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10244

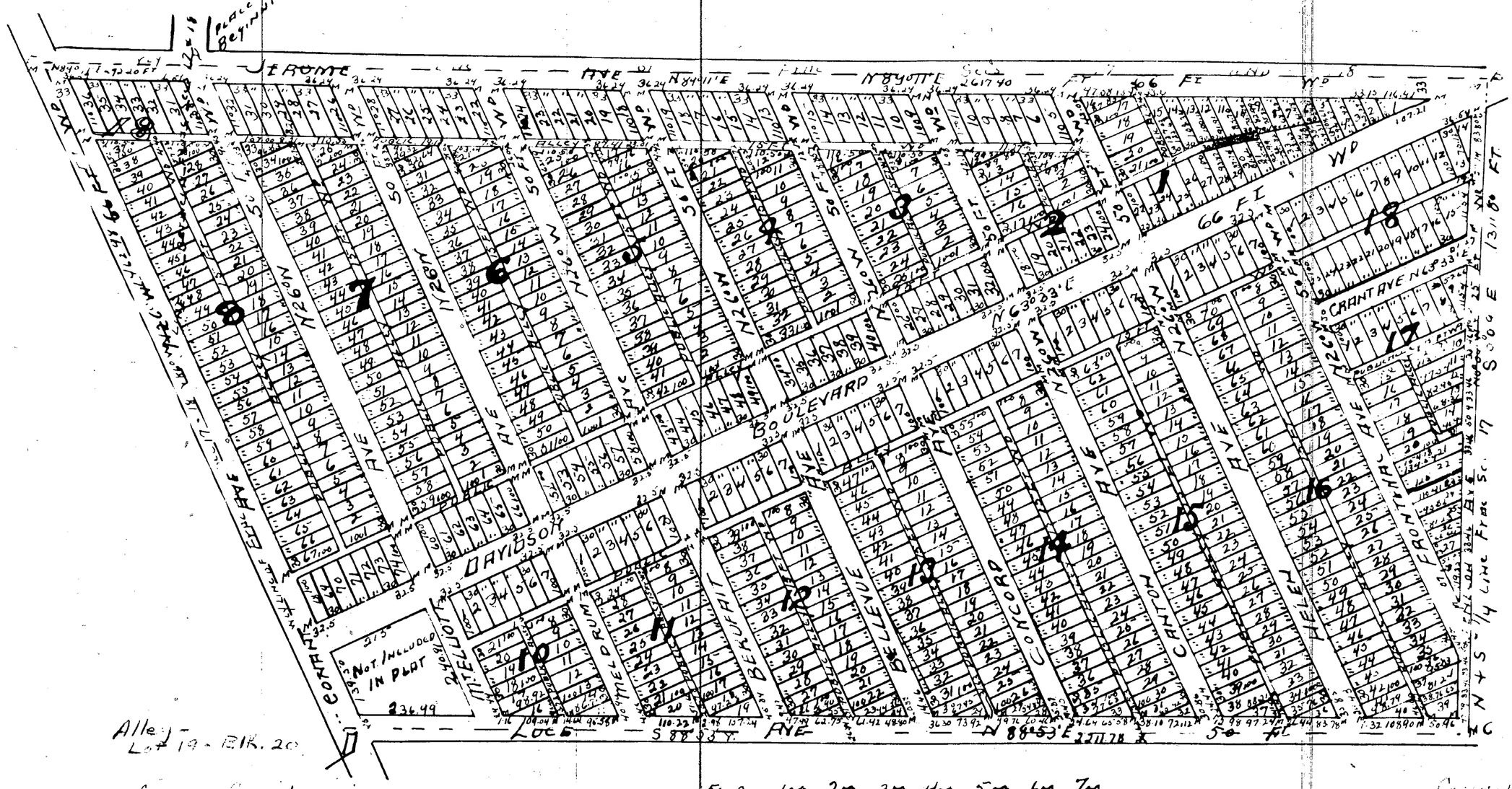
MECHANICS PARK

BEING JOHN M. DWYER'S SUB'N

of part of Frac'l Sec. 17 & Frac'l Sec. 18

T. 1 S. R. 12 E.

HAMTRAMCK, WAYNE CO. MICH.



Common Council
11-13-6
781-6

Common Council
Oct 21-1907
64

We hereby Certify that the plat hereon delineated is a correct one and that permanent monuments consisting of iron stakes have been planted at points marked "M" as thereon shown at all angles in the boundaries of the land platted and at all intersections of streets or sts. and alleys

Thomas Campau & Son
Surveyors

The following is a description of the land embraced in this plat.

Being part of Frac'l Sec 17 & Frac'l Sec 18 T 1 S R 12 E Ham Tramck Wayne Co Mich and described as follows. Beginning at the Northwest Corner of said Sec 17 A" and running thence North 89° 11' East along the North line of said Section 2617.40 Ft. to the North East Corner of the North West 1/4 of said Sec "B" Thence South 9 minutes East along the North & South 1/4 line 1311.80 Ft to a point C" Thence South 88° 53' West 2271.78 Ft to the Westerly line of said Frac'l. Sec. 17. D Thence North 26° West along the Westerly line of Frac'l Secs 17 & 18 1462.48 feet to the North West Corner of Frac'l Sec 18" E" Thence North 89° 11' E along the Northerly line of Frac'l Sec 18. 292.20 Ft to the place of beginning

Examined & Approved
June 4. 1908
John F. Wilkinson
Dep Aud. Gen.

State of Michigan } ss
County of Wayne }

We. O.P. Gulley Register of Deeds & Thomas Campau & Son, Surveyors. hereby Certify that we have each carefully compared this Copy with the plat of Mechanics Park, Being John M. Dwyers Sub of part of Frac Sec 17 and Frac Sec 18. T 1 S. R 12 E Ham Tramck Wayne Co Mich" and that it is an exact Copy. thereof and of the whole of such original Map or Plat

O.P. Gulley Reg. of Deeds
Thomas Campau & Son
Surveyors.

Register of Deeds Office }
Wayne County } This

Instrument was received for record this 28th day of June 1908 at 2 oclock PM and recorded in Liber 26 of Plats on page 1 as per Certificate furnished in compliance with Sect 135 of Senate Bill No 199 Files 212 Act of 1893.

O.P. Gulley Reg. of Deeds

Know All Men by These Presents that I Mary L. Dwyer Executrix of the Estate of John M. Dwyer deceased, have caused to be made for record this Map of Mechanics Park Being John M. Dwyers Sub of part of Frac Sec 17 and Frac Sec 18 T 1 S R 12 E Ham Tramck Wayne Co Mich By. Thomas Campau & Son Surveyors & I hereby adopt the same and dedicate the sts. and alleys shown for the use of the public

Witness My hand & Seal this third day of June A.D. 1908

Mary L. Dwyer
Executrix

In presence of
O.P. Leonard
Elvis J Dwyer

State of Michigan } ss
County of Wayne }

On this third day of June A.D. 1908 before me the subscriber a Notary Public in & for said County personally appeared Mary L. Dwyer Executrix of the Estate of John M Dwyer deceased known to me to be the same persons who executed the foregoing instrument and who acknowledged the same to be her free act & deed

My Com Expires
May 16. 1911
(Nothing)
Seal

Eunice R. Leonard
Notary Public
Wayne Co. Mich.

I hereby certify that this Plat is a correct Copy of the Plat now on record in the Register of Deeds office, being made under the supervision of the undersigned by tracing the plat on record and comparing therewith a carefully compared copy of the dedication and certificate

Dated this 2nd day of Mar. 1911

Ray C. Morris
Co. Clk. and Ex-officio Dep.

MAIL
LANSING, MI

10244

JUN 04 1987

easement for public utilities was approved by the Community and Economic Development Department. The petition was referred to the City Engineering Department for investigation and report. This is our report:

The petitioner plans to use the paved alley return entrance and requests such remain in its present status. The petitioner shall pay all incidental removal costs whenever discontinuance of use makes removal necessary.

City departments and privately-owned utility companies have reported no objection to the conversion of public right-of-way into a utility easement. Provisions protecting utility installations are part of the resolution.

The adoption of the attached resolution is recommended.

Respectfully submitted
CLYDE R. HOPKINS
Director

By Council Member Collins:

Resolved, That all that part of the east-west public alley, 20 feet wide, in the block bounded by Justine, Eureka, Luce and East Davison Avenues platted as the south 20.00 feet of Lot 44, Block 14, of **"Mechanics Park being John M. Dwyer's Subdivision"** of part of Fractional Section 17, and Fractional Section 18, Town 1 South, Range 12 East, Hamtramck Township, City of Detroit, Wayne County, Michigan as recorded in Liber 26, Page 1, Plats, Wayne County Records; also

All that part of the north-south public alley, 15 feet wide, in the block bounded by Justine, Eureka, Luce and East Davison Avenues lying easterly of and abutting the south 20.00 feet of Lot 44, the north 7.00 feet of Lot 42, and Lot 43, also lying westerly of and abutting the south 20.00 feet of Lot 19, the north 7.00 feet of Lot 21, and Lot 20 of the above mentioned Block 14, "Mechanics Park being John M. Dwyer's Subdivision" as recorded in Liber 26, Page 1, Plats, Wayne County Records;

Be and the same are hereby vacated as public alleys and are hereby converted into a public easement of the full width of the alleys, 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 alleys herein above 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 alleys herein above 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 pole 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 the driveways and yards of the adjoining properties for ingress and egress at any time to and over said utility easements with any necessary equipment to perform the above-mentioned tasks, with 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 of surface grade made, without prior approval of the City Engineering Department,

Fourth, That if the owners of any lots abutting on said vacated alleys shall request the removal and/or relocation of any existing poles or other utilities in said easement, such owners, shall pay all costs incidental to such removal and/or relocation, unless such charges are waived by the utility owners,

Fifth, That if any utility 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 3, 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

Provided, That if it becomes necessary to remove the paved alley return at the alley entrance, such removal and construction of new curb and sidewalk shall be done under City permit and inspection according to City Engineering Department specifications with all costs borne by the petitioner, his heirs or assigns; and

Provided Further, That a certified copy of this resolution shall be recorded with the Wayne County Register of Deeds. The petitioner shall pay all incidental recording costs.

Adopted as follows:

Yeas — Council Members Cleveland, Collins, Eberhard, Hood, Kelley, Mahaffey, Peoples, Ravitz, and President Henderson — 9.

Nays — None.

MAP ATTACHED:
Rec'd: 3-19-87
Li: 23165
Pa: 950

City Engineering Department
February 10, 1987

Honorable City Council:

Re: Petition No. 162 & 163 St. Augustine Convent. Gerald T. Chuhran, Director, Archdiocesan Properties. Conversion to easement of portions of alleys in the block bounded by Justine, Eureka, Luce and East Davison.

Petition No. 162 and 163 of St. Augustine Convent requests the conversion of portions of the north-south public alley, 15 feet wide, and the east-west public alley, 20 feet wide, in the block bounded by Justine, Eureka, Luce and East Davison Avenues into an easement for public utilities.

The requested conversion into an

STATE OF MICHIGAN) SS.
CITY OF DETROIT)

SHORT FORM - TRUE COPY CERTIFICATE

I, JAMES H. BRADLEY, CITY CLERK of the City of Detroit, do hereby certify that the annexed paper is a true copy of a Resolution

adopted by the City Council on February 18, 1987

and approved by the Mayor on March 3, 1987

as appears from the Journal of said City Council, on file in my office.

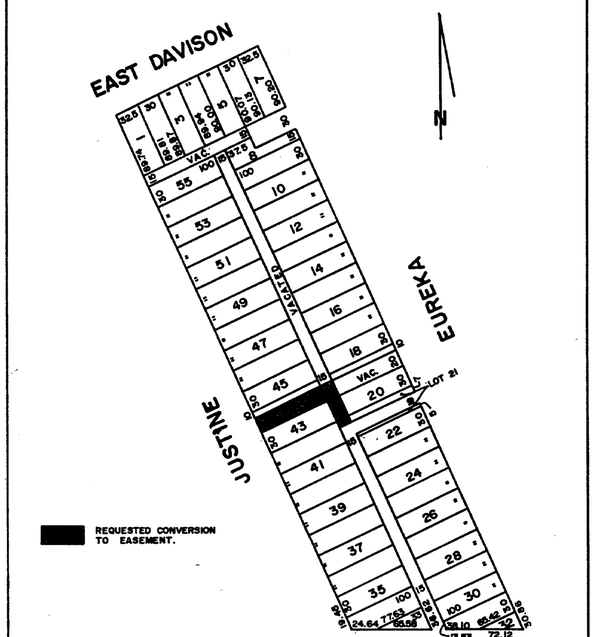
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said City, at Detroit, on

March 19, 1987

James H Bradley
City Clerk
JAMES H. BRADLEY

"FORWARD TO STATE TREASURER" 10244
JCC 2/18/87
Pgs. 352-53

PETITION NOs 162 & 163
GERALD T. CHUHRAN
C/o NAHIL P. ANTONE, ATTORNEY
PHONE: (313) 259-7777



MECHANICS PK, JOHN M. DWYERS SUB'N

TOPO NO. 52-A
SCALE: 1" = 100'

JOB NO. 01-01
DRAWING NO. X-162,163
DATE: 5/29/86

Form C of D—163-SH

REQUESTED CONVERSION TO EASEMENT OF PORTIONS OF THE ALLEY IN THE BLK. BND. BY JUSTINE, EUREKA, LUCE, & E. DAVISON.

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