



**DEPARTMENT OF PUBLIC WORKS  
CITY ENGINEERING DIVISION**

Coleman A. Young Municipal Center  
2 Woodward Ave., Suite 601  
Detroit, Michigan 48226

Phone 313•224•3949 TTY: 711  
Fax 313•224•3471  
www.detroitmi.gov

March 4, 2026

Honorable City Council:

**RE: Petition No. x795 – Detroit International Bridge Company (DIBC) vacation of certain city streets and alleys along with a cancellation of the vehicular easement and partial clean-up of street and alley vacations, located in the area of Fort St., Savoy Ave, 24<sup>th</sup>, and W. Lafayette.**

Petition No. 795 of Detroit International Bridge Company (DIBC), requests the outright vacation of 23<sup>rd</sup> St., 60 feet wide, between West Fort Street, 100 feet wide, and West Lafayette Boulevard, 60 feet wide (a portion being dedicated on 8/3/01 – JCC pages 2387-90); Savoy Avenue, 80 feet wide, between 23<sup>rd</sup> Street, 60 feet wide to the previously vacated portion of Savoy Avenue; West Lafayette Boulevard, 60 feet wide, between 22<sup>nd</sup> Street, 50 feet wide, (vacated) and the previously vacated portion of West Lafayette Boulevard; the east-west public alley, 10 feet wide, north of West Fort Street, 100 feet wide and west of 22<sup>nd</sup> Street, 50 feet wide; the north-south public alley, 10 feet wide, south of West Lafayette Boulevard, 60 feet wide, and between 23<sup>rd</sup> Street, 60 feet wide and 22<sup>nd</sup> Street, 50 feet wide, (vacated); a portion of the north-south public alley, 20 feet wide, north of West Lafayette Boulevard, 60 feet wide, and between 23<sup>rd</sup> Street, 60 feet wide and 22<sup>nd</sup> Street, 50 feet wide, (vacated); a portion of 22<sup>nd</sup> Street, 50 feet wide, (vacated and converted into an easement on 6/26/02 JCC 1185-90) north of West Lafayette Boulevard, 60 ft wide; that portion of land dedicated as a vehicular easement for traffic/cul-de-sac turn around on 7/28/06 JCC pages 2169-73.

**Petition No. 795 of Detroit International Bridge Company (DIBC) was approved by the Planning and Development Dept. in June of 2011 but was not passed on to City Council for approval. This petition needs Council approval so the property owner can combine the parcels.**

The request was approved by the Planning and Development Department, the Solid Waste Division – DPW, and the Traffic Engineering Division – DPW with conditions. The petition was referred to the City Engineering Division – DPW for investigation (utility clearance) and report. This is our report.

The State of Michigan – Department of Transportation (MDOT) submitted a letter to the Department of Public Works to report that MDOT has a nine (9) foot/108-inch sewer within the requested vacated area of 23<sup>rd</sup> Street, 60 feet wide. MDOT requests that an easement be reserved within the requested vacated area of 23<sup>rd</sup> Street, 60 feet wide, for public utility purposes and other public purposes as provided in MCL 560.257.

The Detroit Water and Sewerage Department (DWSD) reports no objections, provided the petitioner owns all the property serviced by any DWSD sewers and water mains in the requested

vacated rights-of-way, and bulkheads the DWSD sewers to assure that no additional wastewater is transported to DWSD sewers.

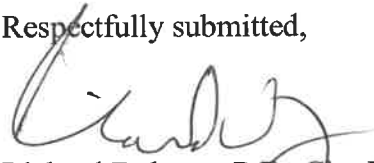
The Public Lighting Department (PLD) reports having major facilities presently made inaccessible by the restricted access fencing installed by petitioner. PLD facilities must be relocated out of the requested vacated area at petitioner's cost. PLD is preparing Job 27-1144 for the relocation.

AT&T Telecommunication reports having working facilities in the requested vacated area. However, AT&T has approved the removal and relocation of its facilities at petitioner's cost.

All other city departments and private utility companies have reported no objections to the changes of public rights-of-way. Provisions protecting utility installations are part of this resolution (if necessary).

I am recommending adoption of the attached resolution.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Richard Doherty", written over a faint circular stamp.

Richard Doherty, P.E., City Engineer  
City Engineering Division – DPW

Cc: Ron Brundidge, Director, DPW  
Mayor's Office – City Council Liaison

BY COUNCIL MEMBER \_\_\_\_\_

**WHEREAS**, Petitioner, Detroit International Bridge Company (DIBC) requests the vacation of certain city streets and alleys along with a cancelation of the vehicular easement and partial cleanup of street and alley vacations, located in the area of Fort Street, Savoy Avenue, 24<sup>th</sup> Street and West Lafayette.

WHEREAS, The State of Michigan – Department of Transportation (MDOT) reports having a 9-foot/108-inch sewer within the requested vacation of 23<sup>rd</sup> Street. This 9-foot/108-inch sewer has been in existence since I-75 was constructed in the 1960's. It is essential the sewer be protected and that MDOT have reasonable access at the 9-foot/108-inch sewer at all times. This sewer services the drainage for I-75 freeway.

RESOLVED, All that part of 23<sup>rd</sup> Street, 60 feet wide, lying Northerly of West Fort Street; lying Easterly of and abutting the East line of Lot 1 of the "Subdivision of Lots 32, 33, 34, 36 and 38 G.B. Porter Farm", City of Detroit as recorded in Liber 1 of Plats, Page 21, Wayne County Records; Lying Easterly of the east-west public alley (vacated), 20 feet wide; lying Easterly and abutting the East line of Lots 32 through 34, both inclusive, of the "Subdivision of Lots 32, 33, 34, 36 and 38 G.B. Porter Farm", City of Detroit, County of Wayne, Michigan as recorded in Liber 1, Page 21, Plats, Wayne County Records; and lying Easterly of and abutting the East line of Lots 26 through 31, both inclusive, and Lot 25 except the North 27.04 feet in the "Subdivision of Lots 32, 33, 34, 36 and 38 G.B. Porter Farm" City of Detroit, County of Wayne, Michigan as recorded in Liber 1, Page 21, Plats, Wayne County Records; and lying Westerly of and abutting the West line of Lot 40 except the North 7.16 feet, and Lots 35 through 39, both inclusive, all in the "Subdivision of Lots 32, 33, 34, 36 and 38 G.B. Porter Farm" City of Detroit, County of Wayne, Michigan as recorded in Liber 1, Page 21, Plats, Wayne County Records; and lying Westerly of and abutting the West line of Lot 35 of the "Farm of Governor Porter" as recorded in Liber 13 of Deeds, Page 78, Wayne County Records.

Be and the same is hereby vacated as a public street to become part and parcel of the abutting property provided that an easement for the public utility purposes, for the benefit of all public utilities presently having facilities in the area requested to be vacated, including for the benefit of MDOT, 1400 Howard Street, Suite B, Detroit, MI 48216 for its 9-foot/108-inch sewer, is hereby reserved, within that part of said street, set forth above, which easement shall be subject to agreements, uses, reservations and regulations for utility purposes and other public purposes as provided in MCL 560.257, which shall be observed by the owners of the lots abutting on said street and by their heirs, executors, administrators and assigns, and The State of Michigan – Department of Transportation (MDOT), 1400 Howard Street, Suite B, Detroit, Michigan 48216 forever, and provided that said public utility easement be accessible, upon reasonable notice to the owners of the property abutting the property requested to be vacated, to the maintenance and inspection forces of all public utilities presently having facilities in the area requested to be vacated, or those specifically authorized by them, for the purpose of inspecting, installing, maintaining, repairing, removing or replacing any sewers or other utility facility located in the area to be vacated.

RESOLVED, All that part of Savoy Street, 80 feet wide, lying Northerly of and abutting the North line of Lot 32 and the North-South public alley 20 feet wide, (vacated), and lying Southerly of and abutting the South line of Lot 31 and the North-South public alley, 20 feet wide, (vacated on 8/3/01 JCC pgs. 2387-90) all in the "Subdivision of Lots 32, 33, 34, 36 and 38 G.B. Porter Farm", City of Detroit, Wayne County, Michigan, as recorded in Liver 1, Page 21, Plats, Wayne County Records;

Also, all that part of the connector from 23<sup>rd</sup> Street, 60 feet wide and West Lafayette Boulevard, 60 feet wide, described as; Land in the City of Detroit, Wayne County, Michigan, Part of Lots 39 through 42, both inclusive, of the "Subdivision of Lots 32, 33, 34, 36 and 38 G.B. Porter Farm", City of Detroit, County of Wayne, Michigan being a part of P.C. 20, as recorded in Liber 1, Page 21, Plats, Wayne County Records and being more particularly described as follows; beginning at the Northernmost Corner of said Lot 42, also being the intersection of a 10 foot wide alley and the southerly line of West Lafayette Boulevard, 70 feet wide; thence along the Westerly line of said alley, South 28°18'52"E 10.27 feet; thence South 18°31'52"W, 162.37 feet to a point on the Southerly line of said Lot 39; thence along the Southerly line of Lot 39, S61°27'12"W, Easterly line of 23<sup>rd</sup> Street, N28°18'52"W, 52.95 feet; thence N18°31'52"E, 102.06 feet to the Southerly line of West Lafayette Boulevard, N59°38'59"E, 37.04 feet and N67°09'40"E, 27.90 feet to the Point of Beginning.

Also, all that part of West Lafayette Boulevard, 60 feet wide, lying Northerly of and abutting the North line of Lot 9 except that part taken for the dedication of West Lafayette Boulevard in the "Plat of the Subdivision of the Easterly part of private Claim 20", City of Detroit, Wayne County, Michigan, as recorded in Liber 48, Page 569, Deeds, Wayne County Records; and lying Northerly of and abutting the North line of Lot 42, except the West 74.66 feet in the "Subdivision of Lots 32, 33, 34, 36 and 38 G.B. Porter Farm", City of Detroit, County of Wayne, Michigan, being a part of P.C. 20, as recorded in Liber 1, Page 21, Plats, Wayne County Records, and lying Southerly of and abutting the South line of Lot 10, except that part taking for the dedication of West Lafayette Boulevard, in the "Plat of the Subdivision of the Easterly Part of Private Claim 20" City of Detroit, Wayne County, Michigan as recorded in Liber 48, Page 569, Deeds, Wayne County Records.

Also, All that part of the North-South public alley, 10 feet wide, in the block bounded by West Lafayette Boulevard, 60 feet wide, West Fort Street, 100 feet wide, 22<sup>nd</sup> Street, 50 feet wide, (vacated) and 23<sup>rd</sup> Street, 60 feet wide, lying Easterly of and abutting the East line of Lots 1 and 35 through 42, both inclusive, all in the "Subdivision of Lots 32, 33, 34, 36 and 38 G.B. Porter Farm", City of Detroit, County of Wayne, Michigan, being a part of P.C. 20, as recorded in Liber 1, Page 21, Plats, Wayne County Records, and lying Westerly of and abutting the West line of Lots 6 through 9, both inclusive, in the "Plat of the Subdivision of the Easterly Part of Private Claim 20", City of Detroit, Wayne County, Michigan, as recorded in Liber 48, Page 569, Deeds, Wayne County Records;

Also, all that part of an easement given to the City of Detroit for a turn-around and/or cul-de-sac beginning more particularly described as the North 30 feet of Lot 6, all of Lot 7, and East 45 feet of Lot 8, and the East 45 feet of Lot 9 except that part previously dedicated as West Lafayette

Boulevard all in the "Plat of the Subdivision of the Eastern part of Private Claim 20", City of Detroit, Wayne County, Michigan, as recorded in Liber 48, Page 569, Deeds, Wayne County Records;

Also, all that part of the East-West public alley, 10 feet wide, lying North of West Fort Street and West of 22<sup>nd</sup> Street (vacated) lying Southerly of and abutting the South line of Lot 6 in the "Plat of the Subdivision of the Eastern part of Private Claim 20", City of Detroit, Wayne County, Michigan, as recorded in Liber 48, Page 569, Deeds, Wayne County Records; and lying Northerly of and abutting the North line of Lot 10 in the "Henry Heam's Subdivision of Lots 2 and 3 and part of Lots 4 and 5, Brevoort Farm, North of Fort Street" as recorded in Liber 19, Page 20, Plats, Wayne County Records;

Also, all that part of 22<sup>nd</sup> Street, 50 feet wide, (vacated and converted to easement on 6/26/92, JCC Pages 1659-63) being North of West Lafayette Boulevard, 60 feet wide, lying Westerly of and abutting the West line of Lot 26 in the "J.W. Johnston's Subdivision of the East part of the Brevoort Farm North of Fort Street being P.C. 20" as recorded in Liber 1, Page 257, Plats, Wayne County Records; and lying Easterly of and abutting the East line of Lots 10 and 11 except that portion dedicated as West Lafayette Boulevard all in the "Plat of the Subdivision of the Easterly Part of Private Claim 20", City of Detroit, Wayne County, Michigan as recorded in Liber 48, Page 569, Deeds, Wayne County Records;

Also, all that part of the North-South public alley, 20 feet wide, in the block bounded by 23<sup>rd</sup> Street (vacated), 22<sup>nd</sup> Street, 50 feet wide, West Lafayette Boulevard, 60 feet wide, and Howard Street (vacated) lying Westerly of and abutting the West line of Lot 10 (except that part dedicated for West Lafayette Boulevard) and lot 11 in the "Plat of the Subdivision of the Easterly Part of Private Claim 20", City of Detroit, Wayne County, Michigan as recorded in Liber 48, Page 569, Deeds, Wayne County Records; and Easterly of and abutting the East line of Lots 43 through 45, both inclusive, all in the "Plat of Davis Subdivision of Part of Lots 39 and 42, Porter Farm being part of Private Claim 20 and 21, T2S,R11E Springwells Township", City of Detroit, Wayne County, Michigan as recorded in Liber 4, Page 27, Plats, Wayne County Records;

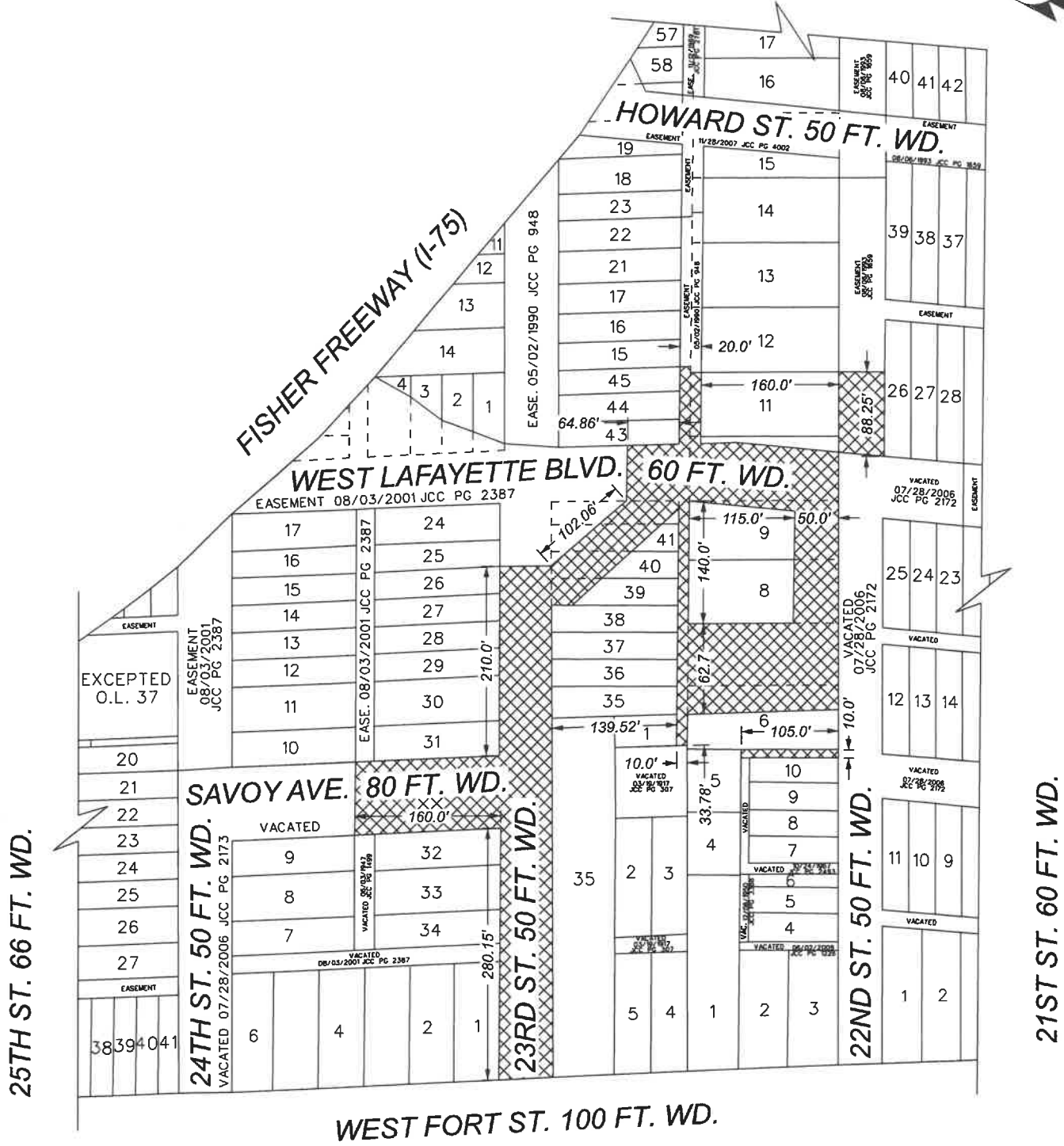
Be and the same is hereby vacated (outright) as public rights-of-way to become part and parcel of the abutting property, subject to the following provisions;

PROVIDED, that all costs for removing and/or relocating any AT&T Telecommunication, facilities within the area to be vacated shall be borne by petitioner DIBC, and be it further

PROVIDED, that the petitioner owns all the property serviced by any DWSD sewers and water mains in the requested vacated rights-of-way, and that petitioner bulkhead any DWSD sewers in the area to be vacated to assure that no additional wastewater is transported to DWSD sewers, and be it further

PROVIDED, that petitioner relocate all present Public Lighting Department (PLD) facilities and any PLD facilities petitioner previously removed from the requested vacated area at petitioner's cost and that said relocation will be filed under Job 27-1144, and be it further

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



 - REQUEST OUTRIGHT VACATION  
(OF VARIOUS PUBLIC RIGHTS OF WAY)

(FOR OFFICE USE ONLY)

CARTO 18 B C D E

<b>DRAWN BY</b>	TS	<b>REQUEST OUTRIGHT VACATION OF VARIOUS PUBLIC RIGHT OF WAYS IN AREA BOUNDED BY WEST FORT ST., 22ND ST., HOWARD ST., 24TH ST., AND THE FISHER FREEWAY (I-75)</b>	<b>CITY OF DETROIT</b>
<b>DATE</b>	03/03/2026		<b>CITY ENGINEERING DIVISION</b>
<b>CHECKED</b>	GE		<b>MAPS &amp; RECORDS BUREAU</b>
<b>APPROVED</b>	GE		<b>JOB NO. 11-x795</b>
			<b>DRWG. NO.</b>

**City of Detroit**  
OFFICE OF THE CITY CLERK

Janice M. Wintrey  
City Clerk

Vivian A. Hudson  
Deputy City Clerk

**DEPARTMENTAL REFERENCE COMMUNICATION**

*Friday, January 14, 2011*

*To: The Department or Commission Listed Below*

*From: Janice M. Winfrey, Detroit City Clerk*

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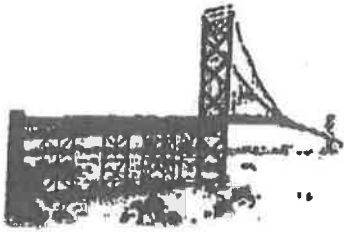
The following petition is herewith referred to you for report and recommendation to the City Council.

In accordance with that body's directive, kindly return the same with your report in duplicate within four (4) weeks.

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CITY PLANNING COMMISSION    DPW - CITY ENGINEERING DIVISION  
LAW DEPARTMENT    PLANNING AND DEVELOPMENT DEPARTMENT

**795**    *Detroit International Bridge Company, vacation of certain city streets and alleys along with a cancellation of the vehicular easement and partial clean up of street and alley vacations, located in the the area of Fort St., Savoy Avenue, 24th, W. Lafayette, etc.*



AMBASSADOR BRIDGE  
DETROIT INTERNATIONAL BRIDGE COMPANY

P.O. BOX 22664 Detroit, Michigan 48222

December 14, 2010

c/o City of Detroit Clerk's Office  
Coleman A. Young Municipal Building  
1 Woodward  
Room 216  
Detroit, Mi 48226

Dear Honorable City Council,

The Detroit International Bridge (DIBC) is formally requesting a vacation of certain city streets and alleys along with a cancellation of the vehicular easement which was granted per the approval of Petition #3254. This request is a partial clean up of street and alley vacations per the Ambassador Bridge Gateway Project.

A similar request (Petition #3178) was denied by Council on November 23, 2009. Another request was made and placed on Council's agenda on March 2, 2010. This agenda item was not acted upon at the request of the Law Department based on pending litigation between DIBC and the City. Because of a significant change in circumstances and the attached Order of Judge Macdonald of the Third Circuit, it is my understanding that the Law Department will withdraw their objections and in fact recommend affirmative action to the Council on the Petition. This will thereby resolve one of the disputes between DIBC and the City.

Prior denials of the DIBC's request for vacations were based on two concerns: land locking other property owners and the need to maintain utility easements.

Recently, DIBC entered into a purchase agreement with the only other landowner potentially impacted by these street and alley closings (Commodities Export Co.) A copy of the purchase agreement has been provided to Mr. Gaabo, Mr. Nader and Ms. Stafford of the Law Department. Additionally, private utilities (water and power) have been installed in the relevant area and therefore retention of any utility easements should be unnecessary.<sup>1</sup>

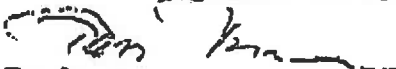
The Detroit International Bridge Company (DIBC) is formally requesting an outright vacation of the following city streets and alleys.

<sup>1</sup> The sole remaining issue for final approval from the water system is the approval and location of the meter pits. It appears that the issue delaying approval of the water pits relates to the issue of ownership of the 23<sup>rd</sup> Street right-of-way. Therefore, approval of the vacation should also result in the completion of the private water system.

- 1) The remainder portions of Savoy Avenue between 24<sup>th</sup> Street and 23<sup>rd</sup> Street.
- 2) The remainder of 23<sup>rd</sup> Street from Fort Street to West Lafayette Avenue.
- 3) The remainder of 23<sup>rd</sup> Street previously dedicated for public street connecting 23<sup>rd</sup> Street and West Lafayette Avenue per the approval of Petition #3254
- 4) The remainder of West Lafayette Avenue between 22<sup>nd</sup> Street and 23<sup>rd</sup> Street.
- 5) The remainder of the North-South alley, South of West Lafayette Avenue between 22<sup>nd</sup> Street and 23<sup>rd</sup> Street.
- 6) The remainder of the vehicular easement which was granted per the approval of Petition #3254. DIBC is requesting a vacation with easement provided for all facilities within the area listed above.
- 7) The remainder of East-West alley West of 22<sup>nd</sup> Street and North of Fort Street.
- 8) The remainder of 22<sup>nd</sup> Street North of West Lafayette Avenue.
- 9) The remainder of the North-South alley between 22<sup>nd</sup> Street and 23<sup>rd</sup> Street North of West Lafayette Avenue.

Please refer to the attached plans and legal descriptions.

Sincerely,  
DETROIT INTERNATIONAL BRIDGE COMPANY

  
Dan Stamper,  
President





# REQUEST FOR VACATION

**PRIVILEGED AND CONFIDENTIAL**

## REQUEST for Vacation

①

All that part of West Lafayette Boulevard, lying westerly of Vacated Twenty-Second Street (Petition #32541) lying northerly of Lot 9 of the "Plot of the Subdivision of the Eastern Part of Private Claim 20", City of Detroit, Wayne County, Michigan, as recorded in Liber 48 of Deeds, Page 569, Wayne County Records, lying northerly of the North-South Public Alley, 10 feet wide, in the block bounded by Vacated Twenty-Second Street (Petition #32541), West Fort Street (M-85), Twenty-Third Street, and West Lafayette Boulevard lying northerly of the North line of Lot 42, except the West 74.66 feet, of the "Subdivision of Lots 32, 33, 34, 35 and 36 O.B. Porter Farm", City of Detroit, County of Wayne, Michigan, as recorded in Liber 1 of Plats, Page 21, Wayne County Records, lying easterly of the easterly line of Vacated Lafayette Boulevard (J.C.C. Pgs. 2387-90) lying easterly of the South line of Lot 43, except the West 84.88 feet, of the "Subdivision of Lots 32, 33, 34, 35 and 36 O.B. Porter Farm", City of Detroit, County of Wayne, Michigan, as recorded in Liber 1 of Plats, Page 21, Wayne County Records, lying southerly of the North-South Street (J.C.C. Pgs. 1653-53), West Lafayette Boulevard, Vacated Twenty-Third Street (J.C.C. Pgs. 948-49), and Vacated Howard Street (Petition #31511) and lying southerly of the South line of Lot 10, except that part previously dedicated as West Lafayette Boulevard, of the "Plot of the Subdivision of the Eastern Part of Private Claim 20", City of Detroit, Wayne County, Michigan, as recorded in Liber 48, Page 569, Deeds, Wayne County Records.

②

All that part of the North-South Public Alley, 10 feet wide, in the block bounded by Vacated Twenty-Second Street (Petition #32541), West Fort Street (M-85), partially Vacated Twenty-Third Street (J.C.C. Pgs. 2387-90), and West Lafayette Boulevard lying easterly of and abutting the East line of Lots 1, 35, 36, 37, 38, 39, 40, 41, and 42 of the "Subdivision of Lots 32, 33, 34, 35 and 36 O.B. Porter Farm", City of Detroit, County of Wayne, Michigan, as recorded in Liber 1 of Plats, Page 21, Wayne County Records, lying southerly of West Lafayette Boulevard, lying westerly of and abutting the westerly line of Lots 9, 8, 7, and 6 of the "Plot of the Subdivision of the Eastern Part of Private Claim 20", City of Detroit, Wayne County, Michigan, as recorded in Liber 48, Page 569, Deeds, Wayne County Records, and lying northerly of the Northerly line of Vacated Savoy Street (Petition #9529), 80 feet wide.

③

The North 20 feet of Lot 6, all of Lot 7, the East 45 feet of Lot 8, and the East 45 feet of Lot 9, except that part previously dedicated as West Lafayette Boulevard, all being part of the "Plot of the Subdivision of the Eastern Part of Private Claim 20", City of Detroit, Wayne County, Michigan, as recorded in Liber 48, Page 569, Deeds, Wayne County Records.

THE HUBBELL, ROTH & CLARK, INC. ENGINEERS  
 551 MULFORD DRIVE BLOOMFIELD HILLS, MICH. 48303-0024  
 P.O. BOX 674 BLOOMFIELD HILLS, MICH. 48303-0024  
 EXHIBIT "A"

JOB NO. 20700860	<b>HUBBELL, ROTH &amp; CLARK, INC.</b>	SHEET NO.
DATE 12-10-2010	CONSULTING ENGINEERS	3
	551 MULFORD DRIVE BLOOMFIELD HILLS, MICH.	OF 4
	P.O. BOX 674 BLOOMFIELD HILLS, MICH. 48303-0024	



STATE OF MICHIGAN  
IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

CITY OF DETROIT, a municipal  
corporation,  
Plaintiff and Counter-Defendant,

v.

01-106546-CZ  
HON. KATHLEEN MACDONALD

AMBASSADOR BRIDGE COMPANY a/s/a  
DETROIT INTERNATIONAL BRIDGE  
COMPANY,  
Defendant and Counter-Plaintiff,

and all other contractors working on properties  
located at 2450-2744 West Fort Street,  
3400 Lafayette Street and 3031 Porter Street,

Defendants,

William R. Seikaly (P33165)  
Seikaly & Stewart, P.C  
Attorney for Defendant and Counter-Plaintiff  
30300 Northwestern Highway Ste 200  
Farmington Hills, MI 48334  
248-785-0102  
[wrs@seikalystewart.com](mailto:wrs@seikalystewart.com)

Craig L. John (P27146)  
Craig L. John PLLC  
Attorney for Defendant and Counter-Plaintiff  
11109 Bradley Court  
Plymouth, MI 48170  
(313) 530-1352  
[cljohn@cljohn.com](mailto:cljohn@cljohn.com)

Eric B. Gaabo (P39213)  
Attorneys for Plaintiff and Counter-Defendant  
City of Detroit Law Department  
660 Woodward Avenue, Suite 1650  
Detroit, MI 48226  
(313) 237-3052

**ORDER DENYING DEFENDANTS' MOTION FOR A  
DECLARATION OF RIGHTS OF THE PARTIES AND TO HAVE A  
PORTION OF 23<sup>RD</sup> STREET VACATED, OR IN THE ALTERNATIVE TO  
DECLARE OWNERSHIP HAS REVERTED TO DIBC AS SUCCESSORS IN  
INTERESTS TO THE ORIGINAL GRANTORS**

At a session of said Court held in the City of Detroit, County of Wayne, State of Michigan on \_\_\_\_\_

PRESENT: HON. \_\_\_\_\_  
Circuit Court Judge

Upon reading and filing of defendants' Motion for a Declaration of Rights of the Parties and to Have a Portion of 23<sup>rd</sup> Street Vacated, or in the Alternative to Declare Ownership has Reverted to DIBC as Successors in Interests to the Original Grantors, and briefs having been filed, oral arguments having been heard and the Court being fully advised;

IT IS HEREBY ORDERED that defendants' motion is denied without prejudice for the reasons stated on the record;

IT IS FURTHER ORDERED that the City shall take no action in reliance on the denial of this motion, until the City Council votes to accept or reject a petition to vacate the streets and alleys which are the subject of the attached petition to vacate. The City shall use its best efforts to process the attached petition within 60 days.

\_\_\_\_\_  
CIRCUIT COURT JUDGE

Approved as to form only:

\_\_\_\_\_  
Eric B. Gaabo (P39213)

\_\_\_\_\_  
William R. Seikaly (P33165)