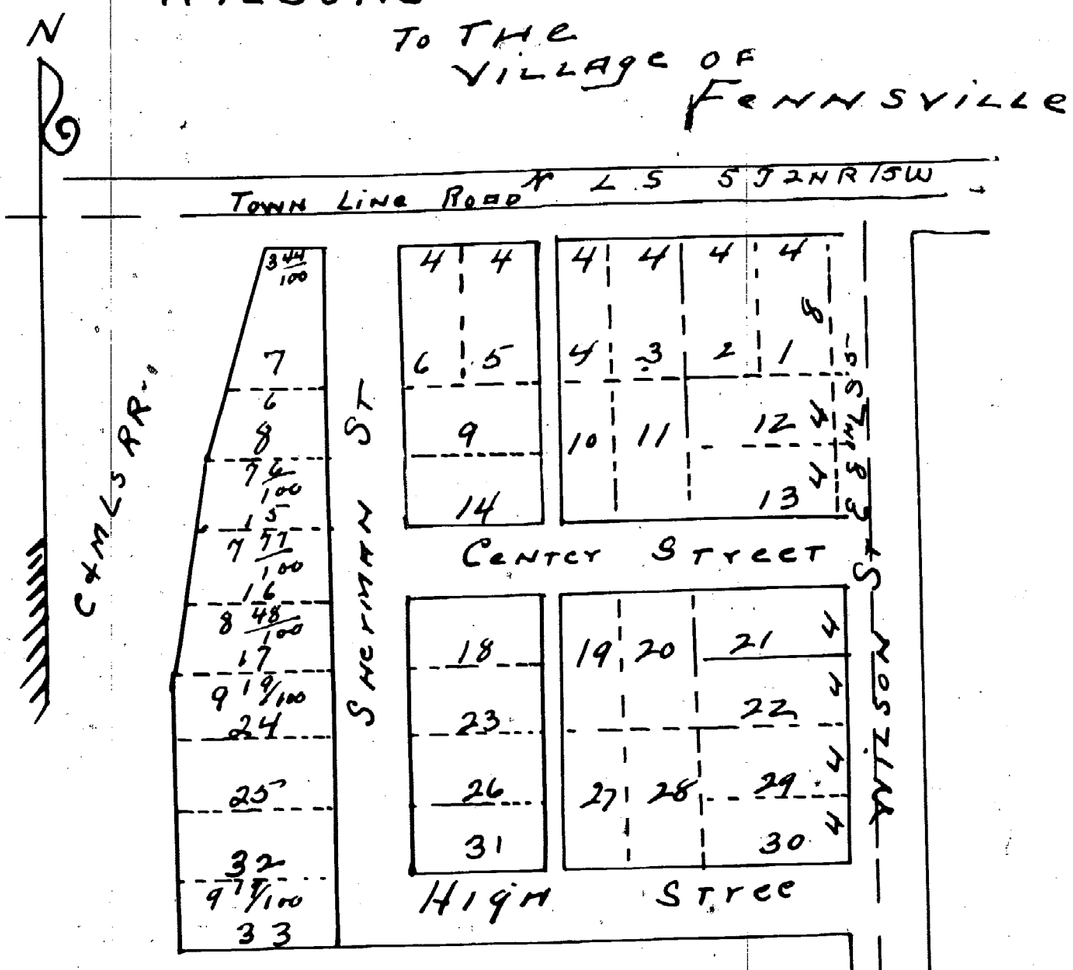
10484

Wilsons Addition To The Village of Fennsville



Note Figures in red show the length of lines in rods and hundredth. Figures in Black the Number of Lots. All Streets and roads are four rods in width. The alley running North and South is 3/100 rods in width. Length of streets computed from Size of Lots. James W. Hackett Surveyor

Wilsons addition to the Village of Fennsville is located on the East side of the North East Quarter of which East fraction of section four Town two North of Range 15 West. The map hereunto attached is a correct representation of said addition to said Village of Fennsville as surveyed and Platted by me James W. Hackett under direction and by order of Mathew C. Wilson the Proprietor. James W. Hackett Surveyor.

State of Michigan } ss On this 10th day of July A.D. 1871 before me a Justice of the
County of Allegan } Peace in & for said County. Personally appeared the above
named James W. Hackett known to me to be the person who signed
the foregoing and acknowledged the same to be his free act & deed.

James W. McConnell Justice Peace

Know all men by these presents that I Mathew C. Wilson owner and Proprietor of the East side of the North East Quarter of the North East Quarter of sec. 5 T. 2 N of R. 15 W. have appropriated and set apart and by these presents do appropriate and set apart said lands for Village purposes according to the map hereto attached which said map is a correct representation of said addition to the Village of Fennsville as surveyed and platted by James W. Hackett by order and under my direction and shall be known as Wilsons addition to the Village of Fennsville. In Witness whereof I have hereunto set my hand and affixed my seal this 10th day of July A.D. 1871.

Mathew C. Wilson (Seal)

State of Michigan } ss On this 10th day of July A.D. 1871 before me a Justice
County of Allegan } of the Peace in & for said County personally appeared
Mathew C. Wilson known to me to be the person who executed the
foregoing instrument and acknowledged the same to be his free
act & deed.

James W. McConnell
Justice of the Peace of Allegan.

Recd and recorded July 12. 1871 at 4 o'clock P.M.

Wm C. Welch County Clerk.

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

Dated this 2nd day of May 1911

Ray C. Warren Chief Asst. County Clerk.

Allegan

City of Fennville
222 S. Maple St.
P.O. Box 666
Fennville, MI. 49408-0666
Telephone (616) 561-8321
Fax (616) 561-2390

JUN 08 1993

June 28, 1993

Michigan Department of Treasury
Treasury Building
430 West Allegan
Lansing, Michigan 48922

DEPT. OF TREASURY RECEIVED JUN 30 1993 LANSING, MICH.

Re: Vacation of Alley in Wilson's Addition to the Village of Fennville

Ladies/Gentlemen:

Enclosed please find a certified copy of an Excerpts of Minutes and Resolution pertaining to the Fennville City Commission meeting of June 7, 1993. By means of the enclosed Resolution, the City has vacated an alley between Lot 4 and Lot 5 in Wilson's Addition to the Village of Fennville. Please file this Resolution and return to us confirmation that this Resolution has been duly recorded.

We have enclosed for the Allegan County Register of Deeds a check in the amount of $13.00 to cover the filing fee for recording the enclosed Resolution.

Please advise if you have questions.

Very truly yours,

Dorothy Ridgway
Fennville City Clerk

Enclosures
cc: Owner of Lot 4 of Wilson's addition to the Village of Fennville (w/encls.)
Owner of Lot 5 of Wilson's addition to the Village of Fennville (w/encls.)
Ronald A. Bultje (w/encls.)

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EXCERPTS OF MINUTES AND RESOLUTION

At a regular meeting of the City Commission of the City of Fennville, Allegan County, Michigan, held in the City Hall on the 7th day of June, 1993, with a quorum present.

Present: Moeller, Blankenship, Morgan, Scalf, Hutchins, Hutchinson, Scudder

Absent: None

The following resolution was offered by Scalf and supported by Blankenship:

RESOLUTION

WHEREAS, the statutes of the State of Michigan provide that the City Commission of the City of Fennville has the power to vacate any street or alley within a subdivision by a resolution or an ordinance, as long as the street or alley is not within 25 meters of a lake or the general course of a stream; and

WHEREAS, the City Commission has received a petition from Christopher Le Faive, requesting that the City Commission vacate the alley between Lot 4 and Lot 5 of Wilson's Addition to the Village of Fennville; and

WHEREAS, the City Commission has on this date held a public hearing concerning this vacation request from Mr. Le Faive, notice of which public hearing was published in the Fennville Herald on May 27, 1993; and

WHEREAS, no one appeared at the June 7, 1993 public hearing to object to the request being made by Mr. Le Faive for the City Commission to vacate a part of the alley in question;

NOW, THEREFORE, BE IT RESOLVED, that the City Commission deems it advisable to vacate the alley running between Lot 4 and Lot 5 of Wilson's Addition to the Village of Fennville.

BE IT FURTHER RESOLVED, that the City Commission determines after hearing the testimony presented to it that the alley to be vacated as described above has never been improved, opened for public use, or maintained by the public, and that there are no public rights therein, and that it would be in the best interest of the health, welfare, comfort, and safety of the residents and citizens of the City of Fennville that the portion of such alley as described above be forever vacated and abandoned, and such vacated alley is hereby vacated and abandoned.

BE IT FURTHER RESOLVED, that the title to the East one-half of the alley running between Lot 4 and Lot 5 in Wilson's Addition to the Village of Fennville shall vest in the owner(s) of Lot 4, and that the title to the West one-half of the alley running between Lot 4 and Lot 5 in Wilson's Addition to the Village of Fennville shall vest in the owner(s) of Lot 5.

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BE IT FURTHER RESOLVED that the City Clerk is authorized to file a certified copy of this Resolution with the Allegan County Register of Deeds, the Treasurer for the State of Michigan, and the Michigan Department of Commerce, Subdivision Control Unit, all within 30 days of this date.

BE IT FURTHER RESOLVED that the vacation of the alley in question shall not take effect and that the authorized actions of the City Clerk shall not be done until and unless the owners of Lot 4 and/or Lot 5 in Wilson's Addition to the Village of Fennville have reimbursed the City for its out-of-pocket expenses incurred relative to this matter. A written description of such out-of-pocket expenses shall be sent by the City to owners of Lot 4 and Lot 5 within seven days of this date, who must then reimburse the City in time for the City Clerk to timely complete her duties under this Resolution; failure of such owners to timely reimburse the City shall result in this Resolution being null and void.

YES: Moeller, Blankenship, Morgan, Scalf, Hutchins, Hutchinson, Scudder

NO: None

RESOLUTION DECLARED ADOPTED.

Dated this 7th day of June, 1993.

Dorothy Ridgway
Dorothy Ridgway
Fennville City Clerk

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