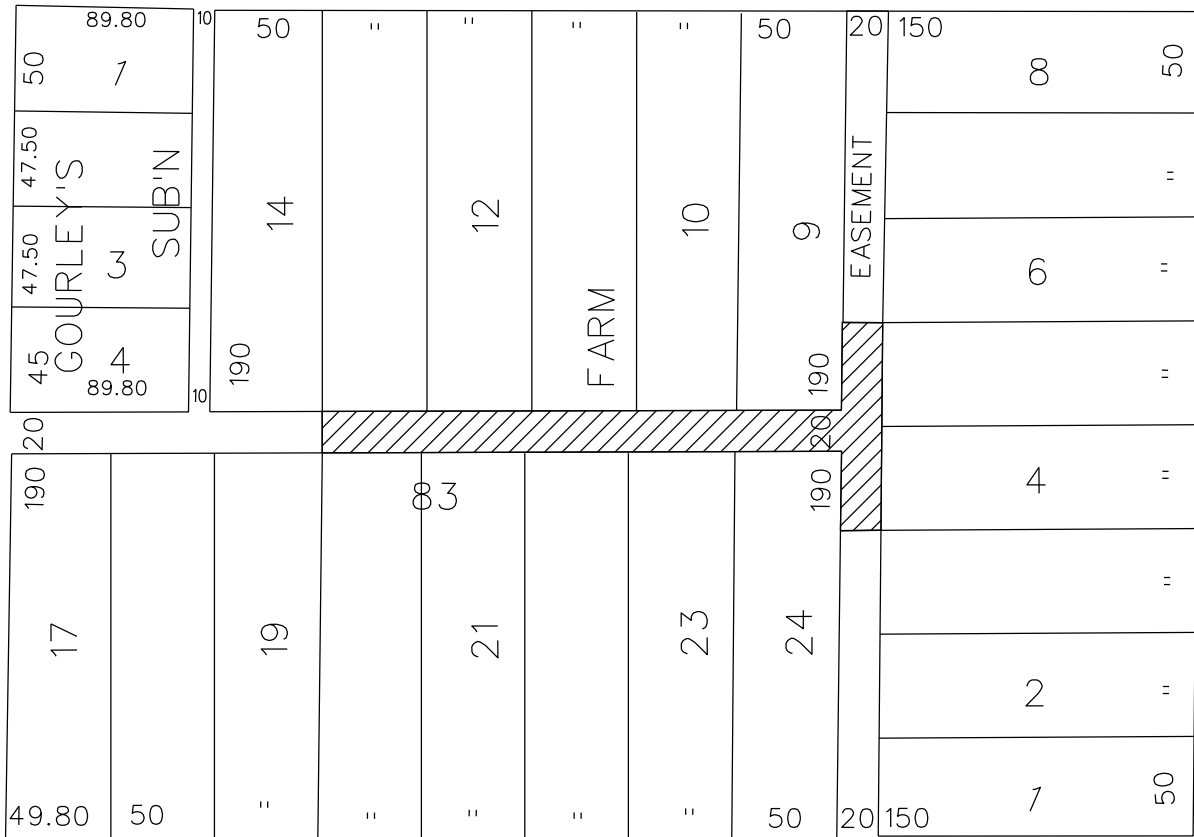


PETITION NO. 280  
 MASONIC TEMPLE  
 500 TEMPLE AVE.  
 DETROIT, MICHIGAN 48201  
 C/O KAREN ADDISON  
 PHONE NO. 313 832-7100 x 225



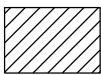
**CHARLOTTE AVE. 60 FT. WD.**

**SECOND AVE. 100 FT. WD.**



**CASS AVE. 80 FT. WD.**

**TEMPLE AVE. 100 FT. WD.**



- REQUESTED CONVERSION TO EASEMENT

(FOR OFFICE USE ONLY)

CARTO 29 E

B					
A					
DESCRIPTION		DRWN	CHKD	APPD	DATE
REVISIONS					
DRAWN BY		CHECKED			
DATE		APPROVED			
06-17-14					

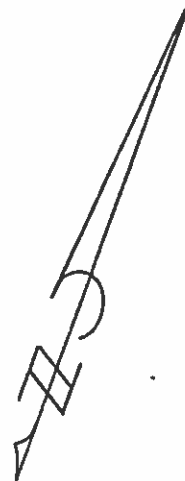
REQUEST TO CONVERT TO EASEMENT  
 A PORTION OF THE EAST/WEST AND  
 NORTH/SOUTH PUBLIC ALLEY, 20 FT. WD.  
 IN THE BLOCK BOUND BY  
 SECOND, CHARLOTTE, CASS  
 AND TEMPLE AVE.

CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 280

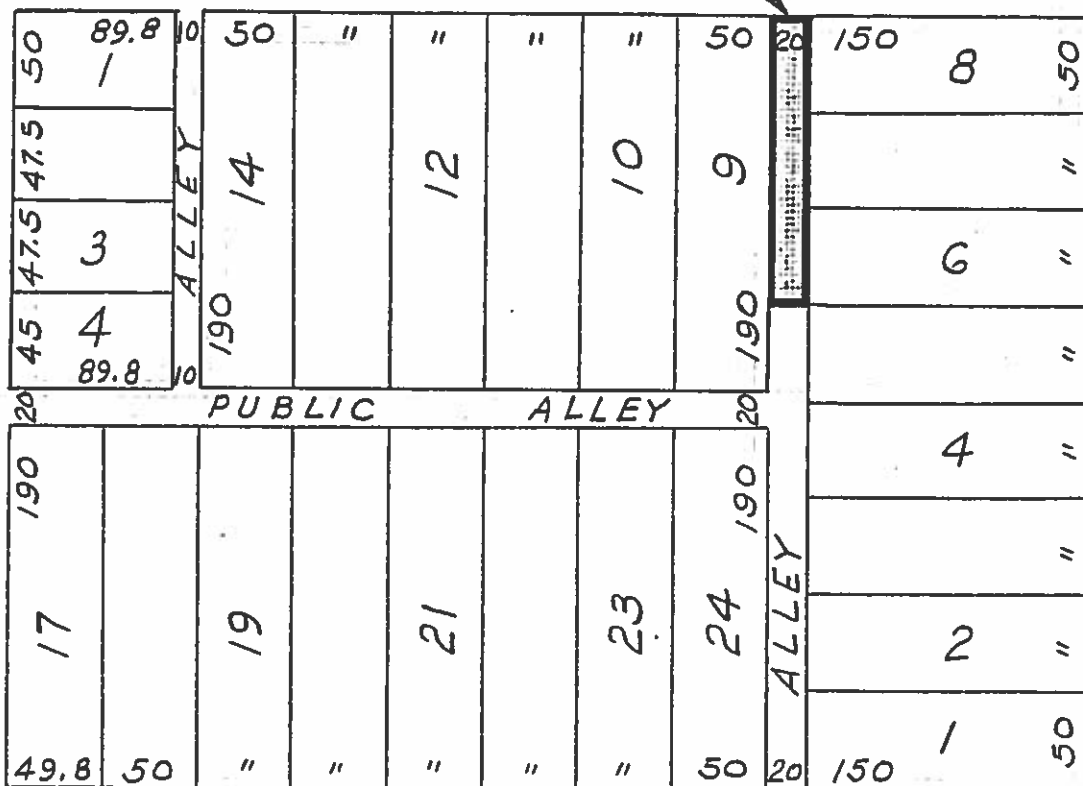
PETITION NO. 45  
 SCO-MOS, INC.  
 % JOHN F. LANGS, PRES.

REQUESTED  
 EASEMENT

CHARLOTTE AVE.



SECOND BLVD.



CASS AVE.

TEMPLE AVE.

BLOCK 83 - CASS FARM  
 TOPO NO. 29E  
 SCALE 1"=100'

FOR OFFICE USE ONLY

B						CONVERSION TO AN EASEMENT OF A PORTION OF THE N-S ALLEY W. OF CASS AND S. OF CHARLOTTE.	CITY OF DETROIT EPMD City Engineering Division		
A									
DESCRIPTION								Drwn	Chkd
REVISIONS								Appd	Date
DRAWN BY PLUNGIS		APPROVED				Job No. 01-01			
TRACED BY		APPROVED				Drwg. No. X-45			
CHECKED		APPROVED				Date 5-25-82			
CITY ENGINEER						29-6			

Department of Public Works  
 January 14, 1983  
 Honorable City Council  
 Petition No. 45 SCO-MOS, Inc.,  
 Conversion to Easement of a Portion  
 of the North-South Alley in the  
 Block Bounded by Second, Cass,  
 Temple and Charlotte

The above petition requests the conversion of the above described portion of alley, 20 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:

The petitioner has made the following deposit with the City Treasurer, which has been credited to the department and account named, for the purpose indicated:

Department of Public Works - Intersection Fund, Receipt No. B18516 - \$248.00, for the original cost of paving the south one-half of Charlotte Avenue at the intersection of the north-south alley to be vacated.

The petitioner has also requested that he paved return at the entrance to the alley to be vacated remain in its present status as the petitioner plans to utilize same, and has 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 objections to the conversion of public right-of-way into 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,  
 LOUIS W. KLEI  
 City Engineer

Approved: JAMES W. WATTS  
 Director  
 By Council Member Collins

Resolved, That all that part of the north-south public alley, 20 feet wide, in the block bounded by Second, Cass, Temple and Charlotte abutting the rear line of Lots 6 to 8 inclusive of Block 83 of the Plat of part of the Cass Farm, Blocks 83 and 84, as recorded in Liber 1, Page 131, 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 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 poles 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 driveways and yards of the adjoining properties for ingress or egress at any time to and over said utility 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 or surface grade made, without prior approval by the Department of Public Works.

Fourth, that if at any time in the future, the owners of any lot abutting on said vacated street shall request the removal and/or relocation of any existing poles or other utilities in said easement, such owners, upon whose property the poles or other utilities are located shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners.

Provided Further, that if any utility located or to be located in said property shall break or be damaged as a result of any action on the part of the petitioner or assigns (by way of illustration but not limitation), such as storage of excessive weights of materials or construction not in accordance with Section 2, mentioned above, then in such event the petitioner or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility, and be it further

Resolved, That if at any time in the future it becomes necessary to remove the paved alley return at the entrance to the above alley then such removal and construction of new curb and sidewalk shall be done under City permit and inspection with all costs borne by the Petitioner or his assigns.

Adopted as follows:

Yeas - Council Members Cleveland, Collins, Eberhard, Hood, Kelley, Mahafey, Peoples, Ravitz and President Henderson

Nays - None

FEB 2, 1983  
 J.C.C. PGS. 256-57

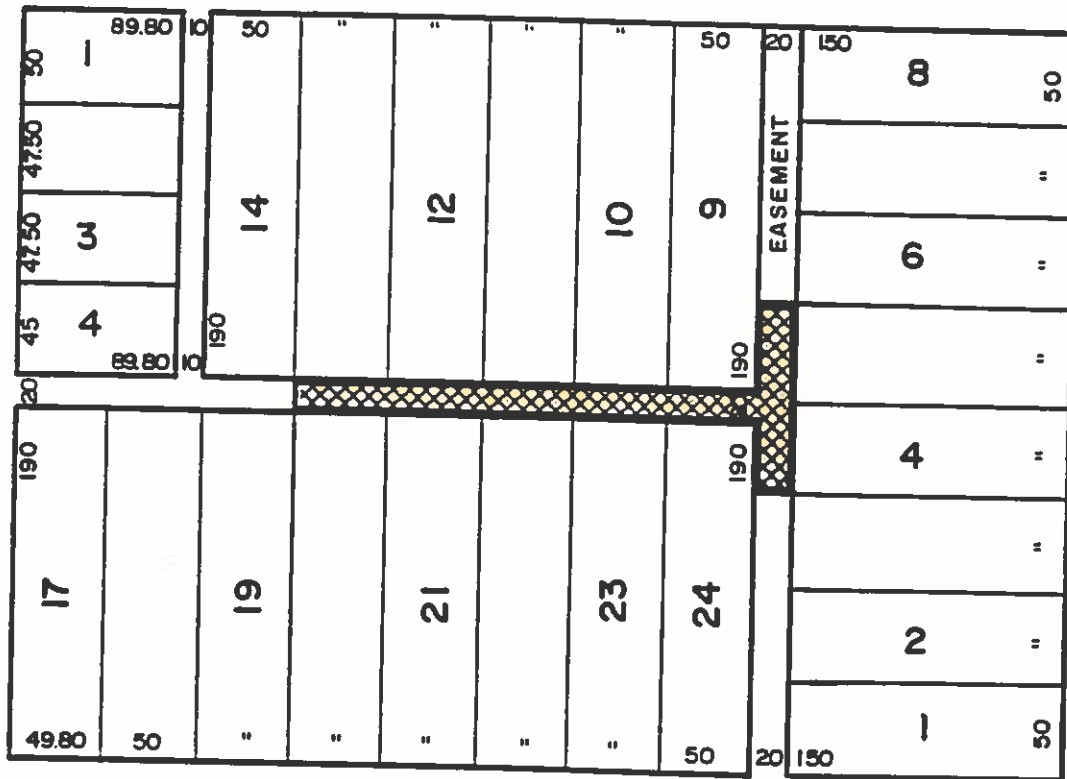
PETITION NO. 3650  
450 TEMPLE, INC.  
% GILBERT A. RICE  
PHONE: 832-7100



# CHARLOTTE AVE.

SECOND AVE.

CASS AVE.



# TEMPLE AVE.



TEMP. CLOSED UNTIL 10-1-98

CASS FARM

CARTO. NO. 29-E

SCALE: 1" = 100'

B				
A				
DESCRIPTION		Drawn	Chkd	Appd
REVISIONS				
DRAWN BY	APPROVED			
JAMES FOSTER				
TRACED BY	APPROVED			
CHECKED	APPROVED			
	CITY ENGINEER			

REQUESTED TEMPORARY CLOSING OF A PORTION OF THE E/W ALLEY, 20 FT. WD., AND THE N/S ALLEY, 20 FT. WD., IN THE BLK. BND. BY SECOND, CASS, TEMPLE, & CHARLOTTE.

CITY OF DETROIT  
City Engineering

Job No. 01-01

Drwg. No. X-3650

Date 2/2/88

City Engineering Department  
August 25, 1993

Honorable City Council:  
Re: Petition No. 3650, Masonic Temple of Detroit Temporary Alley Closings  
Extended portions of north-south and east-west public alleys in the block bounded by Second, Cass, Temple and Charlotte.

Petition No. 3650 of the "Masonic Temple" requests an extension of the temporary closing of portions of the north-south and east-west public alleys, (both) 20 feet wide, in the block bounded by Second, Cass, Temple and Charlotte Avenues.

The first petition (#1588) to temporarily close the referenced public alleys was granted by Council on May 4, 1988 (J.C.C. pages 1077-78). This petition expired on June 1, 1993.

The petition was referred to the City Engineering Department (on August 23, 1993 by the City Clerk) for preparation of a renewal temporary alley closings resolution, extending 5 more years; subject to the customary provisions governing a temporary public alley closing.

An appropriate resolution containing the necessary conditions is attached for consideration by your Honorable Body.

Respectfully submitted,  
CLYDE R. HOPKINS  
Director

By Council Member Eberhard:

Whereas, The following petition to temporarily close portions of the north-south and east-west public alleys, (both) 20 feet wide, in the block bounded by Second, Cass, Temple and Charlotte Avenues has been previously granted by City Council:

Petition No. 1588 on May 4, 1988 — J.C.C. pgs. 1077-78;

Whereas, The previously granted temporary closing expired on June 1, 1993 and the petitioner has requested a further extension (Petition No. 3650 as referred to the City Engineering Department by the City Clerk on August 23, 1993); and

Whereas, The petitioner has complied with the terms, conditions, and restrictions of other previously granted Council resolutions; therefore be it

RESOLVED, The City Engineering Department is hereby authorized and directed to issue permits to the "Masonic Temple of Detroit" to close portions of the north-south and east-west public alleys, (both) 20 feet wide, in the block bounded by Second, Cass, Temple and Charlotte Avenues on a temporary basis to expire on October 1, 1998; described as follows:

All that part of the north-south public alley, 20 feet wide, in the above mentioned block lying westerly of and abutting the west line of Lots 4 and 5; also lying easterly of and abutting the east line of the south 40.00 feet of Lot 9, the east-west public alley (20 feet wide), and the north 40.00 feet of Lot 24, Block 83, of the Plat of part of the Cass Farm, Blocks 83 and 84, City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 131, Plats, Wayne County Records; also

All that part of the east-west public alley, 20 feet wide, in the above mentioned block lying southerly of and abutting the south line of Lots 9 to 13; also lying northerly of and abutting the north line of Lots 20 to 24, Block 83, of the Plat of part of the Cass Farm, Blocks 83 and 84, City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 131, Plats, Wayne County Records;

PROVIDED, The petitioner shall file with the Finance Department an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit harmless from all claims, damages or expenses that may arise by reason of the issuance of permits and the faithful or unfaithful performance by the petitioner of the terms thereof. Further, the petitioner shall agree to pay all claims, damages or expenses that may arise out of the maintenance of the temporary public alley closings; and

PROVIDED, The permit shall be issued after the City Clerk has recorded a certified copy of this resolution with the Wayne County Register of Deeds; and

PROVIDED, The property owned by the petitioner and adjoining the temporary public alley closings shall be subject to the proper zoning or regulated use (Board of Zoning Appeals Grant) over the total width and length of the alleys; and

PROVIDED, No building or other structure (except necessary line fence), shall be constructed on or over the alleys. The petitioner shall observe the rules and regulations of the City Engineering Department. The City of Detroit retains all rights and interests in the temporarily closed public alleys. The City and all utility companies retain their rights to service, inspect, maintain, repair, install, remove or replace utilities in the temporarily closed public alleys. Further, the petitioner shall comply with all specific conditions imposed to insure unimpeded 24-hour-per-day access to the City and utility companies; and

PROVIDED, All of the petitioner's public property fence and gate installations shall be subject to the review and approval of the City Engineering Department (if necessary, in conjunction with the Department of Public Works — Traffic Engineering Division, Planning Department, and the Community and Economic Development Department); and

PROVIDED, The petitioner's fence and gate installation shall provide 13 feet horizontal and 13 feet vertical clearances for utility maintenance vehicles; and

PROVIDED, The petitioner shall place gates at each end of the temporary closed portions of public alleys, and open the gates for trash collection 7:00 a.m. to 5:00 p.m., Monday thru Friday; and

PROVIDED, The petitioner shall pay all Public Lighting Department expenses to reinstall alley lights, if the alleys are reopened for public use; and

PROVIDED, This resolution does not permit the storage of materials, display of merchandise, or signs within the temporarily closed public alley. Further, the placement of materials, merchandise, or signs on any adjacent berm area is prohibited; and

PROVIDED, That at the expiration of the permit, all obstructions shall be removed at the petitioner's expense. The public property shall be restored to a condition satisfactory to the City Engineering Department by the petitioner at the petitioner's expense; and

PROVIDED, This resolution is revocable at the will, whim or caprice of the City Council without cause. The petitioner waives the right to claim damages or compensation for removal of encroachments. Further, the permittee acquires no implied or other privileges hereunder not expressly stated herein. If this permit is continued for the five (5) year period, the City Council may (upon written request and if the circumstances justify accordingly) grant an extension thereof; and

PROVIDED, This permit shall not be assigned or transferred without the written approval of the City Council; 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.

Adopted as follows:

Yeas — Council Members Butler, Eberhard, Kelley, Ravitz, and President Pro Tem Hood — 5.

Nays — None.

SEPT. 15, 1993  
J.C.C. Pgs. 1787-88.