



Letter of Transmittal

Date:
Petition Map:

Type of Petition

- | | | |
|---|---------------------------------------|--|
| <input type="checkbox"/> Outright Vacation | <input type="checkbox"/> Dedication | <input type="checkbox"/> Berm Use |
| <input type="checkbox"/> Conversion to Easement | <input type="checkbox"/> Encroachment | <input type="checkbox"/> Temporary Closing |

Review Status

The above petition has been received and reviewed by this office. Please see below for the review status as marked.

- | | |
|--|--|
| <input type="checkbox"/> Approved Subject to Attached Provisions | <input type="checkbox"/> Revise and Resubmit |
| <input type="checkbox"/> Not Approved | |

Additional Comments (if applicable):

Attached is the DWSD provision related to the petition.

	Name	Title	Signature	Date
Reviewed by:			<i>Mohammad Siddique</i>	
Approved by:			<i>Mohammad Siddique</i> For Syed Ali	

PROVISIONS FOR CONVERSION TO EASEMENT

1. An easement, the full width of the existing right of way, is reserved for the Detroit Water and Sewerage Department (DWSD) for the purpose of installing, maintaining, repairing, removing, or replacing any sewers, water mains, fire hydrants and appurtenances, with the right of ingress and egress at any time to, and over said easement for the purpose above set forth. Any proposed fencing across the easement must have a gate installed to permit access for DWSD forces. The gate shall remain unlocked 24 hours a day, unless a guard is stationed near the gate to allow the DWSD ingress and egress at any time. The minimum dimensions of the gate or gates shall provide 15-foot vertical and 13 foot horizontal clearances for freedom of DWSD equipment movement.

Free and easy access to the sewers, water mains, fire hydrants and manholes and structures within the easement is required for DWSD equipment, including the use of backhoes, bull dozers, cranes or pipe trucks, and other heavy construction equipment, as necessary for the alteration or repair of the sewer and/or water main facilities.

DWSD retains the right to install suitable permanent main location guide posts over its water mains at reasonable intervals and at points of deflection.

2. Said owners of the adjoining property, for themselves, their heirs and assigns, agree that no building or structure of any nature whatsoever, including fences, porches, patios, balconies, etc., shall be built upon or over said easement, or that no grade changes or storage of materials shall be made within said easement without prior written approval and agreement with DWSD.

DWSD prohibits the use of heavy construction equipment or the storage of building material directly over or near DWSD facilities. DWSD also prohibits the use of cranes and balls or hydraulic rams for pavement removal where DWSD facilities are involved. If the water main and/or sewer facilities are broken or damaged as a result of any action on the part of the contractor, the contractor shall be liable for any and all costs incidental to the repair of such broken or damaged water main and/or sewer facilities.

3. If at any time in the future, the owners of any lots abutting on said conversion to easement shall request the removal and/or relocation of the aforementioned utilities in said easement, such owners shall pay all costs incidental to such removal and/or relocation. It is further provided that if sewers, water mains, and/or appurtenances in said easement shall break or be damaged as a result of any action on the part of the owner, or assigns, then in such event, the owner or assigns shall be liable for all costs incidental to the repair of such broken or damaged sewers and/or water mains, and shall also be liable for any and all claims for damages resulting from his action.



August 5, 2024

**Honorable Detroit City Council
c/o Detroit City Clerk
2 Woodward Avenue
200 Coleman A. Young Municipal Center
Detroit, Michigan 48226**

RE: Giffels Webster – Request for a right-of-way vacation with reservation of the public utility easement of the Jay Street Public Right-of-Way (50 feet wide) between the Grand Trunk Rail Road / Dequindre Cut (variable width) and Orleans (50 feet wide).

Giffels Webster, 28 W. Adams, Suite 1200, Detroit, Michigan 48226 on behalf of St. Joseph Shrine Parish Detroit, 1828 Jay Street, Detroit, MI 48207, respectfully requests the following vacation:

- The vacation with the reservation of a public utility easement of the dead-end Jay Street, Public Right-of-Way (50 feet wide) 274.5 ft. between the Grand Trunk Rail Road / Dequindre Cut (variable width) and Orleans (50 feet wide).

The petitioner is the owner of all the adjacent parcels to the subject Right-of-Way. These parcels are 1828 and 1849 Jay Street. The deeds of these parcels have been included in this petition request.

Please note that it is the Petitioner's intent to maintain the full width utility easement and use this space in conformance with the conditions of the vacation with reservation of easement resolution.

Please refer to the attached detailed sketch for further clarification.

If you should have any questions, please do not hesitate to contact me at (M) 313.980.1469 or at mmarks@giffelswebster.com.

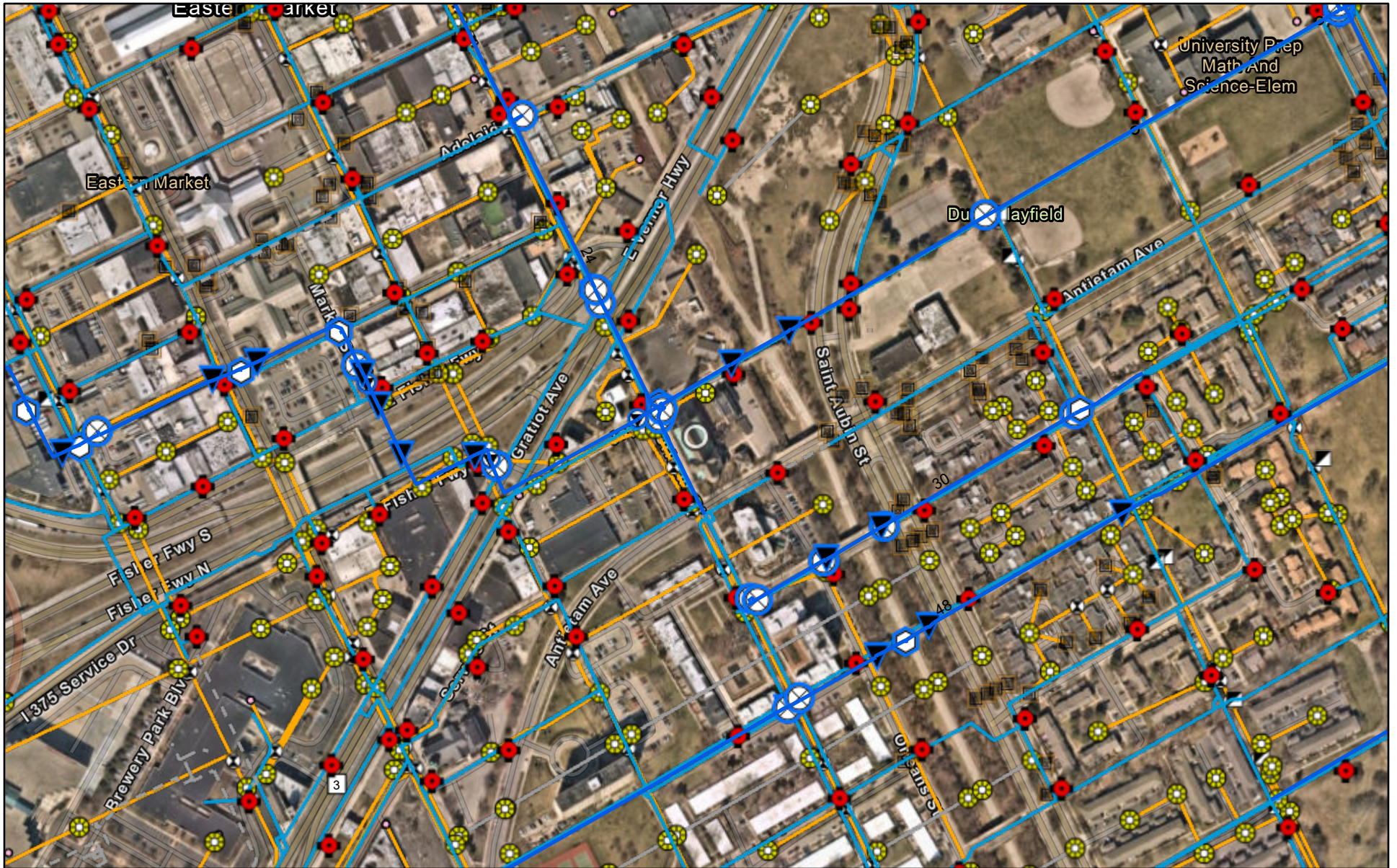
Respectfully,

A handwritten signature in blue ink, appearing to read "Michael W. Marks".

Michael W. Marks P.E.,
Treasurer | Partner
Giffels Webster

attachments

1828 JAY ST



8/13/2024

Transmission System Mains - GLWA

Active Water Main

Transmission System Valves - GLWA

Blowoff



Cone



Gate



Manual Air



Tapping Sleeve



Distribution System Hydrant



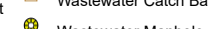
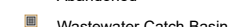
Distribution System Main

Active

Abandoned

Wastewater Catch Basin

Wastewater Manhole



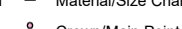
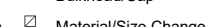
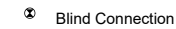
Wastewater Fitting

Blind Connection

Bulkhead/Cap

Material/Size Change

Crown/Main Point



Wastewater Gravity Main

Active

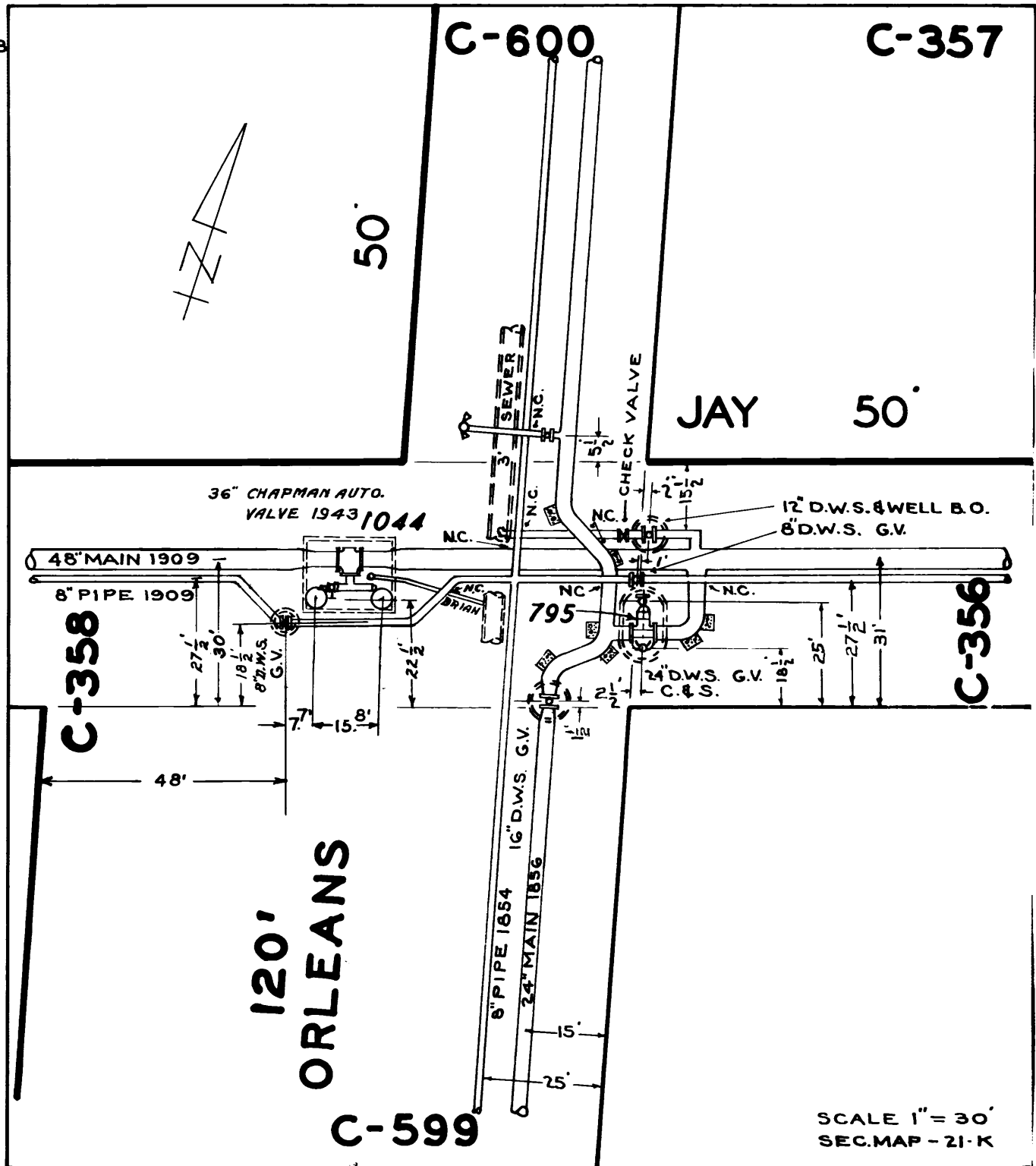
Abandoned/Inactive/Retired

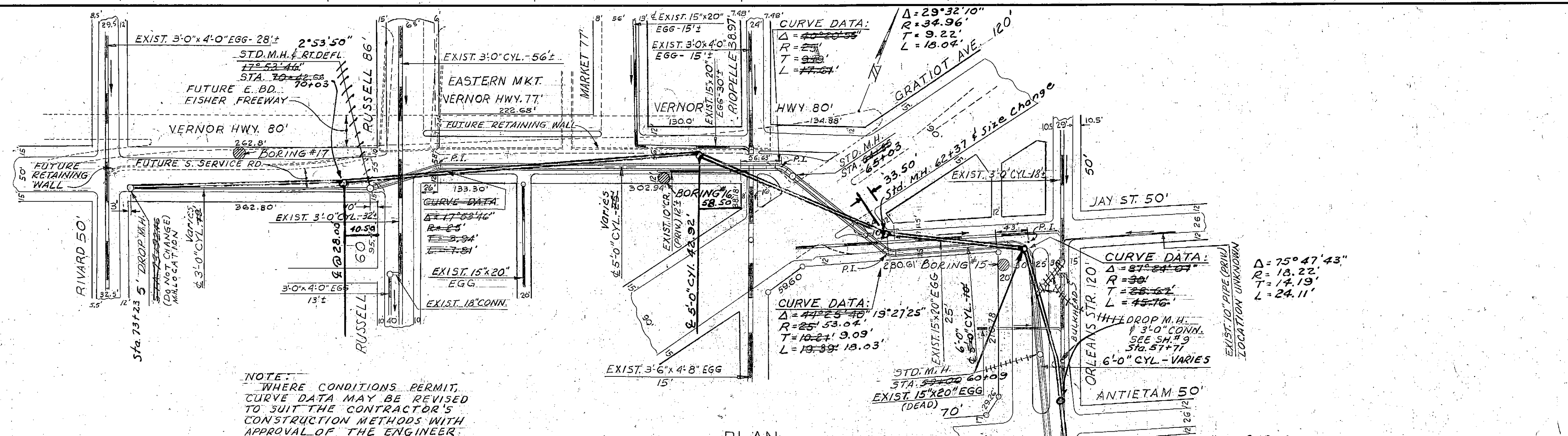


0 0.04 0.07 0.14 mi

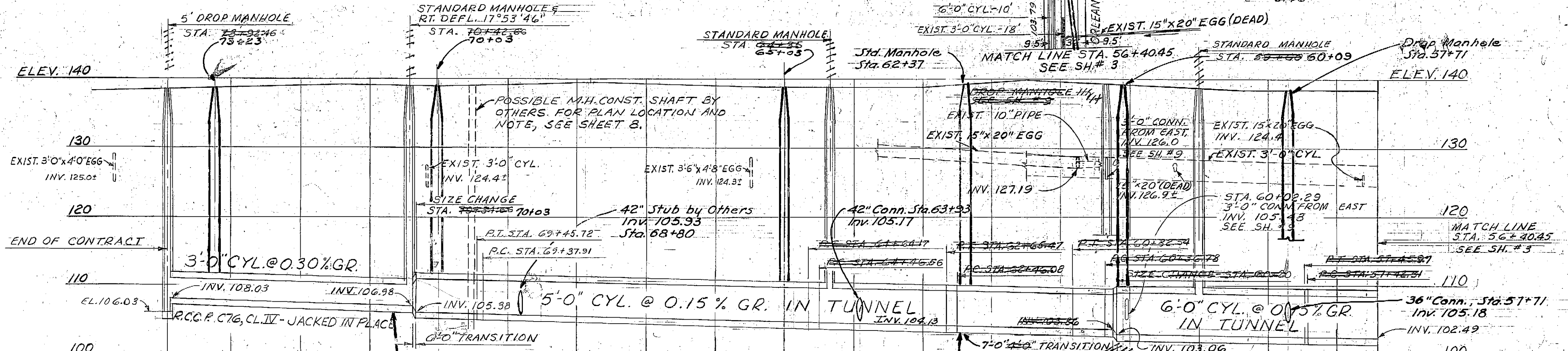
0 0.05 0.1 0.2 km

DWSD, Esri Community Maps Contributors, City of Windsor, Province of Ontario, SEMCOG, © OpenStreetMap, Microsoft, Esri Canada, Esri,



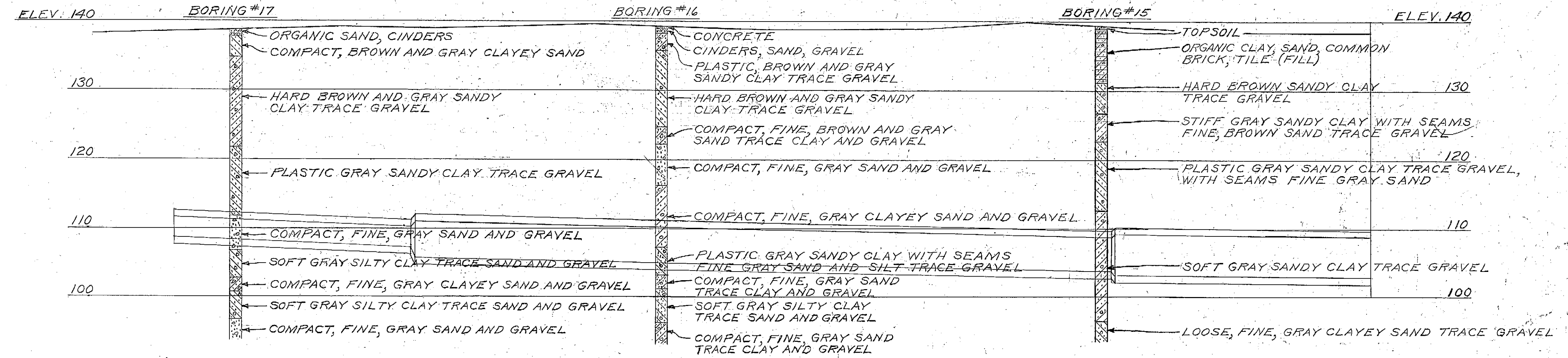


PLAN
SCALE: 1"=100'



STATION	73+92.46	73+00	72+00	71+00	70+00	69+00	68+00	67+00	66+00	65+00	64+00	63+00	62+00	61+00	60+00	59+00	58+00	57+00	STATION
SURFACE ELEV.	138.4	138.7	138.9	139.1	138.8	139.1	139.3	139.2	138.8	138.8	138.8	138.7	139.5	139.2	138.7	138.4	138.4	138.4	SURFACE ELEV.
INVERT ELEV.	108.03	107.76	107.46	107.16	105.33	105.18	105.03	104.88	104.73	104.58	104.43	104.28	104.13	103.98	103.03	102.88	102.73	102.58	INVERT ELEV.
DEPTH	30.4	30.9	31.4	31.9	33.5	33.9	34.3	34.3	34.3	34.2	34.4	34.4	35.4	35.6	36.2	35.8	35.7	35.8	DEPTH

PROFILE
SCALE: HORZ. 1"=100'
VERT. 1"=10'



BORINGS
SCALE: HORZ. 1"=100'
VERT. 1"=10'

Completed by Jay Dee Contractors & Michigan Sewer Construction Co., Oct. 12, 1967.

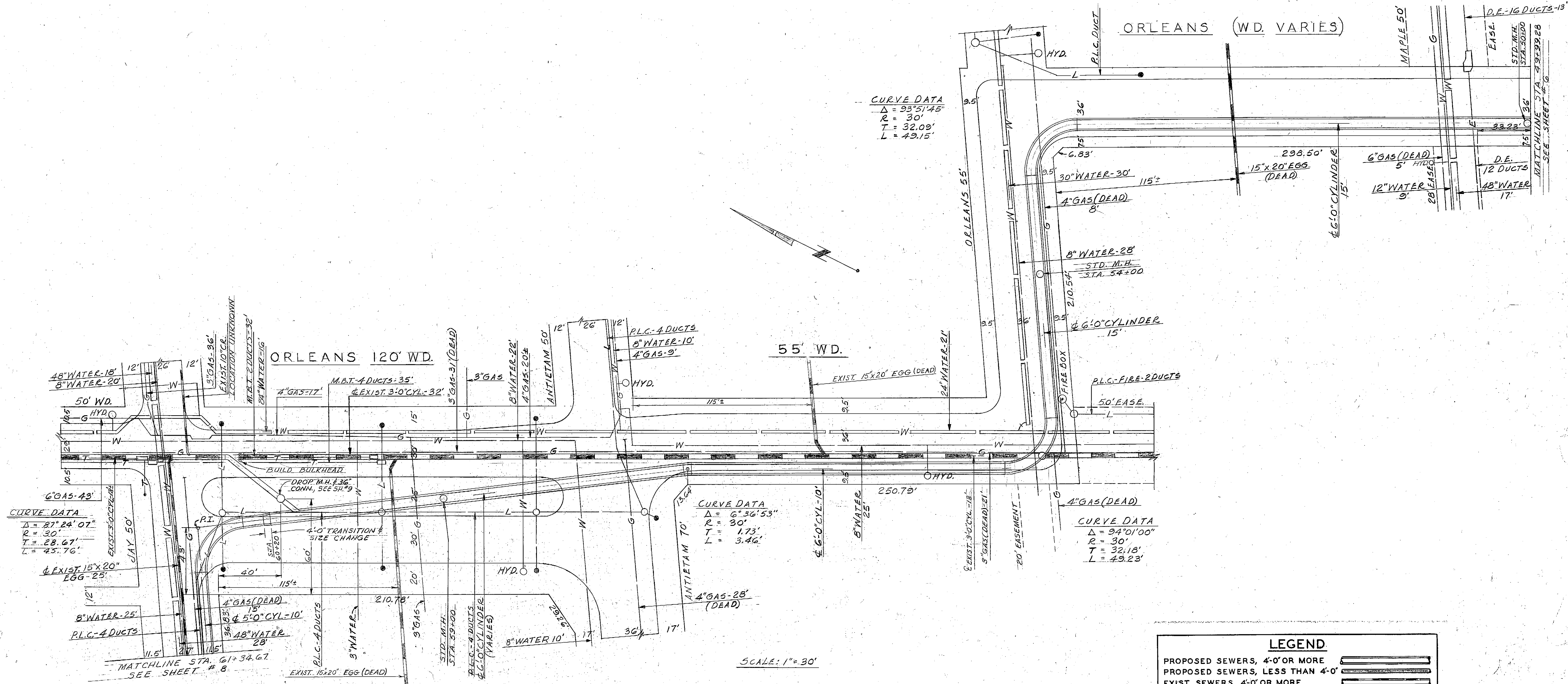
DESIGNED BY	<i>L. Nole</i>
DRAWN BY	<i>W. Dancos</i>
TRACED BY	<i>W. Dancos</i>
CHECKED BY	<i>L. E. Dukes</i>

APPROVED:	<i>R. L. ...</i> SANITARY ENGINEER
	<i>M. ...</i> ASST. CITY ENGINEER
	<i>Angela L. ...</i> CITY ENGINEER

CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERS OFFICE
FOR
THE DEPARTMENT OF PUBLIC WORKS

MICH. DEPT. OF HEALTH CONSTRUCTION PERMIT NO. 27407	DCD-31-88
CENTRAL DISTRICT ORLEANS RELIEF SEWER DETROIT RIVER TO RIVARD	59656
PLAN, PROFILE, & BORINGS STA. 56+40.45 TO END OF CONTRACT	SHEET 4 OF 25 SHEETS
	CONTRACT No. PW 5723
	DRWG No. 1995-4
	DATE 2-1-66

A
B
C
D
E
F
G



CURVE DATA
 $\Delta = 93^{\circ}51'45''$
 $R = 30'$
 $T = 32.09'$
 $L = 49.15'$

CURVE DATA
 $\Delta = 87^{\circ}29'07''$
 $R = 30'$
 $T = 28.67'$
 $L = 45.76'$

CURVE DATA
 $\Delta = 6^{\circ}36'53''$
 $R = 30'$
 $T = 1.73'$
 $L = 3.46'$

CURVE DATA
 $\Delta = 94^{\circ}01'00''$
 $R = 30'$
 $T = 32.18'$
 $L = 49.23'$

SCALE: 1" = 30'

LEGEND	
PROPOSED SEWERS, 4'-0" OR MORE	
PROPOSED SEWERS, LESS THAN 4'-0"	
EXIST. SEWERS, 4'-0" OR MORE	
EXIST. SEWERS, LESS THAN 4'-0"	
CATCH BASIN & DRAIN (NOT SHOWN)	
WATER, OVER 12"	
WATER, 12" OR LESS	
GAS	
D. E. CO. CONDUIT	
M. B. T. CONDUIT	
P. L. C. CONDUIT	

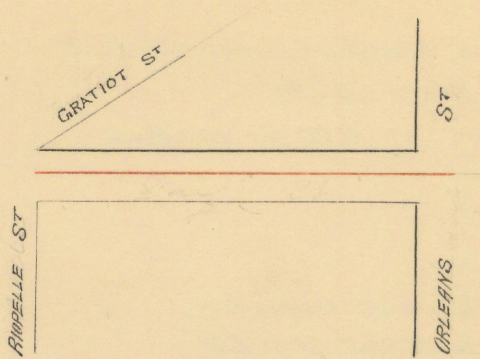
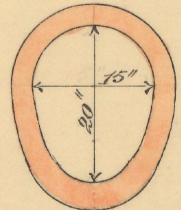
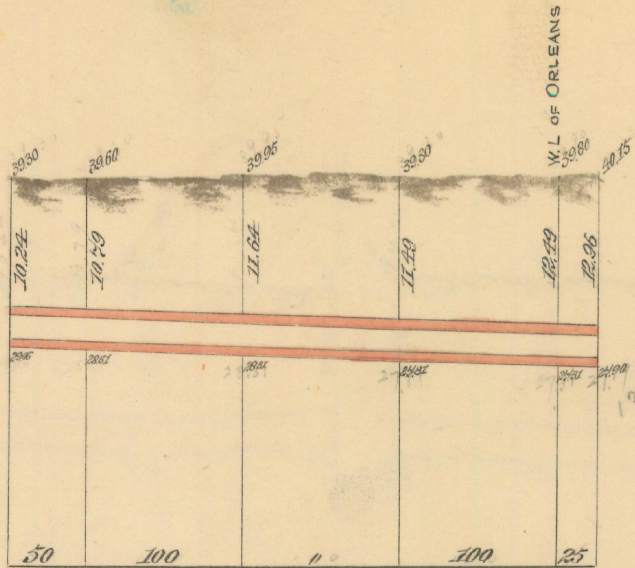
Completed by Jay Dee Contractors & Michigan Sewer Construction Co., Oct. 12, 1967.

MICH. DEPT. OF HEALTH CONSTRUCTION PERMIT NO. 27407		DCD-31-90	
CITY OF DETROIT DEPARTMENT OF PUBLIC WORKS CITY ENGINEERS OFFICE FOR THE DEPARTMENT OF PUBLIC WORKS		CENTRAL DISTRICT ORLEANS RELIEF SEWER DETROIT RIVER TO RIVARD 50659	
DESIGNED BY: <i>A. Hiale</i>		SHEET 7 OF 25 SHEETS	
DRAWN BY: T. LENTSCH		CONTRACT NO. PW-5723	
TRACED BY: T. LENTSCH		DRWG No. 1995-7	
CHECKED BY: <i>L. E. Duke</i>		DATE 2-1-66	
APPROVED: <i>R. L. Smith</i> SANITARY ENGINEER			
APPROVED: <i>M. J. Reese</i> CITY ENGINEER			
APPROVED: <i>Raymond K. Jones</i> CITY ENGINEER			

No 68

LATERAL SEWER IN JAY ST
 From Orleans to Riopelle St

1874 ✓



SCALE { Horizontal: One Inch = 100 Feet
 Vertical: " " 10 "

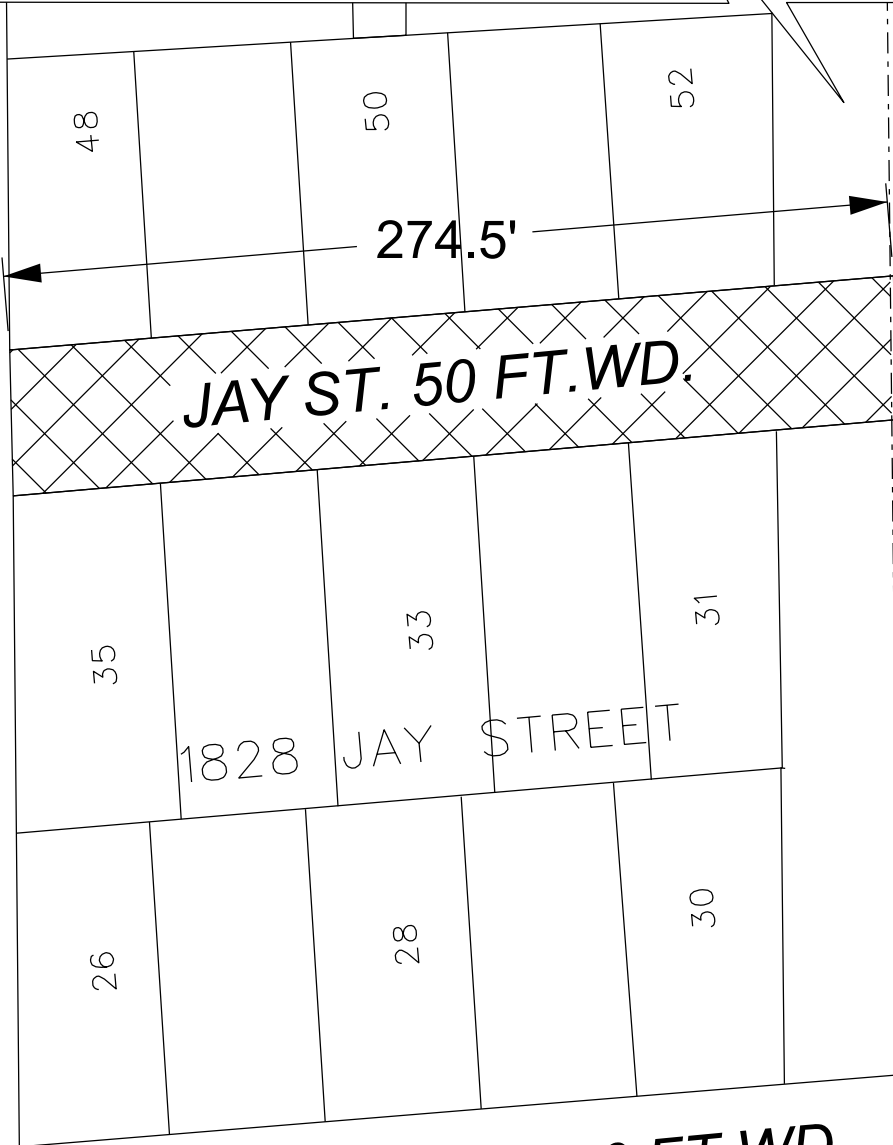
D. Sullivan No. 1. Contractor
 No. of Assmt. Roll 2924
 Price .83c per Foot

SEWER { Actual Length of Sewer 363 Feet
 Size " " 15" x 20"
 Grade " " 0.50 per 100 FT.



ORLEANS ST. 120 FT. WD.

50'



GRAND TRUNK RAILROAD

ANTIETAM AVE. 50 FT. WD.



- REQUEST VACATION WITH EASEMENT

(FOR OFFICE USE ONLY)

CARTO 39 D

B					
A					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
REVISIONS					
DRAWN BY	AP	CHECKED	LC		
DATE	08-06-2024	APPROVED	RW		

REQUEST VACATION WITH
EASEMENT OF JAY ST.
AT
1828 JAY ST.

CITY OF DETROIT
CITY ENGINEERING DIVISION
SURVEY BUREAU

JOB NO. 24-112

DRWG. NO.

Oratlot Ave

Orleans St

Jay St

Orleans St

Antietam Ave

Deer Creek Greenway Trail

Deer Creek Greenway Trail

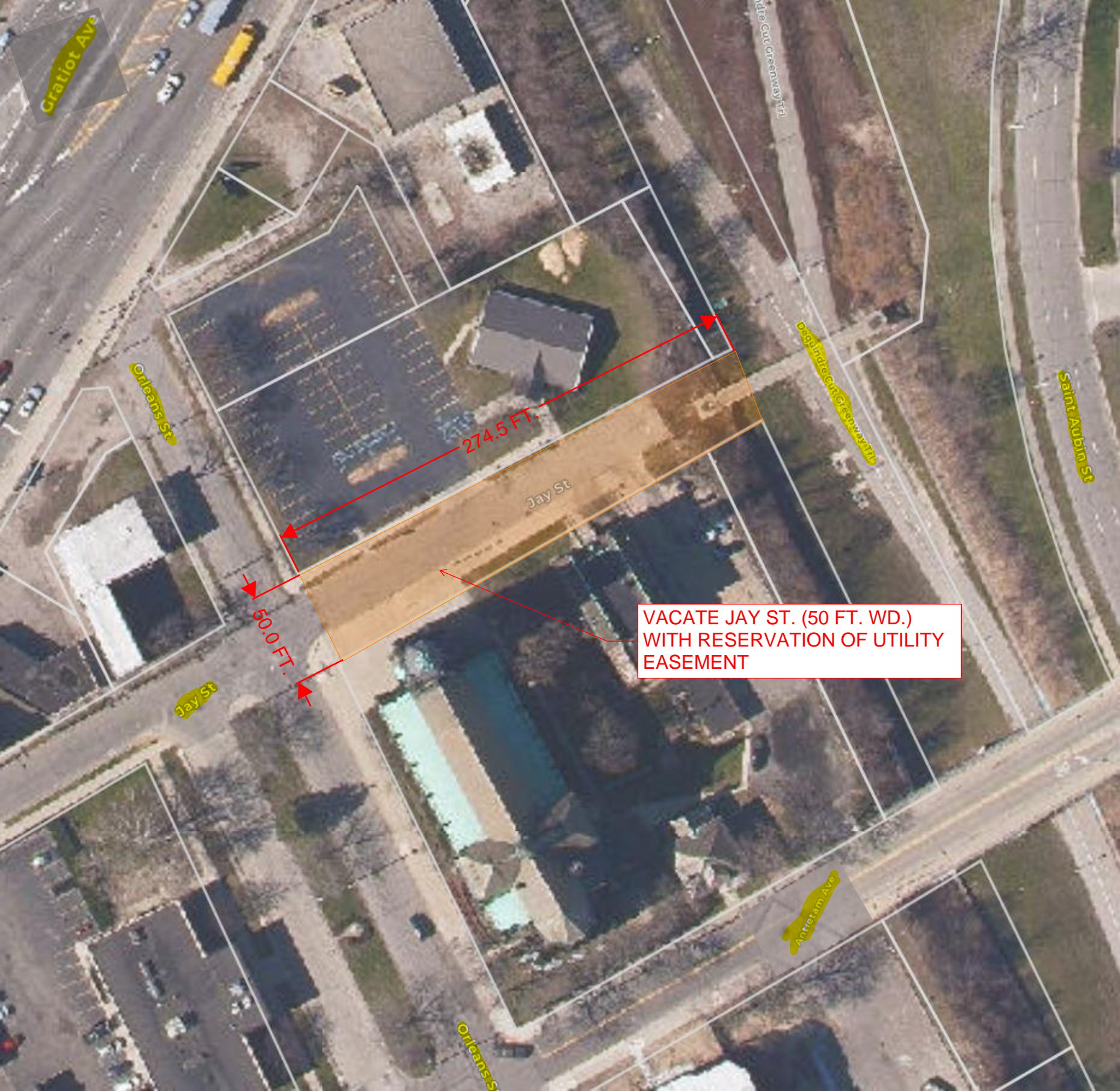
Saint Aubin St

274.5 FT.

50.0 FT.

Jay St

VACATE JAY ST. (50 FT. WD.)
WITH RESERVATION OF UTILITY
EASEMENT



WARRANTY DEED

Mooney Real Estate Holdings, a Michigan nonprofit corporation ("Grantor"), whose address is 12 State Street, Detroit, Michigan 48226, conveys and warrants to St. Joseph Shrine Parish Detroit, a Michigan nonprofit corporation ("Grantee"), whose address is 12 State Street, Detroit, Michigan 48226, the property legally described on Exhibit A attached hereto (the "Property"), for the full consideration of One Dollar (\$1), subject to the matters described on Exhibit B attached hereto.

To the extent the Property is unplatted land, such property may be located within the vicinity of farm land or a farm operation. Generally accepted agricultural and management practices which may generate noise, dust, odors, and other associated conditions may be used and are protected by the Michigan Right to Farm Act. Grantor grants to the Grantee the right to make all available division(s) under section 108 of the Land Division Act, Act No. 288 of the Public Acts of 1967.

This Deed is exempt from county and state transfer taxes under MCL 207.505(a) and MCL 207.526(a) respectively.

[remainder of page intentionally left blank]

EXHIBIT A

DESCRIPTION OF REAL ESTATE

Property situated in the City of Detroit, County of Wayne and State of Michigan, described as follows:

S JAY 30&31 EXC E 35 FT 32 THRU 35 29 THRU 26 BLK 25--PLAT OF ANTOINE DEQUINDRE L10 P716-7-8 CITY RECORDS, W C R 7/1 239.50 IRREG

Parcel Identification No(s). **07000747.**

Commonly known as: **St. Joseph Shrine Parish Detroit**

1828 Jay

N JAY 48 THRU 51 52 EXC E 11.5 FT ON S LINE BG E 17.5 FT ON N LINE BLK 25--PLAT OF ANTOINE DEQUINDRE FARM L10 P716-7-8 CITY RECORDS, W C R 7/1 263 IRREG

Parcel Identification No(s). **07000759.**

Commonly known as: **St. Joseph Shrine Parish Detroit**

1849 Jay

S GRATIOT W 1 FT 59 60 EXC GRATIOT AVE AS WD BLK 25 PLAT OF ANTOINE DEQUINDRE FARM L10 P716-7-8 CITY RECORDS, WCR 7/1 57 X 51.98A

Parcel Identification No(s). **07000763-4**

Commonly known as: **St. Joseph Shrine Parish Detroit**

1848 Gratiot

S GRATIOT 61 EXC GRATIOT AVE AS WD BLK 25 PLAT OF ANTOINE DEQUINDRE FARM L10 P716-7-8 CITY RECORDS, WCR 7/1 74.32 IRREG

Parcel Identification No(s). **07000765.**

Commonly known as: **St. Joseph Shrine Parish Detroit**

1548 Gratiot

E ORLEANS 62 BLK 25 PLAT OF ANTOINE DEQUINDRE FARM L10 P716-7-8 CITY RECORDS, W C R 7/1 60.4 IRREG

Parcel Identification No(s). **07001857-8**

Commonly known as: **St. Joseph Shrine Parish Detroit**

2330 Orleans

2021 TAXES NOT EXAMINED

This is to certify that there are no delinquent property taxes owed to our office on this property for five years prior to the date of the Instrument. No representation is made as to the status of any tax liens or or titles owed to any other entities. Taxes in process of local collection or before PRE denial are NOT EXAMINED.

Eric R Sabree, Wayne County Treasurer
No. E - 129805 Date: 03/25/2022 Clerk: AH

EXHIBIT B

PERMITTED EXCEPTIONS

1. With respect to any part of the Property, (a) to the extent Grantor is insured under an owner's title insurance policy with respect to such Property, (i) those exceptions to title and/or coverage set forth in such policy, (ii) any easements, rights of way, building and use restrictions, leases, licenses, grants, reservations and other encumbrances created by Grantor subsequent to the date of such policy, and (iii) any matters created or occurring subsequent to the date of such policy that would be disclosed by an accurate survey and/or inspection of such Property; and (b) to the extent Grantor is not insured under an owner's title insurance policy with respect to such Property, (i) any easements, rights of way, building and use restrictions, leases, licenses, grants, reservations and other encumbrances of record, and (ii) anything that would be disclosed by an accurate survey and/or inspection of such Property.
2. With respect to any part of the Property, rights of tenants, licensees and/or other occupants, if any, under any unrecorded leases or licenses granted by Grantor with respect to such Property.
3. With respect to any part of the Property, taxes and assessments, whether general or special, and any lien arising therefrom, which are not due and payable as of the date of this Warranty Deed with respect to such Property.
4. With respect to any part of the Property, any liens, encumbrances or interests arising from the acts of Grantee with respect to such Property.

Capitalized terms not defined in this Exhibit B have the meanings given them in the foregoing Warranty Deed.