

as City of Detroit Plant Rehabilitation District No. 120.

Approved:

MARK R. ULICNY

Deputy Corporation Counsel

EXHIBIT "A"

Land in the City of Detroit, County of Wayne, State of Michigan described as follows:

PARCEL I:

Lots 25 through 30, inclusive, Plat of Rivard Farm, lying South of Jefferson Avenue, as recorded in Liber 6, page 52 of City Records, Wayne County Records.

PARCEL II:

All that part of Lots 3, 4, 5 and 7, which lie between Franklin and Woodbridge Streets of the Private Plat of the front concession of the Mullett Farm of Private Claims 7 and 132 and the alley lying between said Lots 5 and 7 and being also described as beginning at the intersection of the South line of Woodbridge Street, 50 feet wide, and the East line of said Mullett Farm and proceeding thence South along the Easterly line of said Mullett Farm to the North line of Franklin Street 50 feet wide, thence West along the North line of Franklin Street to the intersection of the North line of Franklin Street and the West line of said Mullett Farm and proceeding North along the Westerly line of said Mullett Farm and to the South line of Woodbridge Street, thence East along the South line of Woodbridge Street to the point of beginning.

PARCEL III:

All that part of Lot 19 of the Plat of Guoin Farm, as subdivided by A. E. Hathon, recorded in Liber 11, page 596 of Deeds, described as: beginning at a point in the Northerly line of Franklin Street, 50 feet wide, being also the Southwest corner of said Lot 19, thence along the Westerly line of said Lot 19, North 26 degrees 05 minutes 13 seconds West 68.94 feet; thence North 60 degrees 00 minutes East 10.28 feet, thence South 29 degrees 57 minutes 00 seconds East 68.8 feet, thence along the Northerly line of Franklin Street, South 60 degrees 00 minutes West 14.92 feet to the point of beginning.

PARCEL IV:

All that part of Lot 30 of the Plat of Guoin Farm, as subdivided by A. E. Hathon, recorded in Liber 11, page 596 of Deeds, described as: beginning at a point in the Southerly line of Woodbridge Street, 50 feet wide, being also the Northwest corner of said Lot 30, thence along the Southerly line of said Woodbridge Street North 60 degrees 00 minutes East 22.67 feet, thence South 26 degrees 21 minutes 56 seconds East

53.12 feet; thence South 60 degrees 03 minutes 08 seconds West 22.93 feet, thence along the Westerly line of said Lot 30, North 26 degrees 05 minutes 13 seconds West 53.12 feet to the point of beginning.

Lot 19, North of Franklin Street, and Lots 29 and 30, South of Woodbridge Street, Plat of the Guoin Farm, as subdivided by A. E. Hathon, recorded in Liber 11, Page 596 of Deeds, Wayne County Records, EXCEPT

all that part of Lot 19 of the Plat of Guoin Farm as subdivided by A. E. Hathon, recorded in Liber 11, Page 596 of Deeds, Wayne County Records, described as: Beginning at a point in the Northerly line of Franklin Street, 50 feet wide, being also the Southwest corner of said Lot 19, thence along the Westerly line of said Lot 19, North 26 degrees 05 minutes 13 seconds West 68.94 feet; thence North 60 degrees 00 minutes East 10.28 feet; thence South 29 degrees 57 minutes 00 seconds East 68.78 feet; thence along the Northerly line of said Franklin Street, South 60 degrees 00 minutes West 14.92 feet to the point of beginning, ALSO EXCEPT all that part of Lot 30 of the Plat of Guoin Farm as subdivided by A. E. Hathon, recorded in Liber 11, Page 596 of Deeds, Wayne County Records, described as: Beginning at a point in the Southerly line of Woodbridge Street 50 feet wide, being also the Northwest corner of said Lot 30; thence along the Southerly line of said Woodbridge Street, North 60 degrees 00 minutes East 22.67 feet, thence South 26 degrees 21 minutes 56 seconds East 53.12 feet; hence South 60 degrees 03 minutes 08 seconds West 22.93 Feet; thence along the Westerly line of said Lot 30, North 26 degrees 05 minutes 13 seconds West 53.12 feet to the point of beginning.

1432 East Woodbridge

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Hood, Kelley, Mahafey, Peoples, Ravitz and President Henderson — 9.

Nays — None.

*RECONSIDERATION (No. 4), per Motions before Adjournment.

City Engineering Department

July 12, 1983

Honorable City Council:

Re: Petition No. 1558 — Mr. Thomas Thomas. Conversion to Easement of the east-west alley in the Block bounded by Mark, Teaco and Anderson.

The above petition requests the conversion of the above described public alley, 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 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,
CLYDE R. HOPKINS,
Director

By Council Member Cleveland:

Resolved, That all that part of the east-west public alley, 18 feet wide, in the block bounded by Teaco, Mack and Anderdon abutting the rear line of Lots 20 to 28 of Assessor's Plat of Hendrie's Private Plat of Conner and Mack Avenues Subdivision of part of P.C. 322, City of Detroit, Wayne County, Michigan as recorded in Liber 65, Page 75, Plats, Wayne County records;

Be and the same is hereby vacated as a public alley to become a part and parcel of the abutting property 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:

Resolved, That the Finance Director is hereby authorized and directed to issue a Quit Claim Deed to the above heretofore described vacated alley and the Law Department is hereby directed to prepare said deed.

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 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 fence) shall be built or placed upon said easement, nor any change of surface grade made, without prior approval of the Department of Public Works,

Fourth, that if any time in the future, the owners or 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 that poles or other utilities are located 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.

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Hood, Kelley, Mahaffey, Peoples, Ravitz, and President Henderson — 9.

Nays — None.

*RECONSIDERATION (No. 5), per Motions before Adjournment.