in the office of the City Clerk, please find report, petitions to vacate the public alleys, a sketch of the alley and Notice of City Council hearing.

All other involved City Departments and privately owned utility companies have no objections to the conversion of the public right-of-way into an easement 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,
JOSEPH N. BALTIMORE,

Assistant Corporation Counsel

Approved:

MARK R. ULICNY,

Deputy Corporation Counsel

By Council Member Ravitz:

WHEREAS, the following petitions have been filed with the City Council, signed by not less than two-thirds of the owners of properties respectively abutting the alleys as herein described, pursuant to ordinance for the purpose of determining the advisability of this alley vacation.

NOW THEREFORE, BE IT
 PETITION NO. 906
 CONVERSION TO EASEMENT OF THE
 NORTH/SOUTH ALLEY IN THE
 BLOCK BOUNDED BY PREST, WHIT-
 COMB, TYLER AND SCHOOLCRAFT
 AVENUES;

RESOLVED, that all that part of the
 eighteen (18) foot wide alley, running
 North/South in the block bounded by
 PREST, WHITCOMB, TYLER AND
 SCHOOLCRAFT AVENUES, abutting
 Lots 71 to 94, both inclusive, on the
 West of said alley, and Lots 102 to 125,
 both inclusive, on the East of said alley
 in the FORTUNA PARK SUBDIVISION,
 of the West $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of
 the Northwest $\frac{1}{4}$ of Section 30, Town 1
 South, Range 11 East, Greenfield Town-
 ship, Wayne County, Michigan, as re-
 corded in Liber 33, Page 31 of Plats,
 Wayne County Records;

PETITION NO. 972

CONVERSION TO EASEMENT OF THE
 NORTH/SOUTH ALLEY IN BLOCK
 BOUNDED BY MINOCK, WESTWOOD,
 DAYTON AND PAUL AVENUES;

RESOLVED, that all that part of the
 eighteen (18) foot wide alley, running
 North/South in the block bounded by
 MINOCK, WESTWOOD, DAYTON AND
 PAUL AVENUES, abutting Lots 126 to
 136, both inclusive, on the East of said
 alley, and Lots 151 to 161, both inclu-
 sive of the West of said alley in the
 PLATS OF FLORENCE PARK SUBDI-
 VISION, of part of the Southwest Frac-
 tional $\frac{1}{4}$ of Fractional Section 11, Town
 2 South, Range 10 East, Dearborn Town-
 ship, Wayne County, Michigan, as
 recorded in Liber 48, Page 82 of Plats,
 Wayne County Records;

PETITION NO. 973

CONVERSION TO EASEMENT OF THE
 EAST/WEST ALLEY IN THE BLOCK
 BOUNDED BY DICKERSON, COPLIN,
 KILBOURNE AND GLENFIELD
 AVENUES;

RESOLVED, that all that part of the
 eighteen (18) foot wide alley, running
 East/West in the block bounded by
 DICKERSON, COPLIN, KILBOURNE
 AND GLENFIELD AVENUES, abutting
 Lots 1066 to 1079, both inclusive, on
 the South of said alley, and Lots 1080
 to 1093, both inclusive, on the North of
 said alley in the DAVID TROMBLY
 ESTATE SUBDIVISION NO. 4, of the
 David Trombly Farm, P.C. 389, City of
 Detroit, Wayne County, Michigan, as
 recorded in Liber 48, Page 44 of Plats,
 Wayne County Records; Also, abutting
 Lots 39 to 44, both inclusive, on the
 North of said alley, and abutting Lots
 45 to 50, both inclusive, on the South
 of said alley, in the MICHEL'S SUBDI-
 VISION NO. 1, of part of Lots 6 and 7,
 plat of Thomas Trombly Farm, all in

the Private Claim 389, City of Detroit,
 Wayne County, Michigan, as recorded
 in Liber 50, Page 9 of Plats, Wayne
 County, Records;

PETITION NO. 998

CONVERSION TO EASEMENT OF THE
 NORTH/SOUTH ALLEY IN THE BLOCK
 BOUNDED BY ROSEMONT, ASHTON,
 WARREN AND SAWYER AVENUES;

RESOLVED, that all that part of the
 eighteen (18) foot wide alley, running
 North/South in the block bounded by
 ROSEMONT, ASHTON, WARREN AND
 SAWYER AVENUES, abutting Lots 111
 to 139, both inclusive, on the East of
 said alley, and Lots 147 to 175, both
 inclusive, on the West of said alley in
 the WESTHAVEN SUBDIVISION, of a
 part of the Southeast $\frac{1}{4}$ of Section 2,
 Town 2 South, Range 10 East, known
 as Lot 1 and the East $\frac{1}{2}$ of Lot 2 of the
 Survey and Subdivision of the Wm. Rud-
 diman Farm per plat recorded in Liber
 735 of Deeds, Page 511, Dearborn Town-
 ship, Wayne County, Michigan, as re-
 corded in Liber 40, Page 75 of Plats,
 Wayne County Records;

PETITION NO. 1004-A

CONVERSION TO EASEMENT OF THE
 NORTH/SOUTH ALLEY IN THE BLOCK
 BOUNDED BY PLAINVIEW, AUBURN,
 KIRKWOOD AND DAYTON AVENUES;

RESOLVED, that all that part of the
 eighteen (18) foot wide alley, running
 North/South in the block bounded by
 PLAINVIEW, AUBURN, KIRKWOOD AND
 DAYTON AVENUES, abutting Lots 73
 to 90, both inclusive, on the East of
 said alley, and Lots 91 of 108, both
 inclusive, on the West of said alley in
 the HARRINGTON GARDENS SUBDI-
 VISION, of the South $\frac{1}{2}$ of the Northwest
 $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Fractional
 Section 11, Town 2 South, Range 10
 East, Dearborn Township, Wayne County,
 Michigan, as recorded in Liber 51, Page
 46 of Plats, Wayne County records; Also,
 abutting Lot 226 on the East of said
 alley and Lot 227 on the West of said
 alley in the FLORENCE PARK SUBDI-
 VISION, of part of the Southwest Frac-
 tional $\frac{1}{4}$ of Fractional Section 11, Town
 2 South, Range 10 East, Dearborn Town-
 ship, Wayne County, Michigan, as
 recorded in Liber 48, Page 82 of Plats,
 Wayne County Records;

PETITION NO. 1004-B

CONVERSION TO EASEMENT OF THE
 NORTH/SOUTH ALLEY IN THE BLOCK
 BOUNDED BY EVERGREEN, PLAINVIEW,
 KIRKWOOD AND DAYTON AVENUES;

RESOLVED, that all that part of the
 eighteen (18) foot wide alley, running
 North/South in the block bounded by
 EVERGREEN, PLAINVIEW, KIRKWOOD
 AND DAYTON AVENUES, abutting Lots
 109 to 123, both inclusive, on the East
 of said alley, and Lots 130 to 143, both

inclusive, on the West of said alley in the HARRINGTON GARDENS SUBDIVISION, of the South $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Fractional Section 11, Town 2 South, Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 51, Page 46 of Plats, Wayne County Records; Also, abutting Lot 254 on the East of said alley and Lot 255 on the West of said alley in the FLORENCE PARK SUBDIVISION, of part of the Southwest Fractional $\frac{1}{4}$ of Fractional Section 11, Town 2 South, Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 48, Page 82 of Plats, Wayne County Records;

PETITION NO. 1005-A

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY HARTWELL, SNOWDEN, SEVEN MILE AND CAMBRIDGE AVENUES;

RESOLVED, that all that part of the sixteen (16) foot wide alley, running North/South in the block bounded by HARTWELL, SNOWDEN, SEVEN MILE AND CAMBRIDGE AVENUES, abutting Lots 167 to 177, both inclusive, on the West of said alley, and Lots 268 to 278, both inclusive, on the East of said alley in the GREENWICH PARK, a subdivision of the Southwest $\frac{1}{4}$ of Section 5, Town 1 South, Range 11 East, Greenfield Township, Wayne County, Michigan, as recorded in Liber 41, Page 28 of Plats, Wayne County Records;

PETITION NO. 1006

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY HEYDEN, VAUGHAN, VAN BUREN AND JOY ROAD;

RESOLVED, that all that part of the eighteen (18) foot wide alley, running North/South in the block bounded by HEYDEN, VAUGHAN, VAN BUREN AND JOY ROAD, abutting Lots 460 to 472, both inclusive, on the East of said alley, and Lots 580 to 592, both inclusive, on the West of said alley in the WARRENDALE PARKSIDE SUBDIVISION NO. 1, of the East $\frac{1}{2}$ of the East $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of Section 3, Town 2 South, Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 46, Page 75 of Plats, Wayne County Records;

PETITION NO. 1023

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY PREST, WHITCOMB, MARGARETA AND CLARITA AVENUES;

RESOLVED, that all that part of the eighteen (18) foot wide alley, running North/South in the block bounded by PREST, WHITCOMB, MARGARETA AND CLARITA AVENUES, abutting Lots 1854 to 1868, both inclusive, on the East of

said alley, and Lots 1869 to 1883, both inclusive, on the West of said alley in the BLACKSTONE PARK SUBDIVISION NO. 2, of the North $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of Section 7, Town 1 South, Range 11 East, Greenfield Township, Wayne County, Michigan, as recorded in Liber 49, Page 47 of Plats, Wayne County Records;

PETITION NO. 1024

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY VAUGHAN, EVERGREEN, JEFFRIES X-WAY AND DAVISON AVENUES;

RESOLVED, that all that part of the twenty (20) foot wide alley, running North/South in the block bounded by VAUGHAN, EVERGREEN, JEFFRIES X-WAY AND DAVISON AVENUES, abutting Lots 60 to 78, both inclusive, on the East of said alley, and Lots 140 to 150, both inclusive, on the West of said alley in the B.E. TAYLOR'S BRIGHTMOOR EVERGREEN SUBDIVISION, lying South of Grand River Avenue, being part of the Northeast $\frac{1}{4}$ of Section 27, Town 1 South, Range 10 East, Redford Township, Wayne County, Michigan, as recorded in Liber 49, Page 88 of Plats, Wayne County Records;

PETITION NO. 1025

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY PREST, WHITCOMB, WESTFIELD AND WEST CHICAGO AVENUES;

RESOLVED, that all that part of the sixteen (16) foot wide alley, running North/South in the block bounded by PREST, WHITCOMB, WESTFIELD AND WEST CHICAGO AVENUES; abutting Lots 200 to 213, both inclusive, on the West of said alley, and Lots 321 to 334, both inclusive, on the East of said alley in the FRISCHKORN'S WEST CHICAGO BOULEVARD SUBDIVISION, of part of the Southwest $\frac{1}{4}$ of Section 31, Town 1 South, Range 11 East, and part of the West $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of Section 6, Town 2 South, Range 11 East, Greenfield Township, Wayne County, Michigan, as recorded in Liber 46, Pages 11 and 12 of Plats, Wayne County Records;

PETITION NO. 1026

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY WHITCOMB, SUSSEX, BELTON AND MACKENZIE AVENUES;

RESOLVED, that all that part of the sixteen (16) foot wide alley, running North/South in the block bounded by WHITCOMB, SUSSEX, BELTON AND MACKENZIE AVENUES, abutting Lots 857 to 878, both inclusive, on the West of said alley, and Lots 932 to 953, both inclusive, on the East of said alley in the FRISCHKORN'S WEST CHICAGO

BOULEVARD SUBDIVISION, of part of the Southwest $\frac{1}{4}$ of Section 31, Town 1 South, Range 11 East, and part of the West $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of Section 6, Town 2 South, Range 11 East, Greenfield Township, Wayne County, Michigan, as recorded in Liber 46, Pages 11 and 12 of Plats, Wayne County Records;

PETITION NO. 1027

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY ARDMORE, STANSBURY, SEVEN MILE AND CAMBRIDGE AVENUES;

RESOLVED, that all that part of the eighteen (18) foot wide alley, running North/South in the block bounded by ARDMORE, STANSBURY, SEVEN MILE AND CAMBRIDGE AVENUES, abutting Lots 35 to 45, both inclusive, on the West of said alley, and Lots 58 to 68, both inclusive, on the East of said alley in the ARLINGTON PARK SUBDIVISION, being the Southeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 6, Town 1 South, Range 11 East, Greenfield Township, Wayne County, Michigan, as recorded in Liber 48, Page 41 of Plats, Wayne County Records;

PETITION NO. 1038

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY MC DOUGALL, CHAREST, GAYLORD AND E. MC NICHOLS AVENUES;

RESOLVED, that all that part of the fourteen (14) foot wide alley, running North/South in the block bounded by MC DOUGALL, CHAREST, GAYLORD AND E. MC NICHOLS AVENUES, abutting Lots 288 to 289, both inclusive, on the East of said alley, and Lots 394 to 397, both inclusive, on the West of said alley in the SUNNYSIDE SUBDIVISION, of the East 60 acres of the West 80 acres of $\frac{1}{4}$ Section 1, 10,000 Acre Tract, Hamtramck, Wayne County, Michigan, as recorded in Liber 18, Page 2 of Plats, Wayne County Records;

PETITION NO. 1039

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY PREVOST, FORRER, MC NICHOLS AND SANTA MARIA AVENUES;

RESOLVED, that all that part of the eighteen (18) foot wide alley, running North/South in the block bounded by PREVOST, FORRER, MC NICHOLS AND SANTA MARIA AVENUES, abutting Lots 72 to 83, both inclusive, on the West of said alley, and Lots 176 to 187, both inclusive, on the East of said alley in the RUGBY BOULEVARD SUBDIVISION, of part of the East $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ Section 12, Town 1 South, Range 10 East, City of Detroit and Redford Township, Wayne County, Michigan, as

recorded in Liber 50, Page 56 of Plats, Wayne County Records;

PETITION NO. 1041

CONVERSION TO EASEMENT OF THE EAST/WEST ALLEY IN THE BLOCK BOUNDED BY HAYES, DUCHESS, E. OUTER DRIVE AND BONITA AVENUES;

RESOLVED, that all that part of the eighteen (18) foot wide alley, running East/West in the block bounded by HAYES, DUCHESS, E. OUTER DRIVE AND BONITA AVENUES, abutting Lots 15 and 16, on the South of said alley, and Lots 51 to 55, both inclusive, on the North of said alley in the OBE-NAUER BARBER LAING OUTER DRIVE SUBDIVISION, of part of Lots 1 and 2 of the Subdivision of the Back Concession to Private Claims 262 and 272, Gratiot Township, Wayne County, Michigan, as recorded in Liber 48, Page 50 of Plats, Wayne County Records;

PETITION NO. 1042

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY PIERSON, BRAILE, KENDALL AND ACACIA AVENUES;

RESOLVED, that all that part of the sixteen (16) foot wide alley, running North/South in the block bounded by PIERSON, BRAILE, KENDALL AND ACACIA AVENUES, abutting Lots 510 to 531, both inclusive, on the East of said alley, and Lots 572 to 593, both inclusive, on the West of said alley in the B.E. TAYLOR'S BRIGHTMOOR PARKE SUBDIVISION, lying South of Grand River Avenue, being a part of the Southeast $\frac{1}{4}$ of Section 22, Town 1 South, Range 10 East, Redford Township, Wayne County, Michigan, as recorded in Liber 47, Page 5 of Plats, Wayne County Records;

PETITION NO. 1044

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY LONYO, ST. LAWRENCE, FORD X-WAY AND MC GRAW AVENUES;

RESOLVED, that all that part of the twenty (20) foot wide alley, running North/South in the block bounded by LONYO, ST. LAWRENCE, FORD X-WAY AND MC GRAW AVENUES, abutting Lots 61 to 76, both inclusive, on the West of said alley Smart Farms Subdivision, and Lots 1964 to 1979, both inclusive, on the East of said alley in the SMART FARMS SUBDIVISION NO. 2, of Lots A, B & C of Smart Farm Subdivision of Fractional Sections 9, Town 2 South, Range 11 East, and part of Private Claims 41 and 36, City of Detroit, Wayne County, Michigan, as recorded in Liber 51, Page 31 of Plats, Wayne County Records;

PETITION NO. 1045

CONVERSION TO EASEMENT OF THE EAST/WEST ALLEY IN THE BLOCK

BOUNDED BY HAYES, DUCHESS, HAVERHILL, AND MOGUL AVENUES;

RESOLVED, that all that part of the eighteen (18) foot wide alley, running East/West in the block bounded by HAYES, DUCHESS, HAVERHILL AND MOGUL AVENUES, abutting Lots 97 to 110, both inclusive, on the North of said alley, and Lots 118 to 129, both inclusive, on the South of said alley in the BARBER HAYES BOULEVARD SUBDIVISION, of part of Lots 1 and 2 of the Subdivision of the Back Concession of Private Claim 262 and 272, Gratiot Township, Wayne County, Michigan, as recorded in Liber 48, Page 51 of Plats, Wayne County Records;

PETITION NO. 1046

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY WHITCOMB, SUSSEX, TIREMAN AND BELTON AVENUES;

RESOLVED, that all that part of the sixteen (16) foot wide alley, running North/South in the block bounded by WHITCOMB, SUSSEX, TIREMAN AND BELTON AVENUES, abutting Lots 882 to 899, both inclusive, on the West of said alley, and Lots 911 to 928, both inclusive, on the East of said alley in the FRISCHKORN'S WEST CHICAGO BOULEVARD SUBDIVISION, of part of the Southwest $\frac{1}{4}$ of Section 31, Town 1 South, Range 11 East, and part of the West $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of Section 6, Town 2 South, Range 11 East, Greenfield Township, Wayne County, Michigan, as recorded in Liber 46, Pages 11 and 12 of Plats, Wayne County Records;

PETITION NO. 1047

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY LONGACRE, RUTLAND, GLENDALE AND DAVISON AVENUES;

RESOLVED, that all that part of the eighteen (18) foot wide alley, running North/South in the block bounded by LONGACRE, RUTLAND, GLENDALE AND DAVISON AVENUES, abutting Lots 1774 to 1782, both inclusive, on the East of said alley, and Lots 1787 to 1795, both inclusive, on the West of said alley in the GRANDMONT SUBDIVISION NO. 2, of the Northwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 25, Town 1 South, Range 10 East, City of Detroit, Wayne County, Michigan, as recorded in Liber 51, Page 25 of Plats, Wayne County Records;

PETITION NO. 1064

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY GLASTONBURY, GREENVIEW, PLYMOUTH AND WADSWORTH AVENUES;

RESOLVED, that all that part of the eighteen (18) foot wide alley, running

North/South in the block bounded by GLASTONBURY, GREENVIEW, PLYMOUTH AND WADSWORTH AVENUES, abutting Lots 271 to 287, both inclusive, on the West of said alley, and Lots 316 to 332, both inclusive, on the East of said alley in the LASHLEY-COX LAND COMPANYS PLYMOUTH AND MILL ROAD SUBDIVISION, of the South $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of Section 26, Town 1 South, Range 10 East, Redford Township, Wayne County, Michigan, recorded in Liber 50, Page 61 of Plats, Wayne County Records;

PETITION NO. 1065

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY ST. MARYS, MANSFIELD, TIREMAN AND BELTON AVENUES;

RESOLVED, that all that part of the eighteen (18) foot wide alley, running North/South in the block bounded by ST. MARYS, MANSFIELD, TIREMAN AND BELTON AVENUES, abutting Lots 326 to 339, both inclusive, on the West of said alley, and Lots 380 to 393, both inclusive, on the East of said alley in the BASSETT AND SMITH'S TIREMAN AVENUE SUBDIVISION, of part of the West $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ and part of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ Section 1, Town 2 South, Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 44, Page 7 of Plats, Wayne County Records;

PETITION NO. 1066

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY MINOCK, WESTWOOD, KIRKWOOD AND DAYTON AVENUES;

RESOLVED, that all that part of the eighteen (18) foot wide alley, running North/South in the block bounded by MINOCK, WESTWOOD, KIRKWOOD AND DAYTON AVENUES, abutting Lot 137 on the East of said alley, and Lot 150, on the West of said alley, in the FLORENCE PARK SUBDIVISION, of part of the Southwest Fractional $\frac{1}{4}$ of Fractional Section 11, Town 2 South, Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 48, Page 82 of Plats, Wayne County Records; Also, abutting Lots 1 to 18, both inclusive, on the East of said alley and Lots 19 to 36, both inclusive, on the West of said alley in the HARRINGTON GARDENS SUBDIVISION, of the South $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Fractional Sections 11, Town 2 South, Range 10 East, Dearborn Township, Wayne County, Michigan, as recorded in Liber 51, Page 46 of Plats, Wayne County Records;

PETITION NO. 1082

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK

BOUNDED BY MANSFIELD, RUTHERFORD, ORANGELAWN AND ELMIRA AVENUES;

RESOLVED, that all that part of the eighteen (18) foot wide alley, running North/South in the block bounded by MANSFIELD, RUTHERFORD, ORANGELAWN AND ELMIRA AVENUES, abutting Lots 1029 to 1039, both inclusive, on the West of said alley, and Lots 1040 to 1050, both inclusive, on the East of said alley in the FRISCHKORN'S GRAND-DALE SUBDIVISION, being part of the North $\frac{1}{2}$ of Section 36, Town 1 South, Range 10 East, Redford Township, Wayne County, Michigan, as recorded in Liber 50, Page 66 of Plats, Wayne County Records; Also, abutting Lots 638 to 648, both inclusive, on the East of said alley and Lots 700 to 710, both inclusive, on the West of said alley, in the FRISCHKORN'S DYNAMIC SUBDIVISION, being part of the Northeast $\frac{1}{4}$ of Section 36, Town 1 South, Range 10 East, Redford Township, Wayne County, Michigan, as recorded in Liber 48, Page 66 of Plats, Wayne County Records;

PETITION NO. 1083

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY BELAND, TEPPERT, CLOUGH AND GEITZEN AVENUES;

RESOLVED, that all that part of the eighteen (18) foot wide alley running North/South in the block bounded by BELAND, TEPPERT, CLOUGH AND GEITZEN AVENUES, abutting Lots 1636 to 1648, both inclusive, on the East of said alley, and Lots 1653 to 1665, both inclusive, on the West of said alley in the DRENNAN AND SELDON'S LA SALLE COLLEGE PARK SUBDIVISION NO. 3, of the Northeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ and South $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ and the North 10 acres of the Southeast $\frac{1}{4}$ of Section 10, Town 1 South, Range 12 East, City of Detroit, Wayne County, Michigan, as recorded in Liber 53, Page 71 of Plats, Wayne County Records;

PETITION NO. 1084

CONVERSION TO EASEMENT OF THE EAST/WEST ALLEY IN THE BLOCK BOUNDED BY REX, REDMOND, STATE FAIR AND ROSSINI AVENUES;

RESOLVED, that all that part of the eighteen (18) foot wide alley, running East/West in the block bounded by REX, REDMOND, STATE FAIR AND ROSSINI AVENUES, abutting Lots 155 to 166, both inclusive, on the North of said alley and Lots 177 to 188, both inclusive, on the South of said alley in the ED DE GRANDCHAMP GRATIOT FARMS SUBDIVISION, of part of the Northeast $\frac{1}{4}$ of Section 1, Town 1 South,

Range 12 East, and the South $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of Section 6, Town 1 South, Range 13 East, Gratiot Township, Wayne County, Michigan, as recorded in Liber 40, Page 18 of Plats, Wayne County Records;

PETITION NO. 1103

CONVERSION TO EASEMENT OF THE EAST/WEST ALLEY IN THE BLOCK BOUNDED BY LINDSAY, GILCHRIST, OUTER DRIVE AND THATCHER AVENUES;

RESOLVED, that all that part of the eighteen (18) foot wide alley, running East/West in the block bounded by LINDSAY, GILCHRIST, OUTER DRIVE AND THATCHER AVENUES, abutting Lots 33, 34 and 35, on the South of said alley, and Lot 36, on the North of said alley in the RUTLAND OUTER DRIVE SUBDIVISION, of the West $\frac{1}{2}$ of the West $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 12, Town 1 South, Range 10 East, Redford Township, Wayne County, Michigan, as recorded in Liber 44, Page 100 of Plats, Wayne County Records; Also, abutting the West 90 feet of Lot 93 on the North of said alley and all of Lots 94 and 95, on the South of said alley in the RUTLAND OUTER DRIVE SUBDIVISION NO. 1, of part of the Southwest $\frac{1}{4}$ of Section 12, Town 1 South, Range 10 East, Redford Township, Wayne County, Michigan, as recorded in Liber 45, Page 93 of Plats, Wayne County Records;

PETITION NO. 1106

CONVERSION TO EASEMENT OF THE EAST/WEST ALLEY IN THE BLOCK BOUNDED BY QUEEN, HAYES, PARKGROVE AND GLENWOOD AVENUES;

RESOLVED, that all that part of the eighteen (18) foot wide alley, running East/West in the block bounded by QUEEN, HAYES, PARKGROVE AND GLENWOOD AVENUES, abutting Lots 530 to 546, both inclusive, on the North of said alley, and Lots 47 to 563, both inclusive, on the South of said alley in the YOUNG'S GRATIOT VIEW SUBDIVISION ANNEX, of the East $\frac{5}{8}$ of the Northeast $\frac{1}{4}$ of Section 12, Town 1 South, Range 12 East, Gratiot Township, Wayne County, Michigan, as recorded in Liber 41, Page 72 of Plats, Wayne County Records;

PETITION NO. 1132

CONVERSION TO EASEMENT OF THE NORTH/SOUTH ALLEY IN THE BLOCK BOUNDED BY EVERGREEN, PLAINVIEW, DOVER AND CATHEDRAL AVENUES;

RESOLVED, that all that part of the twenty (20) foot wide alley, running North/South in the block bounded by EVERGREEN, PLAINVIEW, DOVER AND CATHEDRAL AVENUES, abutting Lots 457 to 473, both inclusive, on the East of said alley, and Lots 568 to 597, both

inclusive, on the West of said alley in the WARRENDALE WARSAW SUBDIVISION, of the West ½ of the Southwest ¼ of Section 35, Town 1 South, Range 10 East, Redford Township, Wayne County, Michigan, as recorded in Liber 47, Page 33 of Plats, Wayne County Records;

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 easement or right-of-way over said vacated public alley hereinabove described for the purpose 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 utility easement or right-of-way in and over said vacated alley hereinabove described shall be forever accessible to the maintenance and inspection forces of the utility companies, or those specifically authorized by them for the purpose of inspecting, installing, maintaining, repairing, removing, or replacing any sewer conduit, water main, gas line or main, telephone or light pole or any utility facility placed or installed in the utility easement or right-of-way. The utility companies shall have the right to cross or use the driveways and yards of the adjoining properties for ingress and egress at any time to and over said utility easements with any necessary equipment to perform the above mentioned tasks, with the understanding that the utility companies shall use due care in such crossing or use, and that any property damaged by the utility companies other than that specifically prohibited by this resolution shall be restored to a satisfactory condition.

THIRD, 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 fences) shall be built or placed upon said easement, nor any change of surface grade made, without prior appro-

val by the Department of Public Works. FOURTH, 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 easements, 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 3, 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 shall, within 30 days, record a certified copy of this resolution with the Wayne County Register of Deeds, and shall send a certified copy to the State Treasurer, and shall further transmit a copy of this resolution to the City Engineer, to the Law Department and to the Department of Public Works; and be it further

RESOLVED, that upon the receipt of a copy of the resolution, the Law Department shall notify the owners of the property abutting on such alley or portion thereof and other necessary parties that the alley or portion thereof have been vacated and converted in easement for utilities; and be it further

RESOLVED, that upon the receipt of a copy of the resolution, the City Engineer shall correct the official city maps and records; and be it further

RESOLVED, that upon the receipt of a copy of the resolution, the Department of Public Works shall adjust its garbage and refuse collection services accordingly.

Approved:

MARK R. ULICNY

Deputy Corp. Counsel

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Hood, Mahaffey, Peoples, Ravitz, and President Henderson — 7.

Nays — None.

Law Department

May 31, 1983

Honorable City Council:

Re: Dorothy Stewart and Luella Taylor vs. City of Detroit, DOT, Case No. 81 145 921 NI, File No. 81 3528 HHH.