

City of Detroit Inter-Departmental Communication

- TO: Richard Doherty, City Engineer City Engineering/Department of Public Works
- **FROM:** Debra Singleton, Engineer Detroit Water and Sewerage Department
- DATE: December 10, 2018
- RE: Petition No.113 Request to Outright Vacate A Portion Of Mt. Elliott In The Area Bound By Iron, Leib. East Jefferson And The Detroit River

The Detroit Water and Sewerage Department (DWSD) is in receipt of the subject petition. DWSD has several large sewers/, water mains and outfalls located within the area requested for outright vacation. Unless the potential impact of a possible vacation of this area can be resolved, DWSD objects to the outright vacation of Mt. Elliott at this location, due to the significant complications the proposed vacation could have on the sewer system.

It is imperative for the Petitioner to contact the DWSD Permits Section directly to discuss this petition. If you have any questions, please feel free to call me at (313) 267-8309 or Mohammed Fa Siddique at (313) 964-9245.

Sincerely,

Debra Singleton Engineer Permits Section

DS/MS/gl Attachments CC::Mohamad Farhart, CSF

City of Detroit City Engineering Division, Department of Public Works Survey Bureau

NOTICE OF PROPOSED CHANGE IN PROPERTY

	Date: 08/31/2018
	Petition: x113
AT&T Telecommunication	
Comcast Television (CATV)	Berm Use
Detroit Edison (DTE)	
Fire Department	Conversion to Easement
Great Lakes Water Authority	
Land Bank Authority	Dedication
Michcon (DTE)	
Planning & Development Department	Encroachment
Public Lighting Authority	
Public Lighting Department	X Outright Vacation
Police Department	
Solid Waste Division, DPW	Temporary Closing
Street Design Bureau, DPW	
Street Maintenance Division, DPW	
Traffic Engineering Division, DPW	
Water and Sewerage Department	

A petition drawing is attached. Property shown on the attached print is proposed to be changed as indicated. Kindly report (using the back of this sheet) the nature of your services, if any affected by the proposed change and the estimated costs of removing and rerouting such services (if necessary).

Please return one copy to City Engineering Division, DPW within two weeks of the submittal date. Retain one copy and print for you file.

Ron Brundidge, Director, Department of Public Works

By: Richard Doherty, CED DPW City Engineer

TO: City Engineering Division, DPW 2 Woodward Ave., Suite 642 Detroit, Michigan 48226-3462 Survey Bureau: 313-224-3970

The proposed change in property (referred to on the other side of this sheet) would affect our services as follows:

Involved; but asking you to hold action on this petition until further notice.

Involved; but no objections to the property change.

Involved; objection to the property change.

Involved; but no objections to the property change...provided as easement of the full width of the public right-of-way (street, alley or other public place) is reserved.

Involved; the nature of our services and the estimated costs of removing and/or rerouting such services are:

(Utility or City Department)

By

Title

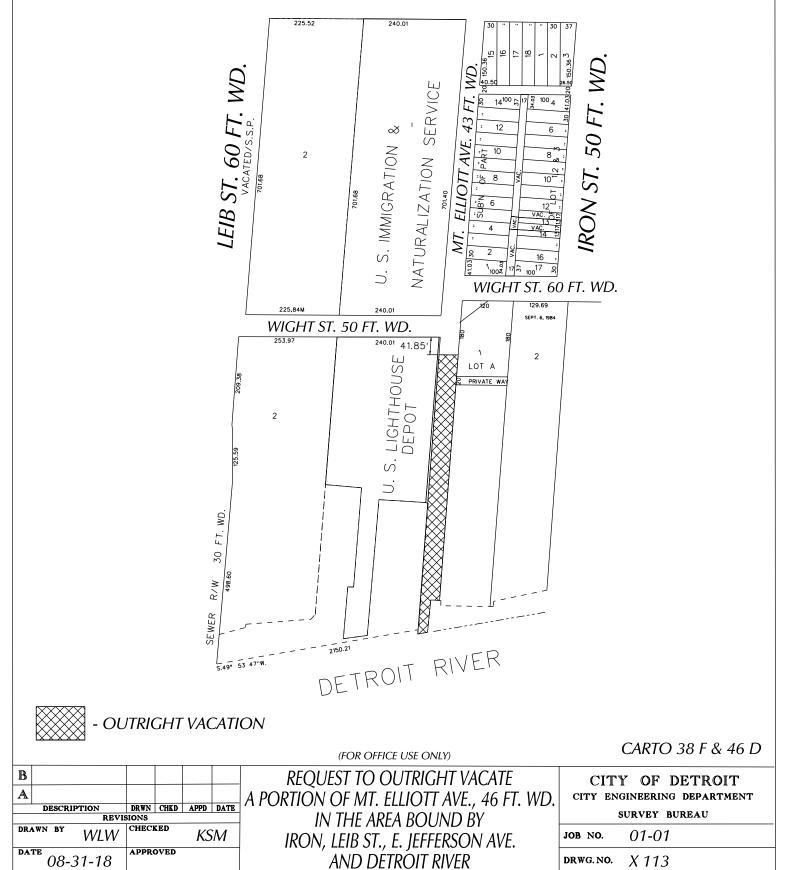
Date

Area code – Telephone number

PETITION NO. 113 BB&E INC. C/O U.S. COAST GUARD 235 E. MAIN ST. SUITE 107 NORTHVILLE, MICHIGAN 48167 C/O SEAN P. MCNALLY PHONE NO. 248 359-7317 E







Detroit Water & Sewerage Department Provisions for Relocation Due to Vacation for Petition No. 113

Provided that the petitioner shall design and construct proposed sewers and or water mains plus make the connections to the existing public sewers and or water mains as required by the Detroit Water and Sewerage Department (DWSD) prior to construction of the proposed sewers and or water mains,

Provided that the plans for the sewers and or water mains shall be prepared by a registered engineer; and further

Provided that DWSD be and is hereby authorized to review the drawings for the proposed sewers and or water mains and to issue permits for the construction of the sewers and or water mains, and further

Provided that the entire work is to be performed in accordance with plans and specifications approved by DWSD and constructed under the inspection and approval of DWSD; and further

Provided that the entire cost of the proposed sewers and or water mains construction, including inspection, survey and engineering shall be borne by the petitioner; and further

Provided that the petitioner shall deposit with DWSD, in advance of engineering, inspection and survey, such amounts as the department deems necessary to cover the costs of these services; and further

Provided that the petitioner shall grant to the City a satisfactory easement for the sewers and or water mains; and further

Provided that the Board of Water Commissioners shall accept and execute the easement grant on behalf of the City; and further

Provided, that the petitioner shall provide DWSD with as -built drawings on the proposed sewers and or water mains; and further

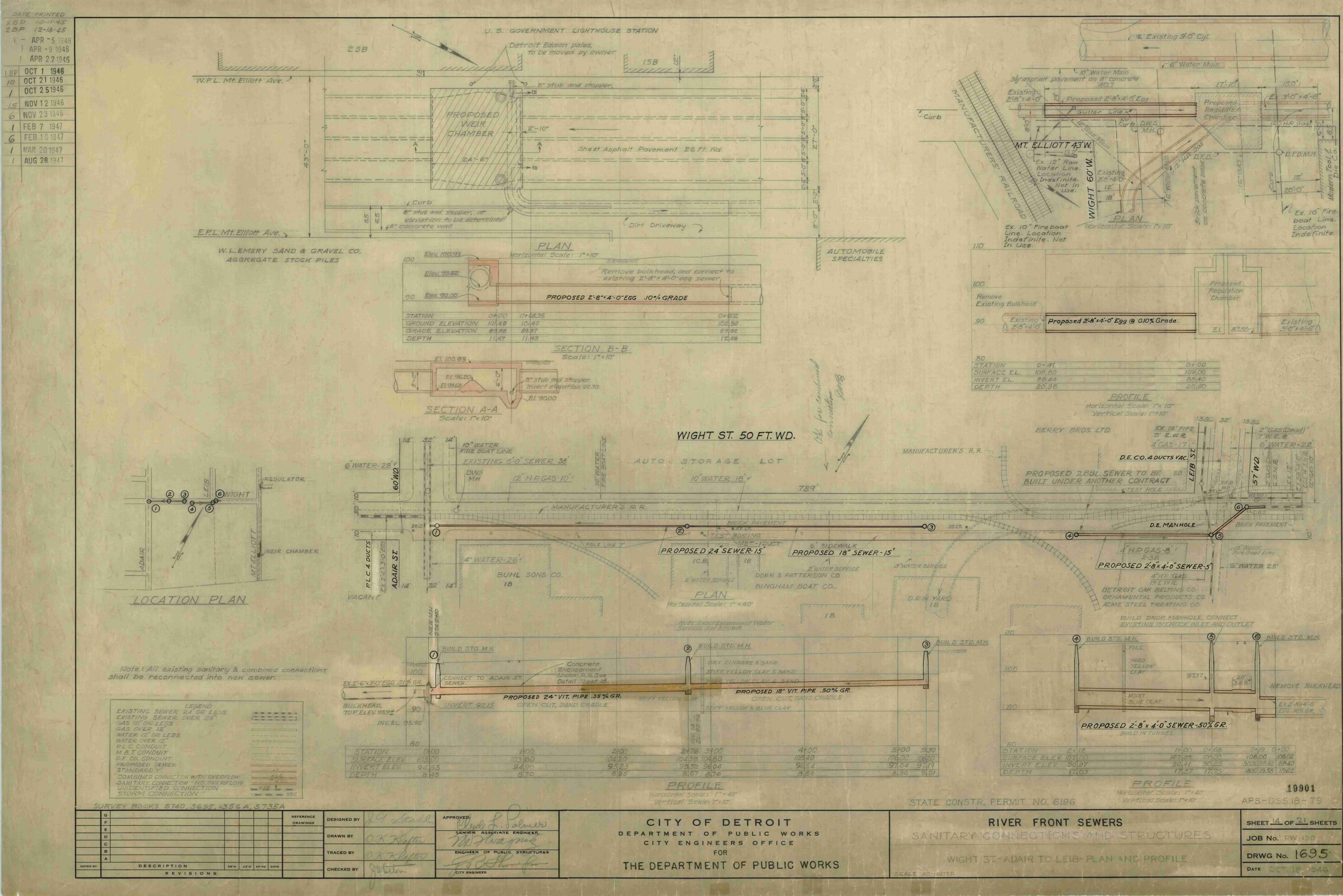
Provided that the petitioner shall provide a one (1) year warranty for the proposed sewers and or water mains; and further

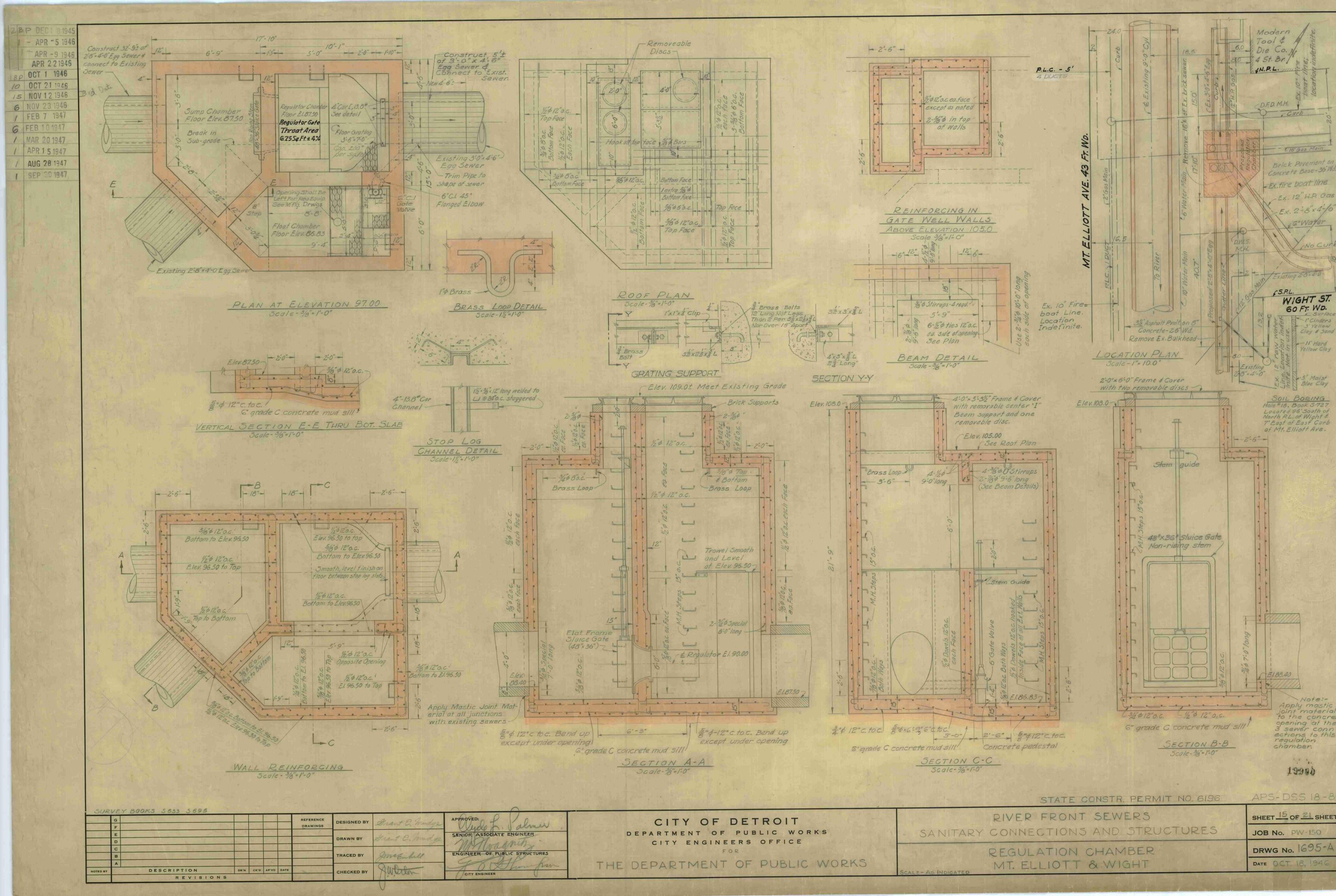
Provided that upon satisfactory completion, the sewers and or water mains shall become City property and become part of the City system. And any existing sewers or water mains that were abandoned shall belong to the petitioner and will no longer be the responsibility of the City.

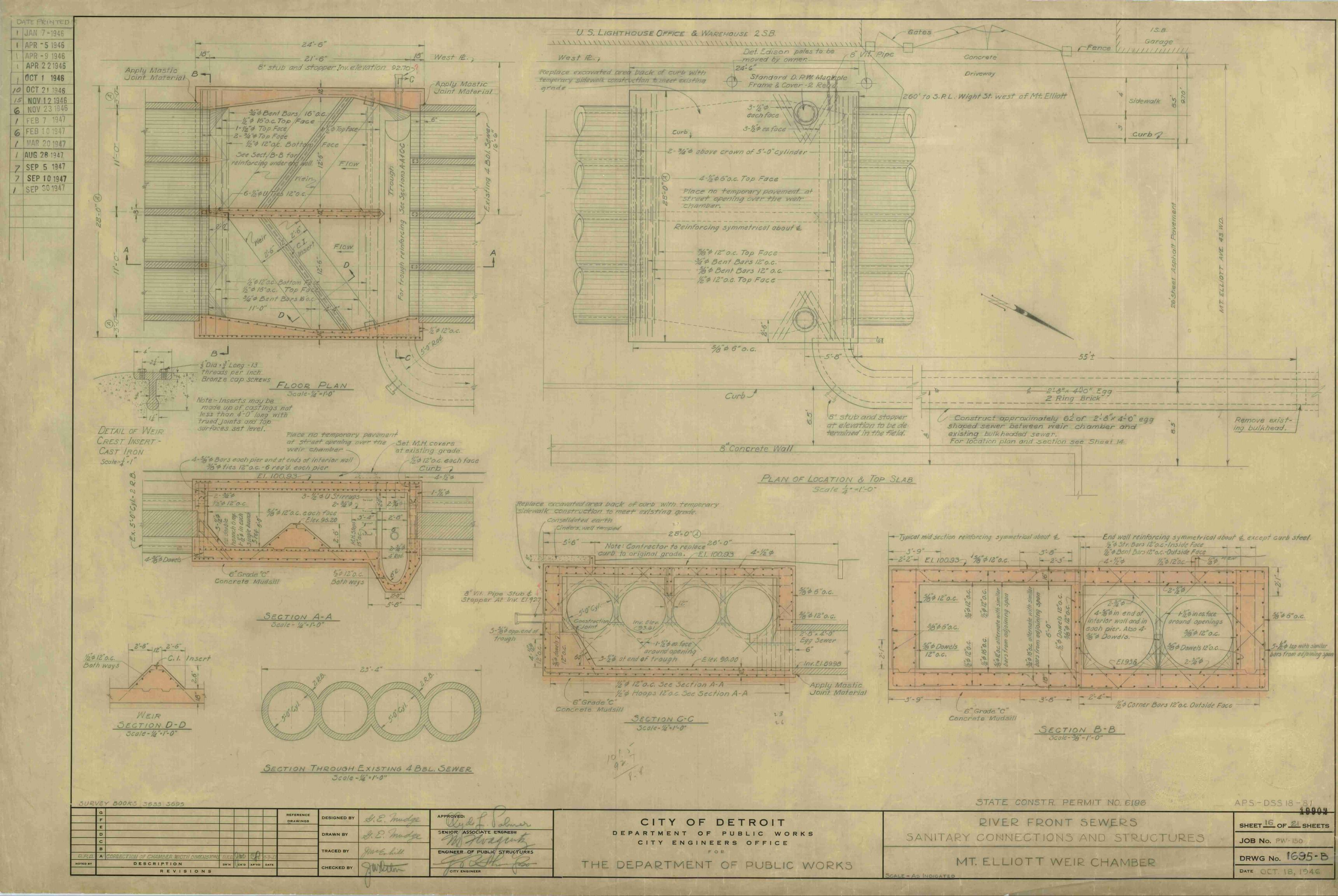
06/30/14

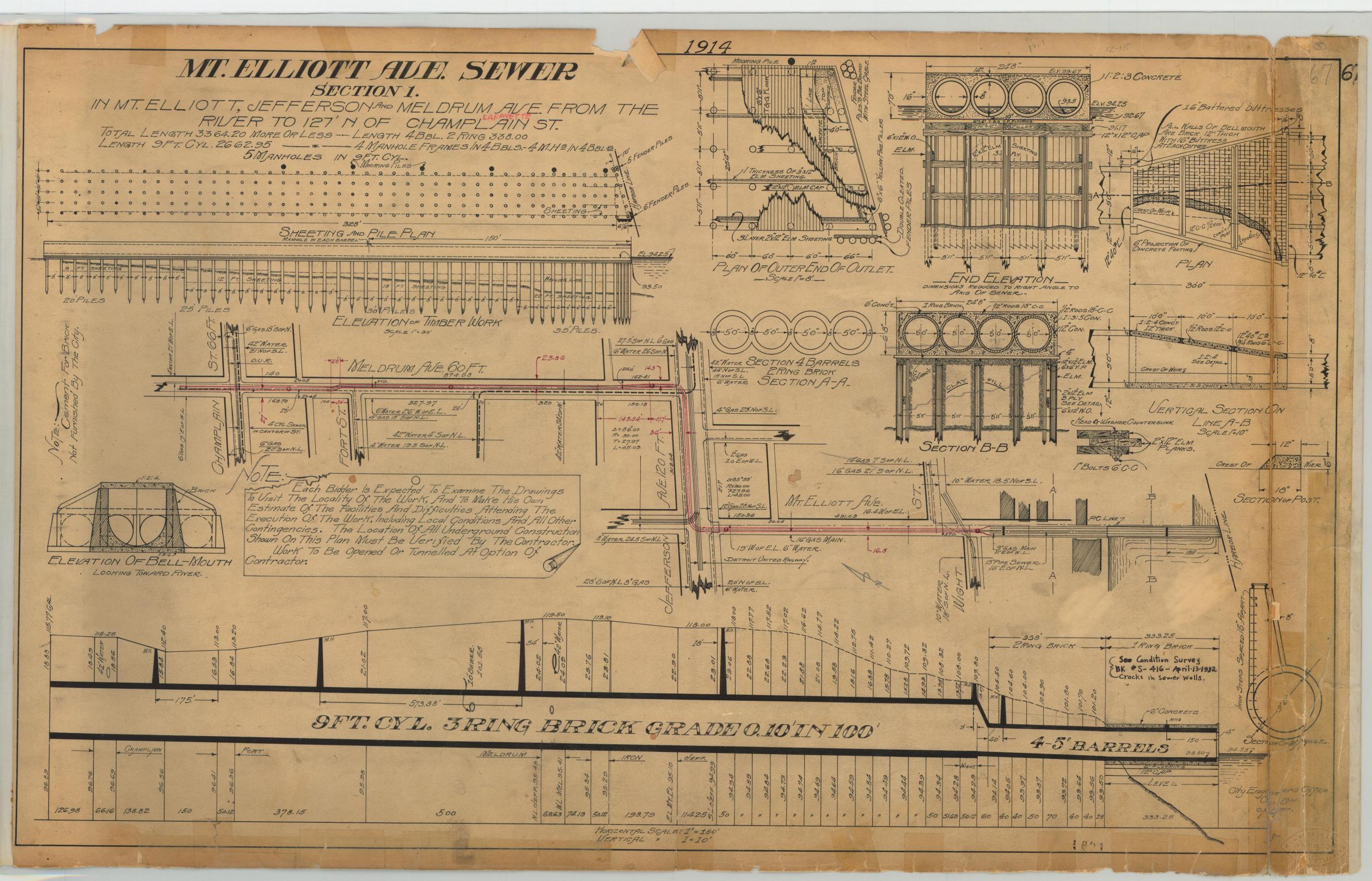












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December 27, 2017

The Honorable City Council Attn: Office of the City Clerk Coleman A. Young Municipal Center 2 Woodward Ave., Suite 200 Detroit, MI 48226

RE: Request for City of Detroit to vacate and convey a certain portion of Mount Elliott Street lying south of Wight Street to the U.S. Coast Guard.

To the Honorable City Council,

My name is Naila Hosein. I am an Environmental Engineer at BB&E, Inc., the U.S. Coast Guard's authorized agent for the express purpose of the potential acquisition of certain property in the City of Detroit. On behalf of the U.S. Coast Guard, I am requesting that the City vacate and convey to the U.S. Coast Guard a certain portion of Mt. Elliott Street lying south of Wight Street. The proposed vacated portion of Mt. Elliott Street is noted on the survey attached hereto. The requested vacation is in conjunction with a potential acquisition of adjacent property from the Detroit Economic Growth Corporation, which will result in enhanced facilities and operations at the existing U.S. Coast Guard station.

This requested vacation will neither substantially impede pedestrian or vehicular traffic as this portion of the street has no outlets and dead ends at the parking lot of 110 Mt Elliott St., which is currently a U.S. Coast Guard station. The conveyance would be done through a fair market value sale between the City and the U.S. Coast Guard. Finally, the U.S. Coast Guard would be willing to explore a reversionary interest to the City of Detroit in the vested deed as part of the transactional structure. We respectfully ask that this request be added to the City Council agenda and considered for approval as soon as possible.

If you should have any questions, please do not hesitate to contact me or the attorney representing the U.S. Coast Guard in this matter, Sean P. McNally of Pepper Hamilton LLP, by phone at 248.359.7317, or by email, at menallys@pepperlaw.com.

Sincerely, BB&E, Inc., authorized agent of the U.S. Coast Guard

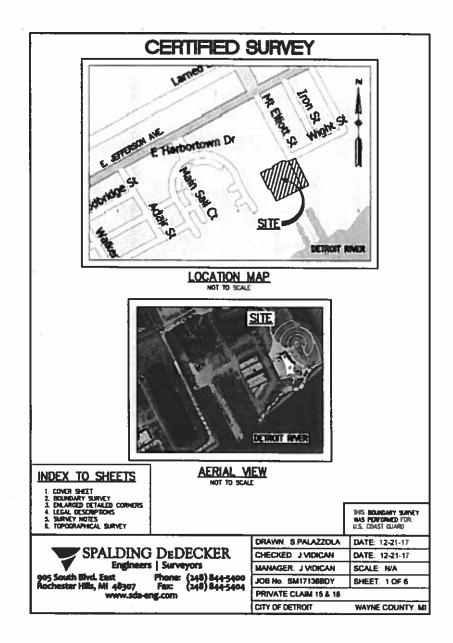
> By: <u>*H*- Hoseen</u> Naila Hosein, Environmental Engineer

Enclosures

LCDR Jonathan P. Benvenuto
Detroit Economic Growth Corporation, c/o Rebecca S. Navin, Esq.
Wayne County Road Commission
Department of Public Works
Bruce Goldman, City of Detroit – Supervising Assistant Corporate Counsel
Sean P. McNally, Pepper Hamilton LLP



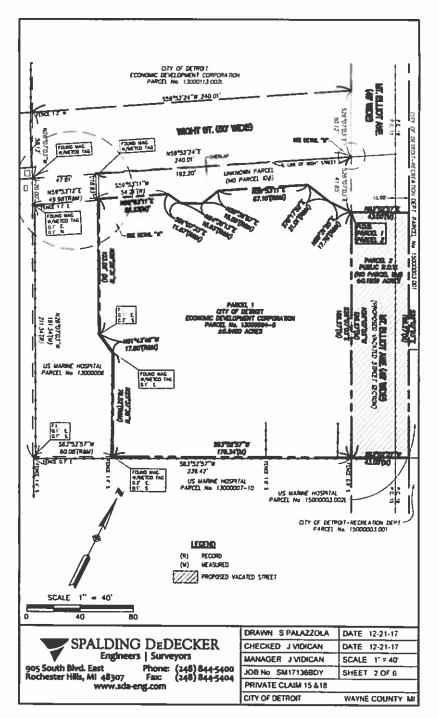
235 E. Main St, Suite 107 Northville, MI 48167 p 248.489.9636 f 248.489.9646 www.bbande.com



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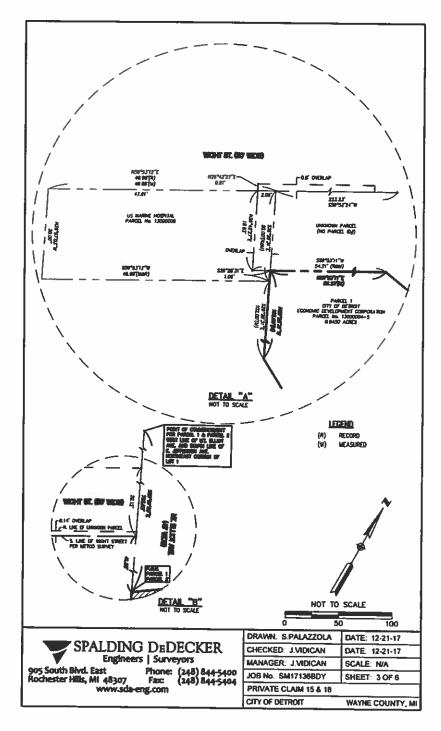
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LEGAL DESCRIPTION

AS FIELD SURVEYED BY SPALDING DEDEDIGER ASSOCIATES, INC. (SDA)

PARCEL AL: LAND IN THE CITY OF DETROIT, COUNTY OF WAYKE, STATE OF MICHIGAN BEING MORE PARTICULARLY DESCRIBED AS:

PART OF THE "PLAT OF LOTS 1 & 2 LIED FARM BETMEEN JETTENSON AVENUE AND THE DETROIT RIVER," RECORDED ON OCTOBER 11, 1855 IN LIBER 60, PAGE 427 OF DEEDS, WATKE COUNTY RECORDS, PARTCLIARLY DESCREED AS: COMMENCING AT THE NORTHEASTERY. CORRER OF LOT 1 OF SAD "PLAT OF LOTS 1 & 2 LIED FARM BETMEEN JETTENSON AVENUE AND THE DETROIT RIVER," SAD NORTHEASTERY. VCRIER OF LOT NO. 1: BEING THE SOURTINGSTERLY CORNER OF LIT. ELLIOTT AVENUE, 43 FEET WOE, AND JETTENSON AVENUE AND THE DETROIT RIVER," SAD NORTHEASTERY. UNE OF LIT. ELLIOT AVENUE, S26'D703'T 731.83 FEET TO THE POINT OF BEGINNING, THENCE CONTINUNG ALONG SAD WESTERY. UNE OF MIT. ELLIOT AVENUE, S26'D703'T 166.27 FEET; THENCE S3'52'S7'W 73.4 FEET, THENCE N25'37'36'W 78.52 FEET; THENCE M61'43'A6'W 17.60 FEET; THENCE N26'33'T'W 10.306 FEET; THENCE M35'S75'T 15.59 FEET; THENCE S3'53'S7'W 73.4 FEET, THENCE N25'37'36'W 78.52 FEET; THENCE M63''35'S7' TIS.59 FEET; THENCE N26'33'T'W 10.306 FEET; THENCE M35'S75'T 15.59 FEET; THENCE SA'55'S7'' TO THE POINT OF BEGOMMIG, CONTAMENT OF DETER, THENCE SA'10''Y 17.78 FEET TO THE POINT OF BEGOMMIG, CONTAMENT, ENCYPTIONS, CONDITIONS, RESERVATIONS AND RESTRICTIONS CONTAMED IN PROOR CONVENTIONES, CONDITIONS, RESERVATIONS AND RESTRICTIONS CONTAMENT IN PROOR CONVENTIONES, CONDITIONS, RESERVATIONS AND RESTRICTIONS CONTAMENT IN PROOR CONVENTIONES, CONDITIONS, RESERVATIONS AND RESTRICTIONS CONTAMENT IN PROOR CONVENTIONES OF LICENTERMENTS.

PARCEL 42. PROPOSED WACATED STREET SECTION OF MIT. ELLIOT AVENUE

LAND IN THE CITY OF DETROIT, COUNTY OF WATHE, STATE OF MICHGAN BEING A PART OF MICHELIUST AVENUE HAVING A 43 FOOT WIDE RIGHT-OF-WAY, PRIVATE CLAMI 15, PRIVATE CLAMI 16, THE "PLAT OF LOTS 1 & 2 LIEB FARM BETWEEN JETFERSON AVENUE AND THE DETROIT RIVER" AS RECORDED ON OCTOBER 11, 1835 IN LIBER OF PLAT OF THE WELDRUM FARM AS RECORDED ON MARCH S, 1851 IN LIBER 41, PAGES 87 THROUGH 69 INCLUSIVE OF DEEDS, WARME COUNTY RECORDS BEING MORE PARTICULARLY DESCRIBED DA SI:

COMMENCENCE AT THE MORTHEASTERLY CORNER OF LOT 1 OF SAMD "PLAT OF LOTS 1 & 2 LIEB FARM BETWEEN JETTERSON AVENUE AND THE DETROIT INVER," SAMD NORTHEASTERLY CORNER OF LOT NA. 1 BEDING THE SOUTHWESTERLY CORNER OF WIT. ELLOTT AVENUE, AS TERT WORL AND JETTERSON AVENUE, 120 FEET WORLS THEORE ALONG THE WESTERLY RIGHT-OF-WAY LINE OF WIT. ELLOTT AVENUE, 320 FORT TO STALL THE THE THE REGISTERLY RIGHT-OF-WAY LINE OF SAMD MIT. DLIDTT AVENUE, STADIATE AVENUE, AND LASTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLOTT AVENUE, THENCE S2507/337E ALONG SAMD EASTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLOTT AVENUE, THENCE S2507/337E ALONG SAMD EASTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLOTT AVENUE, THENCE S2507/337E ALONG SAMD EASTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLOTT AVENUE, THENCE S2507/337E ALONG SAMD EASTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLOTT AVENUE, THENCE S2507/337E ALONG SAMD EASTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLOTT AVENUE, THENCE S2507/337E ALONG SAMD EASTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLOTT AVENUE, THENCE S2507/337E ALONG SAMD EASTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLOTT AVENUE, THENCE S2507/337E ALONG SAMD EASTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLOTT AVENUE, THENCE S2507/337E ALONG SAMD ALE SETTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLOTT AVENUE, THENCE S2507/337E ALONG SAMD ALE SETTERLY PERPENDICULAR TO APPONT ON THE WESTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLOTT AVENUE, THENCE ALONG SAMD WESTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLIDIT AVENUE, THENCE ALONG SAMD WESTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLIDIT AVENUE, THENCE ALONG SAMD WESTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLIDIT AVENUE, THENCE ALONG SAMD WESTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLIDIT AVENUE, THENCE ALONG SAMD WESTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLIDIT AVENUE, THENCE ALONG SAMD WESTERLY RIGHT-OF-WAY LINE OF SAMD MIT. ELLIDIT AVENUE, THENCE ALONG SAMD RESTRICTIONS CONTAINED IN PROOR CONVEYANCES OF RECORD OR OTHERWSE.

	DRAWN: SPALAZZOLA	DATE: 12-21-17
SPALDING DEDECKER	CHECKED: J.VIDICAN	DATE: 12-21-17
Engineers Surveyors	MANAGER: J.VIDICAN	SCALE: N/A
5 South Blvd. East Phone: (248) 844-5400 chester Hills, MI 48307 Fax: (248) 844-5404	JOB No. SM17136BDY	SHEET: 4 OF 6
www.sda-eng.com	PRIVATE CLAIM 15 & 18	
	CITY OF DETROIT	WAYNE COUNTY, MI

SURVEY REFERENCES

- ALTA/ACSM LAND TITLE SURVEY PREPARED BY METCO SERVICES, INC., JOB MUMBER 02-009, REVISID 11/11/2005. THE DRAWING INCLIDES THE AREA DESIGNATED NOW AS BEND OWNED BY THE VS MARKINE MOSPITAL, HANNER A PARCEL # 07 13000006
- EXHIBIT FOR VARIABLE WOTH LEASE AREA FOR RIVERWALK IMPROVEMENTS PREPARED BY GRTELS-WEBSTER ENGINEERS, INC., JOB MUMBER 18647, REVISED 03/14/2005. RELATES TO THE AREA DESIGNATED AS EXCEPTION PARCEL ON THIS SURVEY DRAWING BY SDA.

SURVEYOR'S COMMENTS

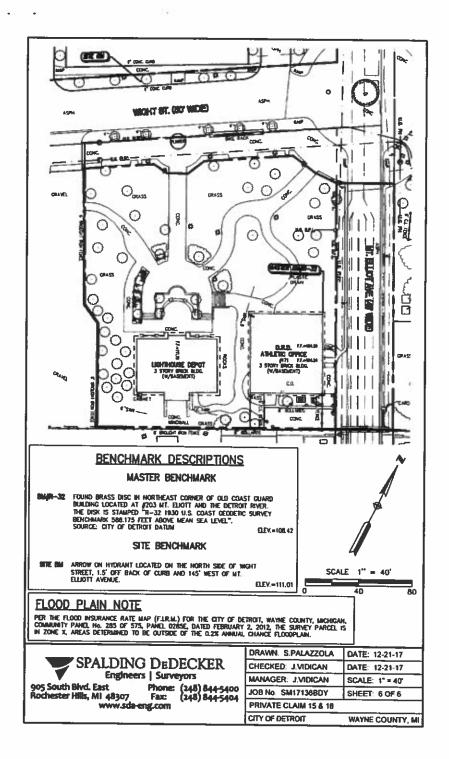
- SPALDING DEDECKER ASSOCIATES, INC. (SDA) HAS SURVEYED THIS PARCEL IN WARCH, 2009 AND IT WAS UPDATED ON NOVEMBER 6, 2014 (SEE NOTE 3), AND FIELD VERIFIED ON 12/05/17.
- THE LEGAL DESCRIPTION FOR PARCELS 1 & 2 IS ALSO REFERENCED IN SCHEDULE C IN THE INFORMATIONAL TITLE COMMETMENT ISSUED BY FIDELITY NATIONAL TITLE INSURANCE COMPANY HAVING A COMMITMENT/FILE NUMBER OF C-14827D AND AN EFFECTIVE DATE OF NOVEMBER 16, 2017, REVISION No. 2.
- 3. THE ORIGINAL BASIS OF BEARINGS WAS THE WESTERLY LINE OF MIT, ELLIOT STREET AS DEFINED IN THE MODIFICATION OF AGREEMENT TO EXCHANGE REAL ESTATE. (RECORDED IN UBER 222607, PAGE 747, WAYNE COUNTY RECORDS). THE RECORDED BEARING WAS S28'31'3'5' THE GEARINGS WITHE ROTATED PER OTY OF DEFINIT REQUEST 11/06/14. THE NEW BASIS OF BEARINGS WITHE ROTATED PER OTY OF DEFINIT REQUEST 11/06/14. THE NEW BASIS OF BEARINGS IS THE BEARING OF MIT. ELLIOT AVE. AS LISTED ON AN ALTA/ACSM LAND THLE SUPPEY AS PREPARED BY METCO SERVICES, INC. LAST REVISED ON NOVEMBER 11, 2005) AS N26'07/03'W.
- 4. WE HAVE SURVEYED THE LOCATION OF WIGHT STREET. THE LOCATION OF WIGHT STREET OVERLAPS THE EXCEPTION PARCEL AS SHOWN ON THE DETAILS.
- 5. THE FURNESHED LEGAL DESCRIPTION FOR PARCELS 1 & 2 APPEARING IN THE TITLE COMMUNENT AS REFERENCED IN NOTE 2 AGRESS WITH THE LEGAL DESCRIPTION APPEARING ON THIS SURVEY EXCEPT FOR THE ADREADE OF THE PARCELS.
- THERE WORE NO EASEMENTS OF RECORD TO BE PLOTTED ON PARCEL 1 ACCORDING TO THE INFORMATIONAL TITLE COMMITMENT ISSUED BY FORELITY NATIONAL TITLE INSURANCE COMPANY HAVING A COMMITMENT/TILE NUMBER OF C-148270 AND AN EFFECTIVE DATE OF NOVEMBER 16, 2017.
- 7. UTULTY HOTE: SOA HAS MADE A REASONABLE AND PURDENT ATTEMPT TO IDENTIFY THE OUTLETS FOR STORM WATER DRAMAGE AND SANTARY SENER. THE OUTLETS FOR THIS SITE MAY BE MASKED BY TRAPS IN THE STRUCTURES AND/OR BUND TAPS DRECTLY INITO THE TRAPK LINES. THE SENERS IN DETROIT ARE PART OF A COMBINED STORM/SANTARY SYSTEM. WHERE SOA HAS NOT BEEN ABLE TO PROPERLY DETRUME WHETHER A PARTICULAR LINE IS "STORM" OR "SANTARY". WE HAVE LABELED THE UTULTY AS SENER (SWR.)

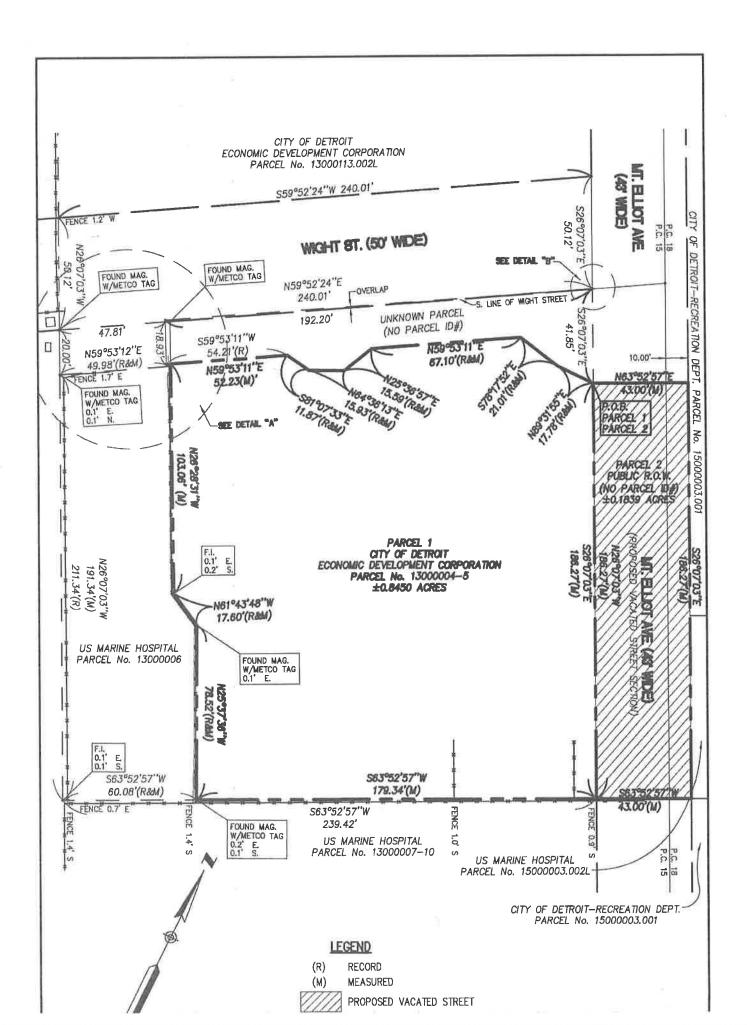
SURVEYOR'S STATEMENT

TO: U.S. COAST GUARD FIDELITY NATIONAL TITLE INSURANCE COMPANY THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHCH IT IS BASED, WERE WADE IN ACCORDANCE WITH THE "2016 MINIMUM STANDARD DETAL REQUIREMENTS FOR ALTA/NSPS LAND TITLE SURVEYS," JOINTLY ESTABLISHED AND ADDPTED BY ALTA AND NSPS, AND INCLUDES NO TABLE A ITEMS, AND ADDPTED BY ALTA AND NSPS, AND INCLUDES NO TABLE A ITEMS, DURSUANT TO THE ACCURACY STANDARDS AS ADDPTED BY ALTA AND NSPS AND IN EFFECT ON THE DATE OF THIS CERTIFICATION, LINDERSIGNED FURTHER CORRIFES THAT IN MY PROFESSIONAL DPINION, AS A LAND SURVEYOR FREGSTERED IN THE STATE OF MICHAGAN, THE RELATIVE POSITIONAL ACQURACY OF THIS SURVEY DOES NOT EXCEED THAT WHICH IS SPECIFIED THEREM. DATE: 12/21/17 C OF HICH VENCAN ACTESSIONAL P. MOICAN SURVEYOR PROFESSIONAL SURVEYOR No. 54058 Ne. 22.01 DRAWN S.PALAZZOLA DATE: 12-21-17 SPALDING DEDECKER CHECKED: J.VIDICAN DATE: 12-21-17 Engineers | Surveyors MANAGER: J.VIDICAN SCALE: N/A Phone: (248) 844-5400 Fax: (248) 844-5404 905 South Blvd. East JOB No. SM17136BDY SHEET: 5 OF 6 Rochester Hills, MI 48307 PRIVATE CLAIM 15 & 18 www.sda-eng.com

CITY OF DETROIT

WAYNE COUNTY, MI





<u>LEGAL DESCRIPTION</u> AS FIELD SURVEYED BY SPALDING DEDECKER ASSOCIATES, INC. (SDA)

PARCEL 1: LA

LAND IN THE CITY OF DETROIT, COUNTY OF WAYNE, STATE OF MICHIGAN BEING MORE PARTICULARLY DESCRIBED AS:

PART OF THE "PLAT OF LOTS 1 & 2 LIEB FARM BETWEEN JEFFERSON AVENUE AND THE DETROIT RIVER," RECORDED ON OCTOBER 11, 1855 IN LIBER 60, PAGE 427 OF DEEDS, WAYNE COUNTY RECORDS, PARTICULARLY DESCRIBED AS: COMMENCING AT THE NORTHEASTERLY CORNER OF LOT 1 OF SAID "PLAT OF LOTS 1 & 2 LIEB FARM BETWEEN JEFFERSON AVENUE AND THE DETROIT RIVER," SAID NORTHEASTERLY CORNER OF LOT NO. 1 BEING THE SOUTHWESTERLY CORNER OF MT. ELLIOTT AVENUE, 43 FEET WIDE, AND JEFFERSON AVENUE, 120 FEET WIDE, THENCE ALONG THE WESTERLY LINE OF MT. ELLIOT AVENUE, S26°07'03''E 793.83 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID WESTERLY LINE OF MT. ELLIOT AVENUE, S26°07'03''E 186.27 FEET; THENCE S63°52'57''W 179.34 FEET; THENCE N25°37'36''W 78.52 FEET; THENCE N61°43'48''W 17.60 FEET; THENCE N26°28'31''W 103.06 FEET; THENCE N59°53'11''E 52.23 FEET; THENCE S81°07'33''E 11.87 FEET; THENCE N64°36'13''E 15.93 FEET; THENCE N26°36'57''E 15.59 FEET; THENCE N59°53'11''E 67.10 FEET; THENCE N59°53'11''E 67.10 FEET; THENCE N59°53'11''E 52.23 FEET; THENCE N59°53'11''E 67.10 FEET; THENCE N59°17'S2''E 21.01 FEET; THENCE N59°31'53''E 17.78 FEET TO THE POINT OF DEGINNING. CONTAINING 0.8450 ACRES OF LAND MORE OR LESS AND SUBJECT TO AND TOGETHER WITH ALL EASEMENTS, EXCEPTIONS, CONDITIONS, RESERVATIONS AND RESTRICTIONS CONTAINED IN PRIOR CONVEYANCES OF RECORD OR OTHERWISE.

PARCEL #2: PROPOSED VACATED STREET SECTION OF MT. ELLIOT AVENUE:

LAND IN THE CITY OF DETROIT, COUNTY OF WAYNE, STATE OF MICHIGAN BEING A PART OF MT. ELLIOT AVENUE HAVING A 43 FOOT WIDE RIGHT-OF-WAY, PRIVATE CLAIM 15, PRIVATE CLAIM 18, THE "PLAT OF LOTS 1 & 2 LIEB FARM BETWEEN JEFFERSON AVENUE AND THE DETROIT RIVER" AS RECORDED ON OCTOBER 11, 1855 IN LIBER 60, PAGE 427 OF DEEDS, WAYNE COUNTY RECORDS AND ALSO PART OF LOT 1 OF THE "PLAT OF THE MELDRUM FARM" AS RECORDED ON MARCH 5, 1851 IN LIBER 41, PAGES 87 THROUGH 89 INCLUSIVE OF DEEDS, WAYNE COUNTY RECORDS BEING MORE PARTICULARLY DESCRIBED AS:

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