CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

65 CADILLAC SQUARE, STE. 900 DETROIT, MICHIGAN 48226 PHONE 313*224*3949 FAX 313*224*3471 www.ci.detroit.mi.us

June 7, 2007

Honorable City Council:

RE: Petition No. 4118 (second Addendum)

Detroit Entertainment, L.L.C. ("MotorCity Casino New Garage at Hotel Tower)

Requesting easements for under ground footings and
above ground pilaster-columns in the "Hotel Tower" block bounded by

Trumbull, Brooklyn, Perry and Temple

On April 07, 2006 City Council approved Petition No. 4118 of Detroit Entertainment, L.L.C. ("MotorCity Casino—Expansion Site"). That approved petition requested one street and four alleys to vacation, a public access easement to vacation, two overhead walkways and a vehicular bridge crossing city rights-of-way, and easements for building façade projections in the area bounded by Trumbull, Elm, Grand River, Lodge Expressway and Spruce.

On December 11, 2006 City Council approved Petition No. 4118—(first) Addendum of Detroit Entertainment, L.L.C. ("MotorCity Casino—New Continental Building). That approved petition requested under ground footings for the MotorCity Casino—New Continental Building. The footings extend into the eastern margin of Brooklyn Avenue, the western margin of John C. Lodge Expressway Service Drive, and two public alleys (vacated, but reserving DWSD sewer provisions).

A parking structure at the MotorCity Hotel Tower is under construction. Generally, the "Hotel Tower" block is bounded by Trumbull and Brooklyn Avenues, Perry Street and Temple Avenue. City Engineering Division—DPW received design drawings showing under ground footings and above ground pilaster-columns for the "MotorCity Casino New Parking Garage at Hotel Tower." The footings will extend into the southern margin of Temple Avenue, the northern margin of Perry Street, and the eastern part of a north-south public alley (in the "Hotel Tower" block). Therefore, said Petition No. 4118, requires a (second) addendum to include under ground and above ground "easement(s) for permissible BUILDING STREET-ALLEY PROJECTION purposes."

The resolution delineates by land description (relationship to property lines) the horizontal position of each under ground footing and above ground pilaster-column, which will extend into streets and alley rights-of-way. Vertically, the 22 footings and 18 pilaster-columns are positioned under ground level (Detroit City datum, generally below 129.75 more or less) and above ground level (Detroit City datum, generally above 129.75 more or less).

Buildings and Safety Engineering Department and the Water and Sewerage Department remain involved in the ongoing review of MotorCity Casino plans for building permits. MotorCity Casino will restore the public alley surface and public sidewalk margins at no expense to the City under City Engineering Division—DPW specifications and permits.

KWAME M. KILPATRICK, MAYOR

Page Two
Petition No. 4118 (second Addendum)
Detroit Entertainment, L.L.C. ("Motor City Casino New Garage at Hotel Tower")
Requesting easements for under ground footings and
and above ground pilaster-columns in the "Hotel Tower" block
bounded by Trumbull, Brooklyn, Perry and Temple
June 7, 2007

I am recommending adoption of the attached resolution.

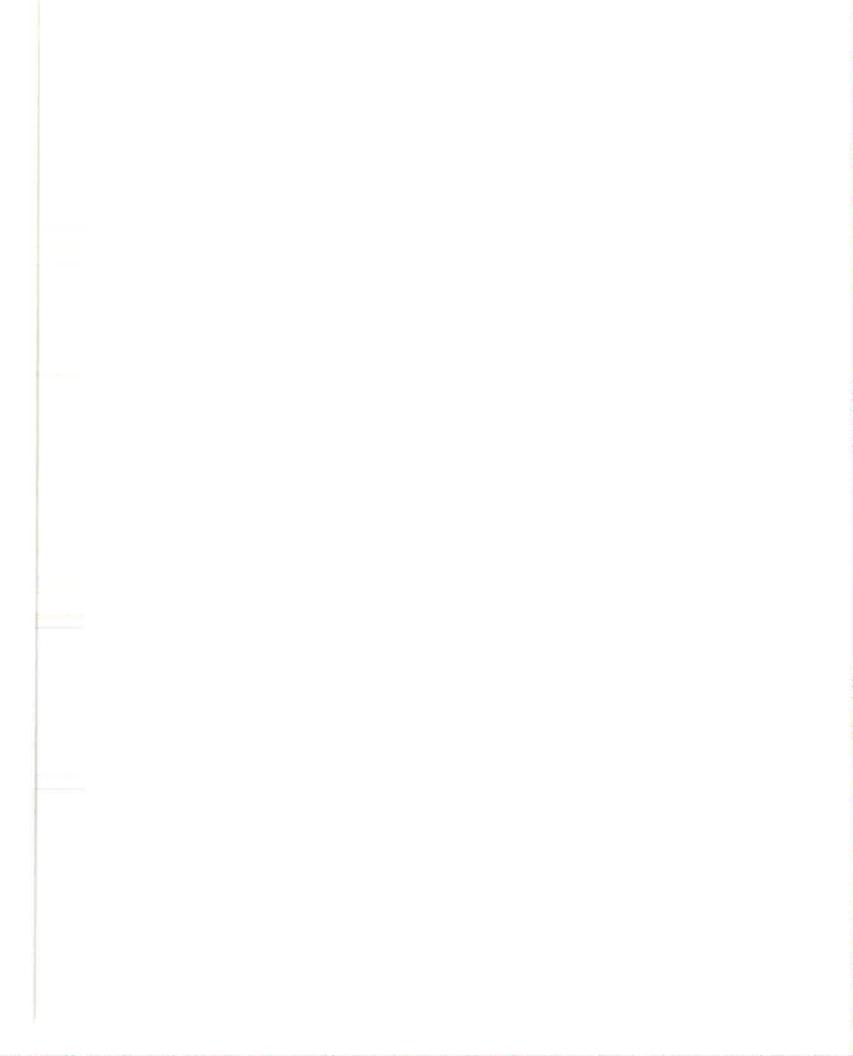
Respectfully submitted,

Jessy Jacob, Interim City Engineer City Engineering Division -DPW

AM:

Attachments

cc: Cathy Square, Director - Department of Public Works Mayor's Office - Kandia Milton - City Council Liason



BY COUNCIL MEMBER:	
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Whereas, On April 07, 2006 City Council approved Petition No. 4118 of Detroit Entertainment, L.L.C. ("MotorCity Casino—Expansion Site"). That approved petition requested one street and four alleys to vacation, a public access easement to vacation, two overhead walkways and a vehicular bridge crossing city rights-of-way, and easements for building façade projections in the area bounded by Trumbull, Elm, Grand River, Lodge Expressway and Spruce; and

Whereas, On December 11, 2006 City Council approved Petition No. 4118—(first) addendum of Detroit Entertainment, L.L.C. ("MotorCity Casino—New Continental Building). That approved petition requested under ground footings for the MotorCity Casino—New Continental Building. The footings extend into the eastern margin of Brooklyn Avenue, the western margin of John C. Lodge Expressway Service Drive, and two public alleys (vacated, but reserving DWSD sewer provisions); and

Whereas, The April 07, 2006 approved Petition No. 4118 resolution listed easement sections as follows:

MotorCity Casino Building

[Section A] ground level, and [Section B] above ground level; also MotorCity Continental Building

[Section C] ground level, and [Section D] above ground level; and

Whereas, The December 11, 2006 approved Petition No. 4118 (first) addendum resolution listed an easement section as follows:

MotorCity—New Continental Building [Section E] under ground footings; and

Whereas, A parking structure at the MotorCity Hotel Tower is under construction. Generally, the "Hotel Tower" block is bounded by Trumbull and Brooklyn Avenues, Perry Street and Temple Avenue. City Engineering Division—DPW received design drawings showing under ground footings and above ground pilaster-columns for the "MotorCity Casino New Parking Garage at Hotel Tower." The footings will extend into the southern margin of Temple Avenue, the northern margin of Perry Street, and the eastern part of a north-south public alley (in the "Hotel Tower" block). Therefore, said Petition No. 4118, requires a (second) addendum to include under ground and above ground "easement(s) for permissible BUILDING STREET-ALLEY PROJECTION purposes." The requested easements are identified in this resolution as follows:

MotorCity Casino New Garage at Hotel Tower—Footings [Section F] under ground footings; also

MotorCity Casino New Garage at Hotel Tower—Pilaster/Columns [Section G] above ground pilaster-columns;

Whereas, Buildings and Safety Engineering Department and the Water and Sewerage Department shall remain involved in the ongoing review of MotorCity Casino plans for building permits. MotorCity Casino shall restore the public alley surface and public sidewalk margins at no expense to the City under City Engineering Division—DPW specifications and permits (Detroit Code Section 50, Article 4); therefore be it

RESOLVED, To expand, construct and maintain the "MotorCity Casino New Garage at Hotel

2

Tower" it is necessary to grant "easements" for parts of the garage structure (22) underground footings and (18) above ground pilaster-columns that will extend into the public street(s) and alley rights-of-way. The easement sections are listed as follows:

MotorCity Casino New Garage at Hotel Tower—Footings [Section F] under ground footings; also

MotorCity Casino New Garage at Hotel Tower—Pilaster/Columns [Section G] above ground pilaster-columns;

 $\underline{\text{NOTES}}$: In "Sections F and G" of this resolution "easement(s) for permissible BUILDING STREET-ALLEY PROJECTION purposes" means a non-possessing interest—delimited elevations in city datum [under ground level (Detroit City datum, generally below 129.75 more or less) and above ground level (Detroit City datum, generally above 129.75 more or less)]—within public lands, two streets and one alley rights-of-way, to expand, construct and maintain parts of the footings and pilastercolumns of the "MotorCity Casino New Garage at Hotel Tower". When this specific purpose is extinguished (meaning if the "MotorCity Casino New Garage at Hotel Tower" is razed by its land title holders) the public lands, street(s) and alley rights-ofway, revert back to their full height(s)-width(s)-depth(s) [defined by city records] free of "MotorCity Casino New Garage at Hotel Tower", burden(s) or easement(s).

Legal descriptions and elevations are based upon site layout plans, grid reference horizontal line plans, and structural detail drawings submitted by Tucker, Young, Jackson, Tull, Inc. (TYJT); 565 E. Larned, Suite 300, Detroit, MI 48226-4316.

In the reference drawings 'Grade Conversion' means: 100.00—drawing base = 129.75—Detroit City datum;

*** [Section F] 22 Easements under Ground Level ***

(Generally, Detroit City datum, below 129.75 more or less)

MotorCity Casino New Garage at Hotel Tower—Footings

(Block Bounded by Trumbull and Brooklyn Avenues, Perry Street and Temple Avenue)

TEMPLE AVENUE is Grid Reference Horizontal Line A (GA); PUBLIC ALLEY is Grid Reference Horizontal Line B (GB),

Grid Reference Horizontal Line C (GC), and Grid Reference Horizontal Line D (GD); PERRY STREET is Grid Reference Horizontal Line E (GE);

In this part of the Section-F resolution there are eight legal descriptions. Each of 8 threedimensional easement(s) contains delineation for permissible **BUILDING STREET** PROJECTION purposes, under ground footing(s), lying within the southern margin of Temple Avenue (50 feet wide) between Trumbull and Brooklyn Avenues in the City of Detroit, County of Wayne, State of Michigan, and being more particularly described as

TEMPLE 01 @ Alley – GA/G1

Beginning at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence S22°47′20″E, along the east line of the north-south public alley (18 feet wide), 5.58

Thence S67°12′40″W, 2.50 feet;

3

Thence N22°47'20"W, 8.00 feet;

Thence N67°09'46"E, 8.00 feet;

Thence S22°50′14″E, 2.42 feet to the Southerly line of Temple Ave. (50 feet wide);

Thence S67°09'46"W, 5.50 feet to the Point of Beginning;

Surface Elevation = 128.75 more or less.

Top/Footing Elevation = 128.75 (base—99.00) and Bottom/Footing Elevation = 126.75.

TEMPLE 02 - GA/G2

Commencing at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°09'46"E, along the Southerly line of Temple Avenue (50 feet wide), 14.08 feet

Thence N22°50'14"W, 3.25 feet;

Thence N67°09'46"E, 9.58 feet;

Thence S22°50'14"E, 3.25 feet

Thence S67°09'46"W, 9.58 feet to the Point of Beginning;

Surface Elevation = 128.79 more or less.

Top/Footing Elevation = 128.75 (base—99.00) and Bottom/Footing Elevation = 126.42.

TEMPLE 03 - GA/G3

Commencing at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°09'46"E, along the Southerly line of Temple Avenue (50 feet wide), 49.17 feet to the Point of Beginning;

Thence N22°50'14"W, 4.17 feet;

Thence N67°09'46"E, 11.50 feet;

Thence S22° 50′14″E, 4.17 feet

Thence S67°09'46"W, 11.50 feet to the Point of Beginning;

Surface Elevation = 128.86 more or less.

Top/Footing Elevation = 128.75 (base—99.00) and Bottom/Footing Elevation = 126.08.

TEMPLE 04 - GA/G4

Commencing at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°09'46"E, along the Southerly line of Temple Avenue (50 feet wide), 85.17 feet

Thence N22°50'14"W, 4.17 feet;

Thence N67°09'46"E, 11.50 feet;

Thence S22°50'14"E, 4.17 feet

Thence S67°09'46"W, 11.50 feet to the Point of Beginning;

Surface Elevation = 129.15 more or less.

Top/Footing Elevation = 128.75 (base—99.00) and Bottom/Footing Elevation = 126.08.

TEMPLE 05 - GA/G5

Commencing at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°09'46"E, along the Southerly line of Temple Avenue (50 feet wide), 120.42 feet to the Point of Beginning:

Thence N22°50'14"W, 4.92 feet;

Thence N67°09'46"E, 13.00 feet;

Thence S22°50′14″E, 4.92 feet

Thence S67°09'46"W, 13.00 feet to the Point of Beginning;

Surface Elevation = 129.41 more or less.

Top/Footing Elevation = 128.75 (base-99.00) and Bottom/Footing Elevation = 125.92.

TEMPLE 06 – GA/G6

Commencing at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°09'46"E, along the Southerly line of Temple Avenue (50 feet wide), 156.42 feet to the Point of Beginning;

Thence N22°50′14"W, 4.92 feet;

Thence N67°09'46"E, 13.00 feet;

Thence S22°50′14″E, 4.92 feet

Thence S67°09'46"W, 13.00 feet to the Point of Beginning;

Surface Elevation = 129.66 more or less.

Top/Footing Elevation = 128.75 (base—99.00) and Bottom/Footing Elevation = 125.92.

TEMPLE 07 – GA/G7

Commencing at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°09'46"E, along the Southerly line of Temple Avenue (50 feet wide), 194.17 feet to the Point of Beginning;

Thence N22°50'14"W, 3.25 feet;

Thence N67°09'46"E, 9.58 feet;

Thence S22°50′14″E, 3.25 feet

Thence S67°09'46"W, 9.58 feet to the Point of Beginning;

Surface Elevation = 129.62 more or less.

Top/Footing Elevation = 128.75 (base—99.00) and Bottom/Footing Elevation = 126.42.

TEMPLE 08 – GA/G8

Commencing at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°09'46"E, along the Southerly line of Temple Avenue (50 feet wide), 212.33 feet to the Point of Beginning;

Thence N22°50′14″W, 2.42 feet;

Thence N67°09'46"E, 8.00 feet;

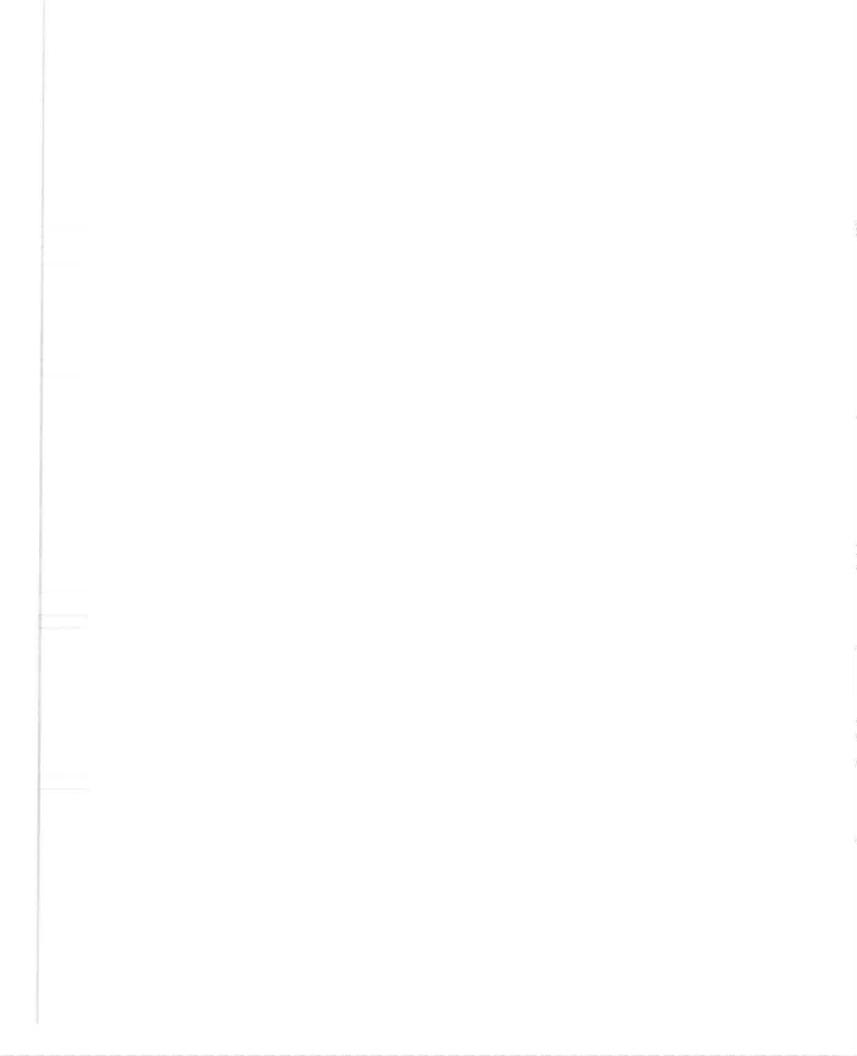
Thence S22°50'14"E, 2.42 feet

Thence S67°09'46"W, 8.00 feet to the Point of Beginning;

Surface Elevation = 129.57 more or less.

Top/Footing Elevation = 128.75 (base—99.00) and Bottom/Footing Elevation = 126.75; also

In this part of the **Section-F** resolution there are three legal descriptions. Each of 3 three-dimensional easement(s) contains delineation for permissible **BUILDING ALLEY PROJECTION** purposes, under ground footing(s), lying within an eastern part of the north-



south public alley (18 feet wide) in the block bounded by Trumbull and Brooklyn Avenues, Perry Street and Temple Avenue in the City of Detroit, County of Wayne, State of Michigan, and being more particularly described as follows:

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PUBLIC ALLEY 1ST South of TEMPLE – GB

Commencing at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence S22°47′20″E, along the East line of the north-south public alley (18 feet wide), 43.08 feet to the Point of Beginning;

Thence S67°12'40"W, 2.67 feet;

Thence S22°47'20"E, 37.00 feet;

Thence N67°12'20"E, 2.67 feet;

Thence N22°47'20"W, 37.00 feet to the Point of Beginning;

Surface Elevation = 129.60 more or less.

Top/Footing Elevation = 128.75 (base-99.00) and Bottom/Footing Elevation = 125.75.

PUBLIC ALLEY between PERRY & TEMPLE - GC

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N22°47′20″W, along the East line of the north-south public alley (18 feet wide), 120.50 feet to the Point of Beginning:

Thence S67°12'40"W, 3.67 feet;

Thence N22°47′20″W, 10.00 feet;

Thence N67°12'20"E, 3.67 feet;

Thence S22°47'20"E, 10.00 feet to the Point of Beginning;

Surface Elevation = 130.60 more or less.

Top/Footing Elevation = 128.75 (base—99.00) and Bottom/Footing Elevation = 126.42.

PUBLIC ALLEY 1ST North of PERRY – GD

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N22°47′20″W, along the East line of the north-south public alley (18 feet wide), 45.00 feet to the Point of Beginning;

Thence S67°12'40"W, 2.67 feet:

Thence N22°47'20"W, 37.00 feet;

Thence N67°12'20"E, 2.67 feet;

Thence S22°47′20″E, 37.00 feet to the Point of Beginning;

Surface Elevation = 129.46 more or less.

Top/Footing Elevation = 128.00 (base-98.25) and Bottom/Footing Elevation = 125.00; also

In this part of the **Section-F** resolution there are eleven legal descriptions. Each of 11 three-dimensional easement(s) contains delineation for permissible **BUILDING STREET PROJECTION** purposes, under ground footing(s), lying within the northern margin of Perry Street (50 feet wide) between Trumbull and Brooklyn Avenues in the City of Detroit, County of Wayne, State of Michigan, and being more particularly described as follows:

PERRY 01 @ Alley – GE/G1

Beginning at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N22°47′20″W, along the East line of the north-south public alley (18 feet wide), 15.75 feet;

Thence S67° 12'40"W, 4.67 feet;

Thence S22°47′20″E, 18.00 feet;

Thence N67°10'42"E, 26.50 feet;

Thence N22°49'18"W, 2.25 feet;

Thence S67°10'42"W, 21.83 feet to the Point of Beginning;

Surface Elevation = 128.84 more or less.

Top/Footing Elevation = 127.75 (base—98.00) and Bottom/Footing Elevation = 124.75.

PERRY 02 – GE/G3

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 49.08 feet to the Point of Beginning;

Thence S22°49'18"E, 4.08 feet;

Thence N67°10'42"E, 11.50 feet;

Thence N22°49'18"W, 4.08 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 11.50 feet to the Point of Beginning;

Surface Elevation = 129.10 more or less.

Top/Footing Elevation = 127.67 (base—97.92) and Bottom/Footing Elevation = 125.00.

PERRY 03 – GE/G4

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 85.08 feet to the Point of Beginning;

Thence S22°49'18"E, 4.08 feet:

Thence N67° 10'42"E, 11.50 feet;

Thence N22°49'18"W, 4.08 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 11.50 feet to the Point of Beginning;

Surface Elevation = 129.20 more or less.

Top/Footing Elevation = 127.67 (base-97.92) and Bottom/Footing Elevation = 125.00.

PERRY 04 – GE/G5

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 121.08 feet to the Point of Beginning;

Thence S22°49'18"E, 4.08 feet;

Thence N67°10'42"E, 11.50 feet;

Thence N22°49'18"W, 4.08 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 11.50 feet to the Point of Beginning;

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Surface Elevation = 129.60 more or less.

Top/Footing Elevation = 128.75 (base-99.00) and Bottom/Footing Elevation = 126.08.

PERRY 05 – GE/G6

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 157.08 feet to the Point of Beginning:

Thence S22°49'18"E, 4.08 feet;

Thence N67°10'42"E, 11.50 feet;

Thence N22°49'18"W, 4.08 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 11.50 feet to the Point of Beginning;

Surface Elevation = 129.84 more or less.

Top/Footing Elevation = 128.75 (base—99.00) and Bottom/Footing Elevation = 126.08.

PERRY 06 – GE/G7

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 193.08 feet to the Point of Beginning;

Thence S22°49'18"E, 4.08 feet;

Thence N67°10'42"E, 11.50 feet;

Thence N22°49'18"W, 4.08 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 11.50 feet to the Point of Beginning;

Surface Elevation = 130.09 more or less.

Top/Footing Elevation = 128.75 (base-99.00) and Bottom/Footing Elevation = 126.08.

PERRY 07 – GE/G9

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 229.92 feet to the Point of Beginning;

Thence S22°49'18"E, 4.33 feet;

Thence N67° 10'42"E, 12.00 feet;

Thence N22°49'18"W, 4.33 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 12.00 feet to the Point of Beginning;

Surface Elevation = 130.44 more or less.

Top/Footing Elevation = 128.75 (base—99.00) and Bottom/Footing Elevation = 126.08.

PERRY 08 – GE/G11

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence $N67^{\circ}10'42''E$, along the Northerly line of Perry Street (50 feet wide), 267.25 feet to the Point of Beginning:

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Thence S22°49'18"E, 4.08 feet;

Thence N67° 10'42"E, 11.50 feet;

Thence N22°49'18"W, 4.08 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 11.50 feet to the Point of Beginning;

Surface Elevation = 130.92 more or less.

Top/Footing Elevation = 128.75 (base-99.00) and Bottom/Footing Elevation = 126.08.

PERRY 09 – GE/G12

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 304.00 feet to the Point of Beginning;

Thence S22°49'18"E, 3.75 feet;

Thence N67° 10'42"E, 46.00 feet;

Thence N22°49'18"W, 3.75 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 46.00 feet to the Point of Beginning;

Surface Elevation = 131.23 more or less.

Top/Footing Elevation = 128.75 (base—99.00) and Bottom/Footing Elevation = 125.75.

PERRY 10 – GE/G14

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 400.00 feet to the Point of Beginning;

Thence S22°49'18"E, 4.33 feet;

Thence N67°10'42"E, 12.00 feet;

Thence N22°49'18"W, 4.33 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 12.00 feet to the Point of Beginning;

Surface Elevation = 130.60 more or less.

Top/Footing Elevation = 128.75 (base—99.00) and Bottom/Footing Elevation = 125.75.

PERRY 11 – GE/G16

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 450.00 feet to the Point of Beginning;

Thence S22°49'18"E, 2.25 feet;

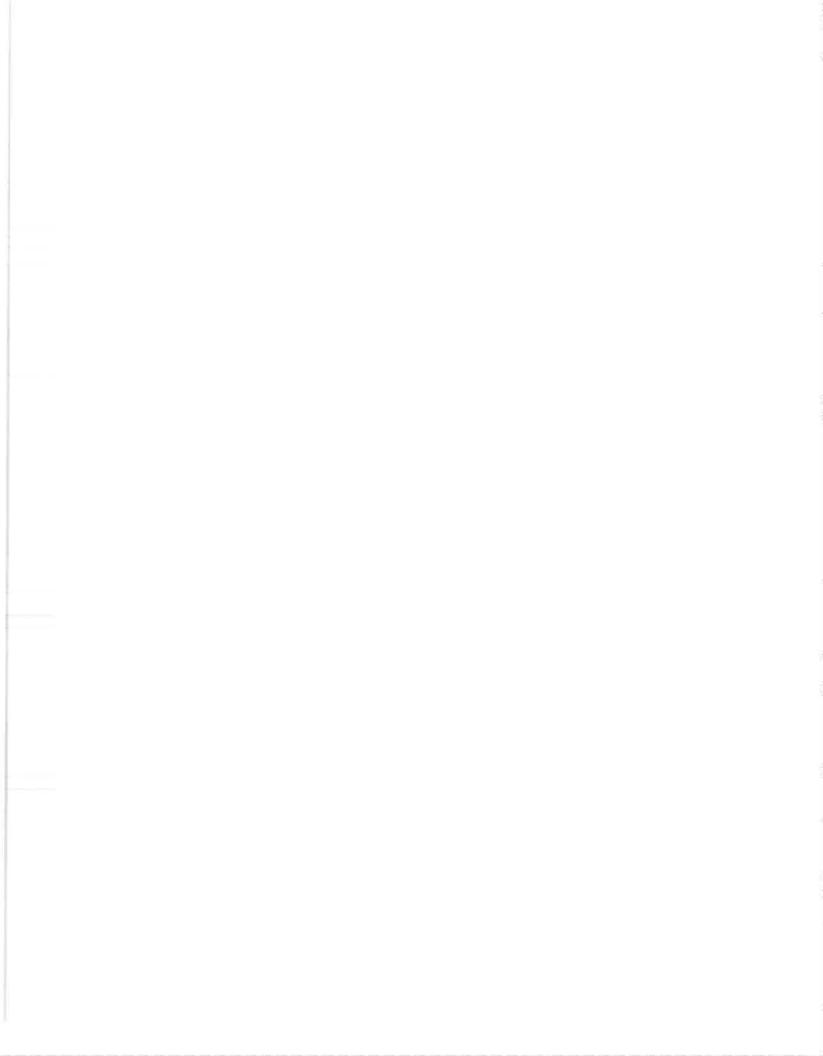
Thence N67°10'42"E, 26.50 feet;

Thence N22°49'18"W, 2.25 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 26.50 feet to the Point of Beginning;

Surface Elevation = 129.86 more or less.

Top/Footing Elevation = 128.25 (base-98.50) and Bottom/Footing Elevation = 124.75; and further



C

*** [Section G] 18 Easements above Ground Level ***

(Generally, Detroit City datum, above 129.75 more or less)

MotorCity Casino New Garage at Hotel Tower—Pilaster/Columns

(Block Bounded by Trumbull and Brooklyn Avenues, Perry Street and Temple Avenue)

TEMPLE AVENUE is Grid Reference Horizontal Line A (GA) **PERRY STREET** is Grid Reference Horizontal Line E (GE)

In this part of the **Section-G** resolution there are eight legal descriptions. Each of 8 three-dimensional easement(s) contains delineation for permissible **BUILDING STREET PROJECTION** purposes, above ground pilaster-column(s), lying within the southern margin of Temple Avenue (50 feet wide) between Trumbull and Brooklyn Avenues in the City of Detroit, County of Wayne, State of Michigan, and being more particularly described as follows:

TEMPLE 01 @ Alley - GA/G1

Commencing at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67° 09'46"E, along the Southerly line of Temple Avenue (50 feet wide), 0.50 feet to the Point of Beginning;

Thence N22°50'14"W, 0.75 feet;

Thence N67°09'46"E, 2.00 feet;

Thence S22°50′14″E, 0.75 feet to the Southerly line of Temple Avenue (50 feet wide);

Thence S67°09'46"W, 2.00 feet to the Point of Beginning;

Surface Elevation = 128.75 more or less.

Plan-Top/Column Elevation = 168.99 (base—139.25) and Top/Footing Elevation = 128.75 (base—99.00).

TEMPLE 02 – GA/G2

Commencing at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°09'46"E, along the Southerly line of Temple Avenue (50 feet wide), 17.83 feet to the Point of Beginning:

Thence N22°50′14″W, 0.75 feet;

Thence N67°09'46"E, 2.00 feet;

Thence S22°50'14"E, 0.75 feet

Thence S67°09'46"W, 2.00 feet to the Point of Beginning;

Surface Elevation = 128.79 more or less.

Plan-Top/Column Elevation = 168.99 (base-139.25) and Top/Footing Elevation = 128.75 (base-99.00).

TEMPLE 03 – GA/G3

Commencing at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°09′46″E, along the Southerly line of Temple Avenue (50 feet wide), 53.92 feet to the Point of Beginning;

Thence N22°50′14″W, 0.75 feet;

Thence N67°09'46"E, 2.00 feet;

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Thence S22°50′14″E, 0.75 feet

Thence S67°09'46"W, 2.00 feet to the Point of Beginning;

Surface Elevation = 128.86 more or less.

Plan-Top/Column Elevation = 168.99 (base—139.25) and Top/Footing Elevation = 128.75 (base-99.00).

TEMPLE 04 – GA/G4

Commencing at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°09'46"E, along the Southerly line of Temple Avenue (50 feet wide), 89.92 feet to the Point of Beginning;

Thence N22°50'14"W, 0.75 feet:

Thence N67°09'46"E, 2.00 feet;

Thence S22°50′14″E, 0.75 feet

Thence S67°09'46"W, 2.00 feet to the Point of Beginning;

Surface Elevation = 129.15 more or less.

Plan-Top/Column Elevation = 168.99 (base—139.25) and Top/Footing Elevation = 128.75 (base—99.00).

TEMPLE 05 – GA/G5

Commencing at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°09'46"E, along the Southerly line of Temple Avenue (50 feet wide), 125.92 feet to the Point of Beginning;

Thence N22°50'14"W, 0.75 feet;

Thence N67°09'46"E, 2.00 feet;

Thence S22°50'14"E, 0.75 feet

Thence S67°09'46"W, 2.00 feet to the Point of Beginning;

Surface Elevation = 129.41 more or less.

Plan-Top/Column Elevation = 168.99 (base—139.25) and Top/Footing Elevation = 128.75 (base-99.00).

TEMPLE 06 – GA/G6

Commencing at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°09'46"E, along the Southerly line of Temple Avenue (50 feet wide), 161.92 feet to the Point of Beginning;

Thence N22°50′14″W, 0.75 feet; Thence N67°09′46″E, 2.00 feet;

Thence S22°50'14"E, 0.75 feet

Thence S67°09'46"W, 2.00 feet to the Point of Beginning;

Surface Elevation = 129.66 more or less.

Plan-Top/Column Elevation = 168.99 (base—139.25) and Top/Footing Elevation = 128.75 (base-99.00).

TEMPLE 07 – GA/G7

11

Commencing at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°09'46"E, along the Southerly line of Temple Avenue (50 feet wide), 197.92 feet to the Point of Beginning:

Thence N22°50′14″W, 0.75 feet;

Thence N67°09'46"E, 2.00 feet;

Thence S22°50′14″E, 0.75 feet

Thence S67°09'46"W, 2.00 feet to the Point of Beginning:

Surface Elevation = 129.62 more or less.

Plan-Top/Column Elevation = 168.99 (base—139.25) and Top/Footing Elevation = 128.75 (base—99.00).

TEMPLE 08 – GA/G8

Commencing at the Northwestern corner of Lot 78 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°09'46"E, along the Southerly line of Temple Avenue (50 feet wide), 215.33 feet to the Point of Beginning;

Thence N22°50′14″W, 0.75 feet;

Thence N67°09'46"E, 2.00 feet;

Thence S22°50′14″E, 0.75 feet

Thence S67°09'46"W, 2.00 feet to the Point of Beginning;

Surface Elevation = 129.57 more or less.

Plan-Top/Column Elevation = 168.99 (base—139.25) and Top/Footing Elevation = 128.75 (base—99.00); also

In this part of the **Section-G** resolution there are ten legal descriptions. Each of 10 three-dimensional easement(s) contains delineation for permissible **BUILDING STREET PROJECTION** purposes, above ground pilaster-column(s), lying within the northern margin of Perry Street (50 feet wide) between Trumbull and Brooklyn Avenues in the City of Detroit, County of Wayne, State of Michigan, and being more particularly described as follows:

PERRY 02 – GE/G3

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 53.83 feet to the Point of Beginning;

Thence S22°49'18"E, 0.58 feet;

Thence N67° 10'42"E, 2.00 feet;

Thence N22°49'18"W, 0.58 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 2.00 feet to the Point of Beginning;

Surface Elevation = 129.10 more or less.

Plan-Top/Column Elevation = 168.99 (base—139.25) and Top/Footing Elevation = 127.67 (base—97.92).



PERRY 03 – GE/G4

12

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 89.83 feet to the Point of Beginning;

Thence S22°49'18"E, 0.58 feet;

Thence N67° 10'42"E, 2.00 feet;

Thence N22°49'18"W, 0.58 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 2.00 feet to the Point of Beginning;

Surface Elevation = 129.20 more or less.

Plan-Top/Column Elevation = 168.99 (base-139.25) and Top/Footing Elevation = 127.67 (base-97.92).

PERRY 04 – GE/G5

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 125.83 feet to the Point of Beginning;

Thence S22°49'18"E, 0.58 feet;

Thence N67°10'42"E, 2.00 feet;

Thence N22°49'18"W, 0.58 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 2.00 feet to the Point of Beginning;

Surface Elevation = 129.60 more or less.

Plan-Top/Column Elevation = 168.99 (base—139.25) and Top/Footing Elevation = 128.75 (base—99.00).

PERRY 05 – GE/G6

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 161.83 feet to the Point of Beginning;

Thence S22°49'18"E, 0.58 feet;

Thence N67°10′42″E, 2.00 feet;

Thence N22°49'18"W, 0.58 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 2.00 feet to the Point of Beginning;

Surface Elevation = 129.84 more or less.

Plan-Top/Column Elevation = 168.99 (base-139.25) and Top/Footing Elevation = 128.75 (base-99.00).

PERRY 06 – GE/G7

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 197.83 feet to the Point of Beginning;

Thence S22°49'18"E, 0.58 feet;

Thence N67° 10'42"E, 2.00 feet;

Thence N22°49'18"W, 0.58 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 2.00 feet to the Point of Beginning;

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Surface Elevation = 130.09 more or less.

Plan-Top/Column Elevation = 168.99 (base-139.25) and Top/Footing Elevation = 128.75 (base-99.00).

PERRY 07 – GE/G9

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 233.83 feet to the Point of Beginning;

Thence S22°49'18"E, 0.58 feet;

Thence N67°10'42"E, 2.00 feet;

Thence N22°49'18"W, 0.58 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 2.00 feet to the Point of Beginning;

Surface Elevation = 130.44 more or less.

Plan-Top/Column Elevation = 168.99 (base-139.25) and Top/Footing Elevation = 128.75 (base-99.00).

PERRY 08 – GE/G11

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67° 10′42″E, along the Northerly line of Perry Street (50 feet wide), 272.00 feet to the Point of Beginning;

Thence S22°49'18"E, 0.58 feet;

Thence N67°10'42"E, 2.00 feet;

Thence N22°49'18"W, 0.58 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 2.00 feet to the Point of Beginning:

Surface Elevation = 130.92 more or less.

Plan-Top/Column Elevation = 168.99 (base—139.25) and Top/Footing Elevation = 128.75 (base—99.00).

PERRY 09 - GE/G12

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records:

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 308.00 feet to the Point of Beginning;

Thence S22°49'18"E, 0.58 feet;

Thence N67°10'42"E, 2.00 feet:

Thence N22°49′18″W, 0.58 feet:

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 2.00 feet to the Point of Beginning;

Surface Elevation = 131.23 more or less.

Plan-Top/Column Elevation = 168.99 (base—139.25) and Top/Footing Elevation = 128.75 (base—99.00).

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PERRY 09 – GE/G13

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 344.00 feet to the Point of Beginning;

Thence S22°49'18"E, 0.58 feet;

Thence N67°10′42″E, 2.00 feet;

Thence N22°49′18″W, 0.58 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 2.00 feet to the Point of Beginning;

Surface Elevation = 131.23 more or less.

Plan-Top/Column Elevation = 168.99 (base-139.25) and Top/Footing Elevation = 128.75 (base-99.00).

PERRY 10 – GE/G14

Commencing at the Southwestern corner of Lot 84 of "Subdivision of the South part of Outlot No. 95, Woodbridge Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 181 of Plats, Wayne County Records;

Thence N67°10′42″E, along the Northerly line of Perry Street (50 feet wide), 405.00 feet to the Point of Beginning;

Thence S22°49'18"E, 0.92 feet;

Thence N67°10'42"E, 2.00 feet;

Thence N22°49'18"W, 0.92 feet;

Thence S67°10′42″W, along the Northerly line of Perry Street (50 feet wide), 2.00 feet to the Point of Beginning;

Surface Elevation = 130.60 more or less.

Plan-Top/Column Elevation = 168.99 (base—139.25) and Top/Footing Elevation = 128.75 (base—99.00); and further

PROVIDED, The owners of "Detroit Entertainment L.L.C. (MotorCity Casino New Garage at Hotel Tower)", shall apply to the Buildings and Safety Engineering Department for a building permit to construct and maintain said 22 under ground footings and 18 above ground pilaster-columns related to the "MotorCity Casino New Garage at Hotel Tower" [second addendum to Petition No. 4118] within the southern margin of Temple Avenue, an eastern part of the north-south public alley, and the northern margin of Perry Street. Simultaneously, said owners shall submit building plans to the Water and Sewerage Department for DWSD permits, review and approval. The owners shall obtain permits from the City Engineering Division—DPW to occupy or barricade public street(s) and alley rights-of-way for construction, alteration and/or maintenance of said 22 under ground footings and 18 above ground pilaster-columns. Also, said owners shall restore the public alley surface and public sidewalk margins at no expense to the City under City Engineering Division—DPW specifications and permits (Detroit Code Section 50, Article 4); and further

PROVIDED, That the owners of "Detroit Entertainment L.L.C. (MotorCity Casino New Garage at Hotel Tower)" shall apply to and become a participating member of the "Miss Dig" organization; and be it further

1.

RESOLVED, The owners of "Detroit Entertainment L.L.C. (MotorCity Casino New Garage at Hotel Tower)" and/or their contractor(s), shall submit two copies of "as built" drawing(s) sealed by a professional engineer registered in the State of Michigan to the City Engineering Division - DPW within 30 days after installing the public right-of-way 22 under ground footings and 18 above ground pilaster-columns; subject to city specifications, permits and inspections. Said "as built" drawing(s) shall furnish a complete means of identifying and ascertaining the precise position of every part of the "easements" with courses, distances, and depth throughout (containing City of Detroit datum), so that it may be determined with certainty where any portion of the under ground footings and above ground pilaster-columns have been built. Copies of the certified "as built" map(s) and survey(s) shall be an "appendix" to this City Council resolution. City Engineering Division - DPW shall record (or cause to be recorded) one copy of the "appendix" in the Wayne County Register of Deeds; and further

PROVIDED, That the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

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