

E636797

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AMENDMENT
TO
AGREEMENT OF DECEMBER 6, 1957

This Agreement made this *19th* day of *September* 1961, by and between the CITY OF DETROIT, a municipal corporation, by its duly authorized officer, and THE DETROIT BANK AND TRUST COMPANY, a Michigan banking corporation of Detroit, Michigan, amends agreement made by and between the aforesaid parties dated December 6, 1957, and involving excess land in the block bounded by Fort, Wayne (now Washington Boulevard), Congress and Shelby Streets in the City of Detroit, Michigan.

WITNESSETH:

WHEREAS, on the 6th day of December, 1957, the City of Detroit agreed to sell to The Detroit Bank and Trust Company surplus real property in the block bounded by Fort, Wayne (now Washington Boulevard), Congress and Shelby Streets in Detroit, Michigan, and entered into a written agreement to that effect containing the conditions upon which the property would be sold; and

WHEREAS, said The Detroit Bank and Trust Company has altered its plans for the construction of a building on the premises and desires to change the conditions contained in the original agreement; and

WHEREAS, the Common Council of the City of Detroit approved the changes in said agreement, May 25, 1961 (J. C. C. p. 1129);

NOW, THEREFORE, IT IS AGREED by and between the parties hereto that the agreement of December 6, 1957 be and the same is hereby amended to read as follows:

RECORDED OCT 26 1961 AT 2:24 PM
BERNARD J. YOUNGBLOOD, Register of Deeds
WAYNE COUNTY, MICHIGAN

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Subsection 1 of the First Section after the word Provided be amended to read as follows:

1. That, in addition to the 80-foot right-of-way now existing on Wayne Street (now Washington Boulevard) which provides for two 10-foot margins for public sidewalks, 3 feet of building setback be provided on the east side of Wayne Street (now Washington Boulevard) between Fort Street and the alley (now vacated) immediately south thereof, and that this building setback be extended in a straight line to the Congress Street right-of-way, as per the attached plan, made a part hereof.

U14599 PA151

Subsection 2 of the First Section after the word Provided be amended to read as follows:

2. That the westerly 3 feet of the property acquired by The Detroit Bank and Trust Company from the City of Detroit, by a deed pursuant to this agreement, be used for public sidewalk purposes in conjunction with the 10-foot sidewalk which will be constructed by the City immediately adjoining said 3-foot strip on the west.

Subsection 3 of the First Section after the word Provided be amended to read as follows:

3. That the wedge-shaped piece of property remaining, lying between the 3-foot strip mentioned in Paragraph 2 above, and the proposed building line mentioned in Paragraph 1 above, shall be landscaped by The Detroit Bank and Trust Company; and that said landscaping plans be submitted for review to the City Plan Commission of the City of Detroit in order that said plans may conform to landscaping plans proposed by the City for the west side of Wayne Street (now Washington Boulevard) in the blocks north and south of Congress Street.

Further, that the Second section be amended to read as follows:

SECOND: That in the event of default by The Detroit Bank and Trust Company in its covenants hereunder, the City of Detroit shall have the right to demand a deed to the said 3-foot strip to be used for public sidewalk along the westerly side of the three parcels of land hereinabove described.

In all other respects said agreement between the parties dated December 6, 1957, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have hereunto respectively set their hands and seals in accordance with the authority granted by the Common Council of the City of Detroit and the Board of Directors of The Detroit Bank and Trust Company.

L14599 PA152

CITY OF DETROIT,
a municipal corporation

By *A. C. Sewling*
Its _____ Controller

THE DETROIT BANK AND TRUST COMPANY,
a Michigan banking corporation

By *Charles H. Hewitt*
Charles H. Hewitt
Executive Vice President
And *Harold P. Carr*
Harold P. Carr
Vice President and Cashier

State of Michigan)
: ss.
County of Wayne)

On this 24th day of August, 1961, before me, a Notary Public in and for said County, personally appeared *A. C. Sewling*, to me personally known, who being by me duly sworn, did say that he is the _____ Controller of the City of Detroit, a municipal corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Common Council; and the said *A. C. Sewling* acknowledged the said instrument to be the free act and deed of the City of Detroit, a municipal corporation.

L. J. ...
Notary Public, Wayne County, Michigan
My commission expires December 30, 1962

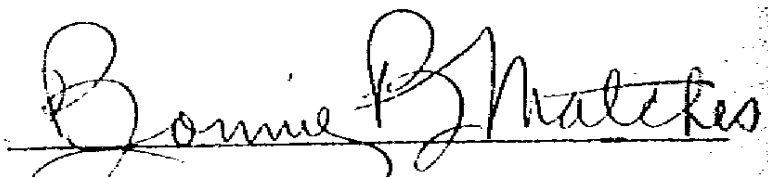
APPROVED AS TO FORM AND EXECUTION
SPECIFIC TO APPROVAL AND CONFIRMATION
BY COMMON COUNCIL
Walter E. ...
Acting Corporation Counsel

APPROVED AND CONFIRMED BY
THE COMMON COUNCIL SEP 19 1961
DATE
[Signature]
CITY CLERK

State of Michigan)
 : ss.
County of Wayne)

On this 31st day of August, 1961, before me, a Notary Public in and for said County, appeared CHARLES H. HEWITT and HAROLD P. CARR, to me personally known, who being by me duly sworn, did say that they are the Executive Vice President and Vice President and Cashier, respectively, of The Detroit Bank and Trust Company, a Michigan banking corporation, the corporation named in and which executed the within instrument, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors, and the said CHARLES H. HEWITT and HAROLD P. CARR acknowledged said instrument to be the free act and deed of said corporation.

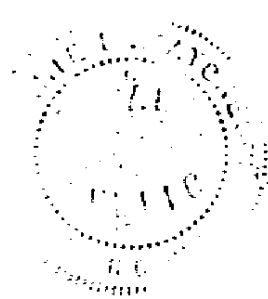
L114599 PA153



Notary Public, Wayne County, Michigan

My commission expires _____

BONNIE B. MATCHES
Notary Public, Livingston County, Mich.
Acting in Wayne County, Michigan
My Commission Expires July 11, 1963



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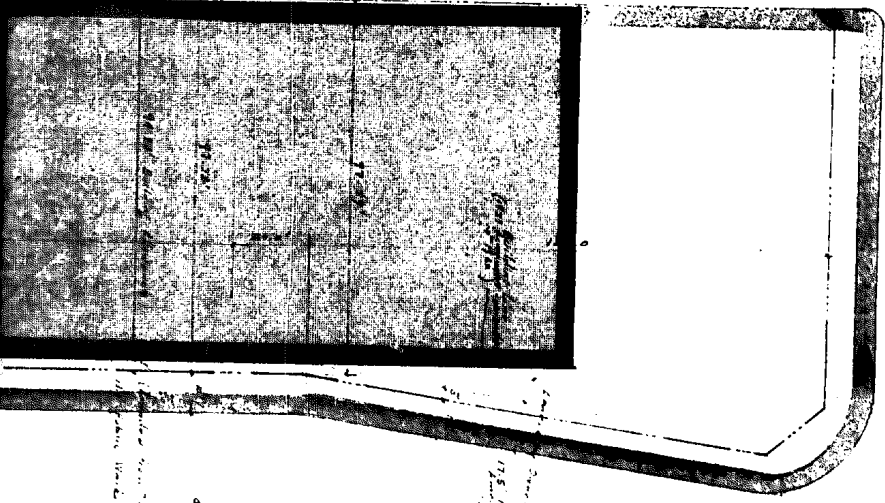
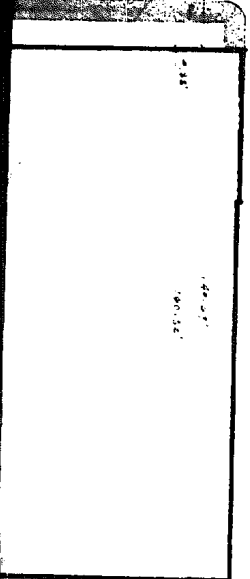
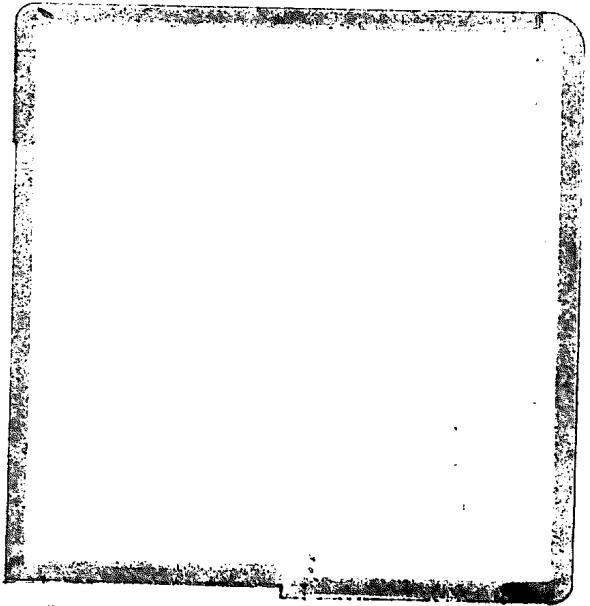


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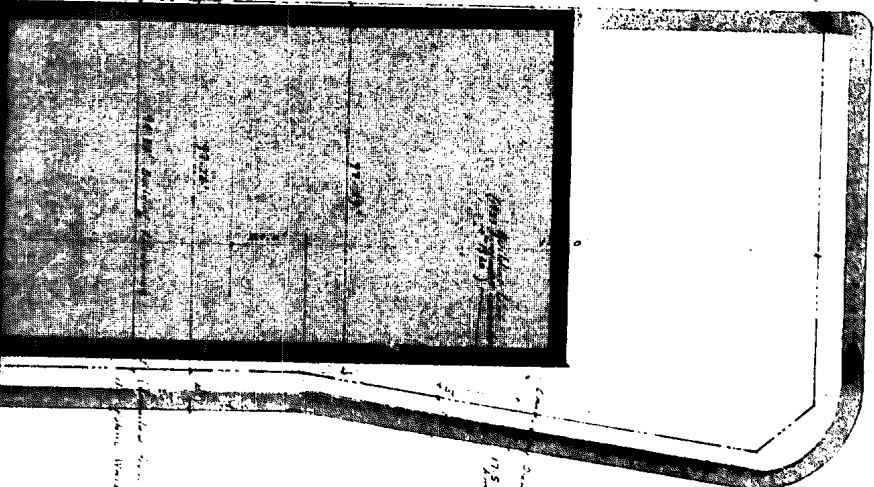
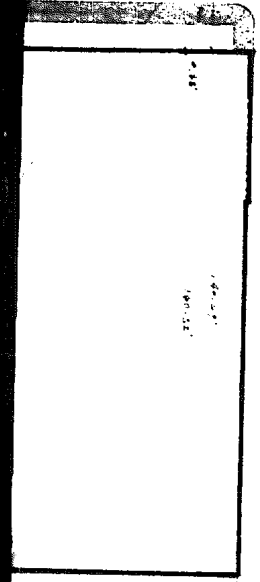
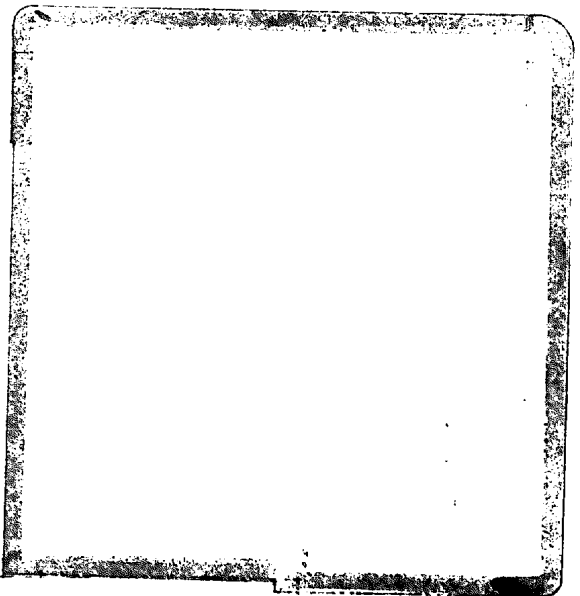
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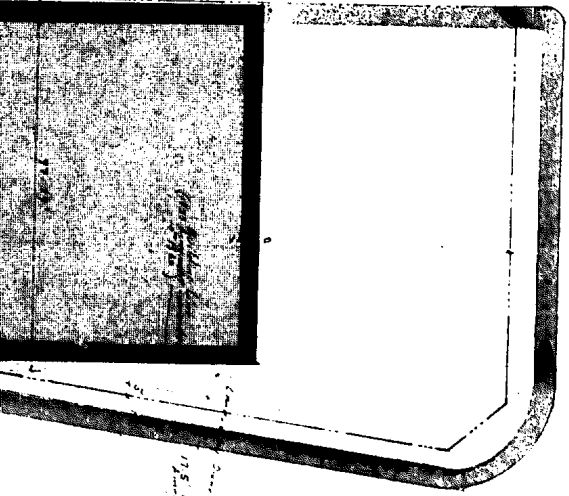
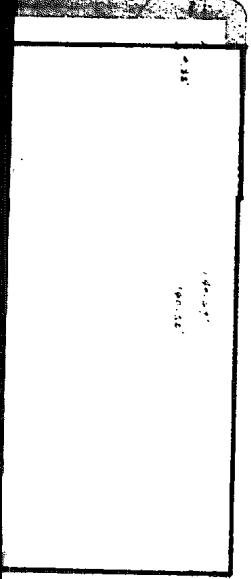
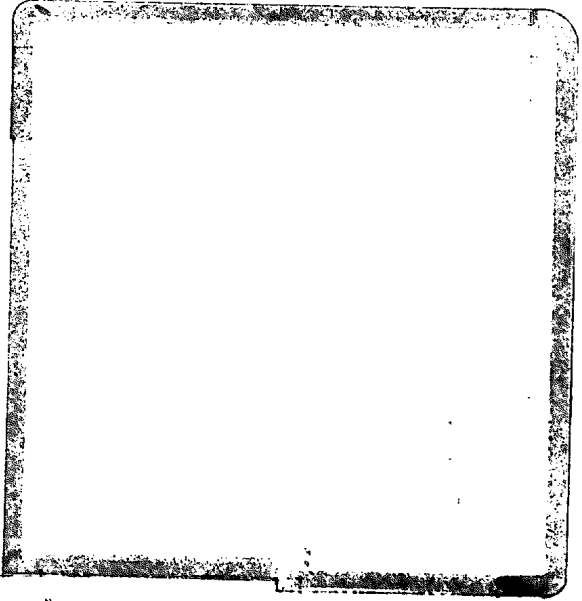
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Handwritten note: 178 1/2 x 11 1/2 in. M.A. 1917

Handwritten note: 178 1/2 x 11 1/2 in. M.A. 1917

Handwritten note: 178 1/2 x 11 1/2 in. M.A. 1917

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SHELBY ST

L14599 pa160

L14599 pa159

WASHINGTON

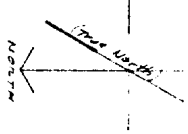
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HOLT STREET

NORTH

SCALE 1" = 20'

SITE CONDITIONS: OBTAINED FROM A TRUST COMPANY. LOS ANGELES. 6/26/61. M.B.C.S.



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SHELBY ST

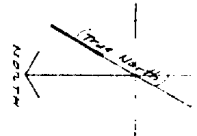
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WASHINGTON

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MOLT STREET

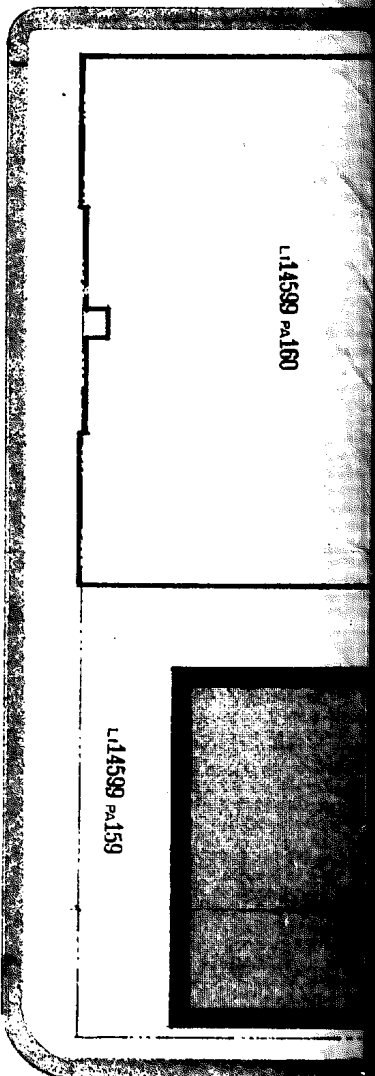


SCALE 1" = 20'

SITE CONDITIONS - OBTAIN BANK & TRUST COMPANY - JOB SETTING - 8/26/81 - H.L.C.S

L14599 pa161

SHELBY ST



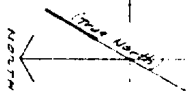
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WASHINGTON

L14599 pa158

MONT STREET



SCALE 1/200

SITE CONDITIONS - OBSTACLE BANK & TRUMP CONDUIT - SEE 157.02 - SEE 161 - M.I.C.S

L14589 pa161

SHELBY ST

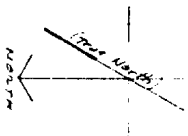
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WASHINGTON

L14589 pa158

MOLT STREET



SCALE 1" = 20'

SITE CONDITIONS: DEPT. OF BANK & TRUST COMPANY, LOS ANGELES, 5/26/61, M.D.C.S.