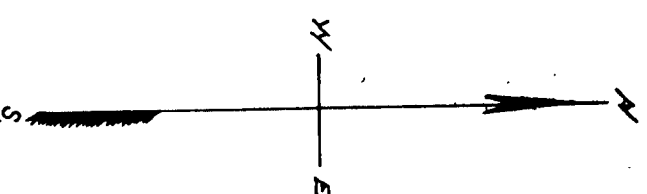
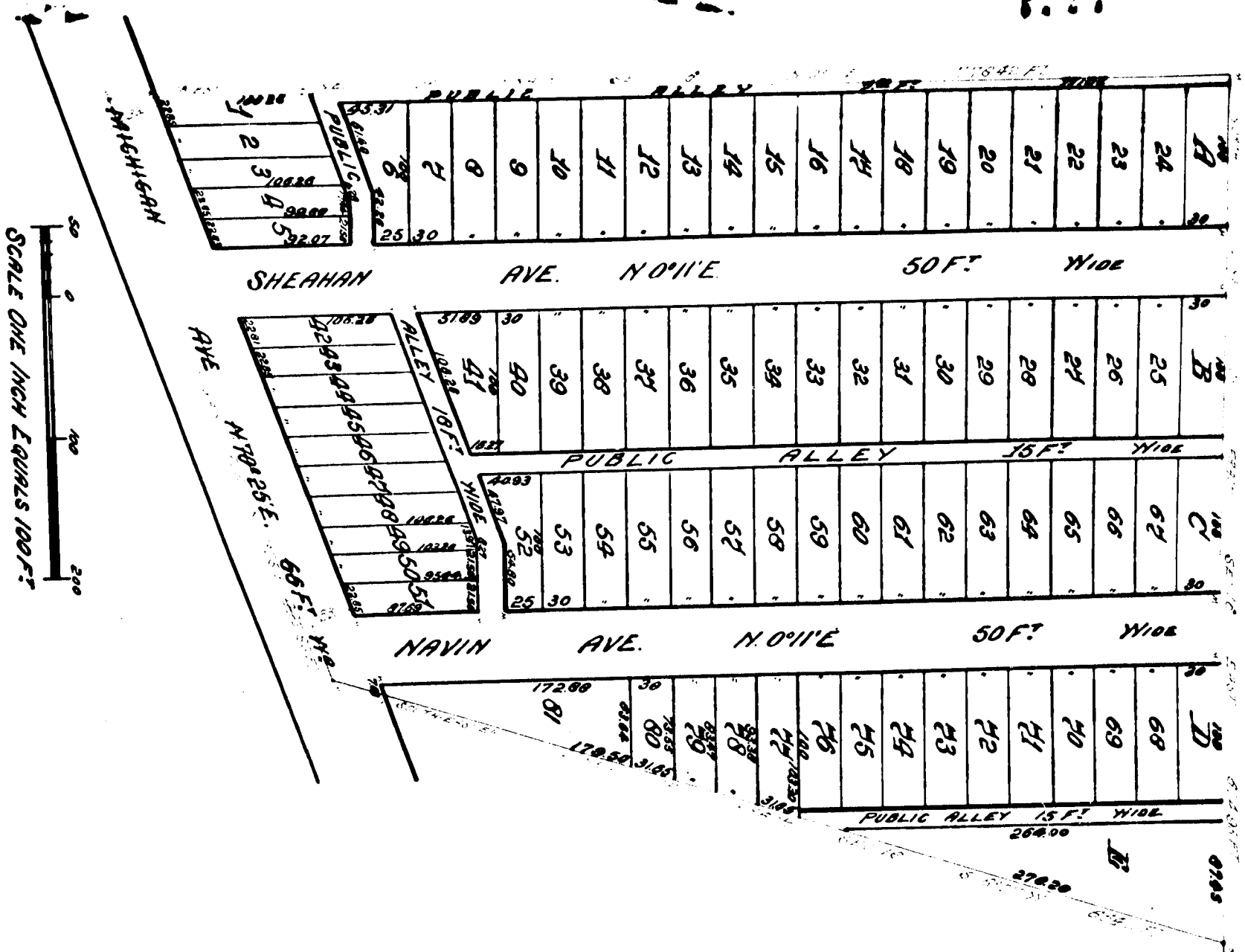


SHEAHAN & NAVIN'SSub of the part of TRACEL SEC 16T2, S R 11 Elying North of MICHIGAN AVE.SPRINGWELLS, WYOMING CO, MICH.

L 164



It is to be noted that the above plat is a copy of the original plat filed in the office of the Auditor General, State of Michigan, and is a true and correct copy of the same.

Witness my hand and seal this 27th day of July, 1894.

John A. Sheahan
John A. Navin

State of Michigan
County of Wayne

I, the Auditor General, do hereby certify that the above plat is a true and correct copy of the original plat filed in the office of the Auditor General, State of Michigan, and is a true and correct copy of the same.

John A. Sheahan
John A. Navin

Examined and Approved,
Auditor General,
State of Michigan.

It is to be noted that the above plat is a copy of the original plat filed in the office of the Auditor General, State of Michigan, and is a true and correct copy of the same.

John A. Sheahan
John A. Navin

John A. Sheahan
John A. Navin

PLATS
10

John A. Sheahan

It is to be noted that the above plat is a copy of the original plat filed in the office of the Auditor General, State of Michigan, and is a true and correct copy of the same.

John A. Sheahan
John A. Navin

RECEIVED AND FILED
IN AUDITOR GENERAL'S OFFICE
July 27, 1894
John A. Sheahan

S. SPRINGMELLS, WAYNE CO., MICH.

Edward E. Corrie
Jas. H. Lucas

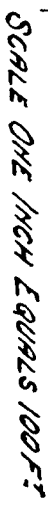
Thomas. Thacker
Richard. Richard. Richard.

Auditor General

John D. Wilson, Treasurer,
William Wilson & Co.

John A. Thomas Esq. of Leeds
Wilmington Delaware

Deputy Auditor General:



John William & Son
Barnes

City Engineering Department
January 30, 1987
Honorable City Council:
Re: Petition No. 53, Warholak Tire Service.
Request to temporarily close portions of Merwin and Saxon, also conversion to easement of north-south alley, in the block bounded by Merwin, Saxon, Ford Freeway and McGraw.
Petition No. 53 of Warholak Tire Service requests the temporary closing of portions of Merwin and Saxon Avenues (50 feet wide and variable width, respectively), south of McGraw Avenue. The petition also requests the conversion of the north-south public alley, 15 feet wide, in the block bounded by Merwin and Saxon Avenues, Edsel Ford Expressway and McGraw Avenue into an easement for public utilities.
The temporary street closings would "land-lock" the Ford Freeway Service Drive. The Michigan Department of Transportation (MDOT) was consulted and has reported no objections subject to two conditions:
1) Michigan National Bank is renting property from MDOT. The petitioner must not block Merwin Avenue access to bank property.
2) The petitioner must allow access to the existing gates for Wayne County grass (freeway slope) cutting crews and their equipment.
Provisions protecting MDOT interests are part of the temporary closings resolution.
The temporary closing requests were approved by the Community and Economic Development Department and the Detroit Department of Transportation with certain restrictions.
The petitioner has submitted a letter agreeing to pay all Public Lighting Department expenses to reinstall street lights, if the streets are reopened for public use.
All other City departments and privately owned utility companies have reported no objections to the temporary street closings, provided they have the right to ingress and egress at all times to their facilities.
The requested conversion into an 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 entrances and requests such remain in their 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 Mahaffey:
Resolved, The City Engineering Department is hereby authorized and directed to issue permits to "Warholak Tire Service" to close all that part of Merwin Avenue, 50 feet wide, south of McGraw Avenue, as platted in "Sheahan and

Navin's Subdivision" of that part of Fractional Section 16, Town 2 South, Range 11 East, lying north of Michigan Avenue, Springwells Township, City of Detroit, Wayne County, Michigan, as recorded in Liber 19, Page 60, Plats, Wayne County Records, lying south of a line described as: Commencing at the east line of the south 27.00 feet of Lot 24 of the above mentioned "Sheahan and Navin's Subdivision"; thence southerly along the east lines of the south 27.00 feet of said Lot 24, the north 10.60 feet of Lot 19 and Lots 20 to 23 of said "Sheahan and Navin's Subdivision"; 157.60 feet, to the point of beginning; thence northeasterly to the southwest corner of Lot 29 of said "Sheahan and Navin's Subdivision", the point of ending; on a temporary basis to expire on March 1, 1992; and be it further
Resolved, The City Engineering Department is hereby authorized and directed to issue permits to "Warholak Tire Service" to close all that part of Saxon Avenue, (variable width, south of McGraw Avenue) lying south of a line described as: Commencing at the intersection of the east curbline extended north of said Saxon Avenue and the south curbline extended northwesterly from Weir Street (variable width, south of McGraw Avenue); thence south along the east curbline extension of Saxon Avenue, 33.00 feet (measured distance), to the point of beginning; thence northwesterly to the east line of the south 8.00 feet of Lot 67 as platted in "Sheahan and Navin's Subdivision" of that part of Fractional Section 16, Town 2 South, Range 11 East, lying north of Michigan Avenue, Springwells Township, City of Detroit, Wayne County, Michigan, as recorded in Liber 19, Page 60, Plats, Wayne County Records, the point of ending; on a temporary basis to expire on March 1, 1992.
Provided, The petitioner shall file with the Finance Department an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit harmless from all claims, damages or expenses that may arise by reason of the issuance of permits and the faithful performance by the petitioner of the terms thereof. Further, the petitioner shall agree to pay all claims, damages or expenses that may arise out of the maintenance of the temporary public street closings; and
Provided, The permit shall be issued after the petitioner has recorded a certified copy of this resolution with the Wayne County Register of Deeds. The petitioner shall pay all incidental recording costs; and
Provided, The property owned by the petitioner and adjoining the temporary public street closings shall be subject to the proper zoning or regulated use (Board of Zoning Appeals Grant) over the total width and length of the streets; and
Provided, No building or other structure (except necessary line fence) shall be constructed on over the streets. The petitioner shall observe the rules and regulations of the City Engineering Department. The City of Detroit retains all rights and interests in the temporarily closed public streets. The City and all utility companies retain their rights to service, inspect, maintain, repair, install,

remove or replace utilities in the temporarily closed public streets. Further, the petitioner shall comply with all specific conditions imposed to insure unimpeded 24-hour-per-day access to the City and utility companies; and
Provided, That at the expiration of the permit, all obstructions shall be removed at the petitioner's expense. The public property shall be restored to a condition satisfactory to the City Engineering Department by the petitioner at the petitioner's expense; and
Provided, The petitioner shall not hinder or obstruct 24-hour-per-day access to the existing gates (15 feet wide, at the Edsel Ford Expressway Service Drive) for Wayne County grass (freeway slope) cutting crews and their equipment; and
Provided, The petitioner shall pay all Public Lighting Department expenses to reinstall street lights, if the streets are reopened for public use; and
Provided, This resolution is revocable at the will, whim or caprice of the City Council without cause. The petitioner waives the right to claim damages or compensation for removal of encroachments. Further, the permittee acquires no implied or other privileges hereunder not expressly stated herein. If this permit is continued for the five (5) year period, the City Council may (upon written request and if the circumstances justify accordingly) grant an extension thereto; and
Provided, This permit shall not be assigned or transferred without the written approval of the City Council; and
Provided, That any permit necessary to temporary close rights-of-way under the jurisdiction of the State of Michigan be obtained from the Michigan Department of Transportation; and be it further
Resolved, That all that part of the north-south public alley, 15 feet wide, in the block bounded by Merwin and Saxon Avenues, Edsel Ford Expressway and McGraw Avenue lying easterly of and abutting the south 27.00 feet of Lot 25 and Lots 26 to 29, also lying westerly of and abutting the north 27.00 feet of Lot 63, the south 24.00 feet of Lot 67 and Lots 64 to 66 of "Sheahan and Navin's Subdivision" of that part of Fractional Section 16, Town 2 South, Range 11 East, lying north of Michigan Avenue, Springwells Township, City of Detroit, Wayne County, Michigan, as recorded in Liber 19, Page 60, Plats, Wayne County Records;
Be and the same is hereby vacated as a public alley and is hereby converted into a public easement of the full width of the alley, which easement shall be subject to the following covenants 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 alley 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 alley 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 alley 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 returns at the alley entrances, 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, Mahaffey, Peoples, Ravitz, and President Henderson — 7.
Nays — None.

SHORT FORM - TRUE COPY CERTIFICATE

STATE OF MICHIGAN) SS.
CITY OF DETROIT)

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 April 8, 1987
and approved by the Mayor on April 15, 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

May 1, 1987

James H. Bradley
City Clerk
JAMES H. BRADLEY

MAP ATTACHED

Rec'd: 5-1-87

Li: 23224

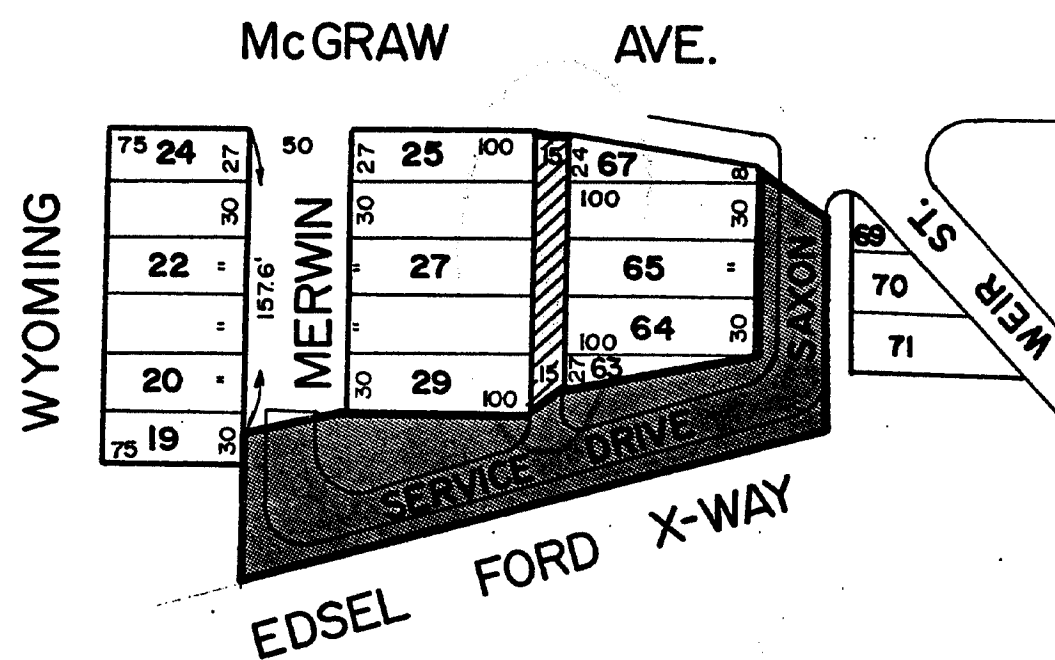
Pa: 434

PETITION NO. 53
WARHOLAK TIRE SERVICE, INC.
% MICHAEL WARHOLAK
PHONE: 582-5544

JCC APRIL 8, 1987
Pp. 712-714

① 1119

② 2399



REQUESTED TEMP CLOSING AREA
REQUESTED VACATION/EASE

SHEAHAN & NAVIN SUB'N.

TOPO. NO. 4 B
SCALE: 1" = 100'

FOR OFFICE USE ONLY

B		CITY OF DETROIT	
A		City Engineering	
DESCRIPTION		REQUEST FOR VACATION OF N/S ALLEY, IN THE BLK. BND. BY MERWIN, SAXON, EDESEL FORD SER. DR., AND MCGRAW, ALSO REQUESTING A TEMP. CLOSING OF PARTS OF MERWIN, EDESEL FORD SER. DR. & SAXON.	
REVISIONS		Job No. 01-01	
DRAWN BY	APPROVED	Drwg. No. X-53	
J. FOSTER		Date 9/22/86	
TRACED BY	APPROVED		
CHECKED	APPROVED		
CITY ENGINEER			

Form C of D-393-SH (10-67)

① 1119
② 2399

Lots 41 and 42, and lying east of and adjoining the easterly line of Lot 5, except the portion taken for the widening of Michigan Avenue, east of and adjoining the easterly line of Lots 6 and 7, except the portion of Lot 7 taken for the Edsel Ford Freeway Right-of-Way, and lying east of and adjoining the easterly line of the public alley, 18 feet wide, lying between Lots 5 and 6, all of the above mentioned subdivision;

Also, all that part of the north-south public alley, 15 feet wide, in the block bounded by Merwin, Saxon, Michigan and the Edsel Ford Freeway Right-of-Way, as platted in Sheahan and Navin's Subdivision as recorded in Liber 19, Page 60 of Plats, Wayne County Records lying east of and adjoining the easterly line of Lots 41 and 40, except the portion of Lot 40 taken for the Edsel Ford Freeway, and lying west of and adjoining the westerly line of Lot 52, except the portion taken for the Edsel Ford Freeway, all of the above mentioned subdivision.

Also, all of the east-west public alley, 18 feet wide, in the block bounded by Merwin, Saxon, Michigan and the Edsel Ford Freeway Right-of-Way as platted in Sheahan and Navin's Subdivision as recorded in Liber 19, Page 60 of Plats, Wayne County Records lying south of and adjoining the southerly line of Lots 41 and 52, south of and adjoining the southerly line of the public alley lying between Lots 41 and 52, and lying north of and adjoining the northerly line of Lots 42 to 51 both inclusive, all of the above mentioned subdivision.

Also, all that part of the east-west public alley, 18 feet wide, in the block bounded by Wyoming, Merwin, Michigan and the Edsel Ford Freeway Right-of-Way as platted in Sheahan and Navin's Subdivision as recorded in Liber 19, Page 60 of Plats, Wayne County Records lying north of and adjoining the northerly line of the easterly 11.59 feet of Lot 2, north of and adjoining the northerly line of Lot 6, except the portion taken for the Edsel Ford Freeway Right-of-Way, all of the above mentioned subdivision.

Be and the same are hereby vacated as public streets and alleys and are hereby converted into public easements of the full width of the streets and alleys, which easements 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 streets and alleys and by their grantees and assigns, and 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 streets and alleys hereinafore described for the purpose of installing, maintaining, repairing, removing, or replacing any sewer, conduit, telephone, telegraph, electric light or other poles or things usually placed or installed in a public street and alley in the City of Detroit, with the right to ingress and egress at any time to and over said easement for the purposes above set forth;

Second, said owners for their heirs and assigns further agree that no building or structures of any nature whatsoever (except necessary line fences) shall be built upon said easements;

Third, that if at any time in the future the owners of any lots abutting on said vacated streets and alleys shall request the removal and/or relocation of any existing poles, or other utilities in said easements, such owner upon whose property the poles or other utilities are located shall pay all costs incident to such removal and/or relocation, unless such charges are waived by the utility owners; and further

Resolved, That at any time in the future the removal of the paved alley return at the entrance to the alley to be vacated becomes necessary, the entire cost of said removal shall be paid by the Sands Motel, its heirs, executors, administrators or assigns.

Adopted as follows:
Yeas—Councilmen Beck, Brickley, Miriani, Van Antwerp and President Carey—5.
Nays—None.

By Councilman Miriani:

Resolved, That all of Merwin Avenue, 50 feet wide, between the northerly line of Michigan Avenue, 100 feet wide, and the southerly line of the Edsel Ford Freeway Right-of-Way, as now established, all as platted in Sheahan and Navin's Subdivision of that part of Fractional Section 16, T. 2 S., R. 11 E., north of Michigan Avenue, City of Detroit, Wayne County, Michigan as recorded in Liber 19, Page 60 of Plats, Wayne County Records lying west of and adjoining the westerly line of Lot 42, except the portion taken for the widening of Michigan Avenue, west of and adjoining the westerly line of Lot 41 except the portion taken for the Edsel Ford Freeway Right-of-Way, west of and adjoining the westerly line of the public alley, 18 feet wide, between

SHORT FORM—TRUE COPY CERTIFICATE

STATE OF MICHIGAN)
CITY OF DETROIT) ss.

I, THOMAS D. LEADBETTER, CITY CLERK of the City of Detroit, do hereby certify that the annexed paper is a True Copy of a Resolution

adopted by the Common Council on

JUL 19 1966

and approved by the Mayor on

JUL 26 1966

as appears from the Journal of said Common 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

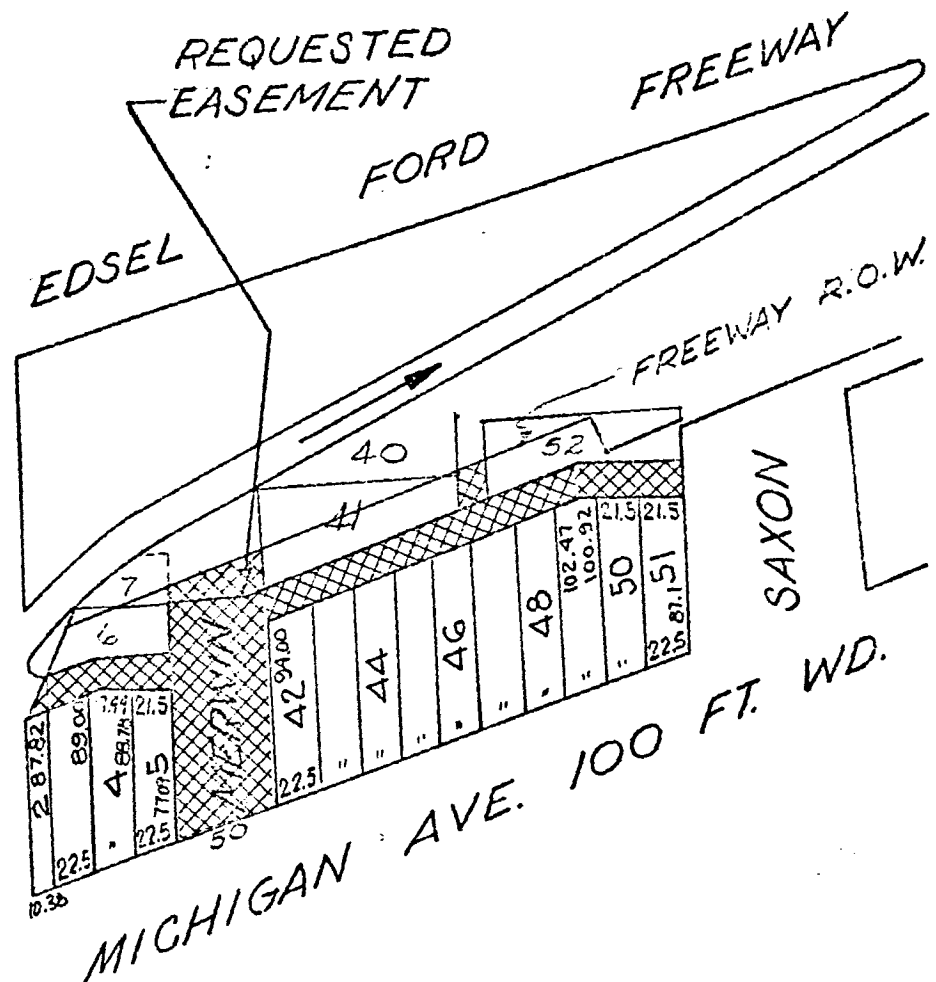
AUG 22 1966

Thomas D. Leadbetter
City Clerk

PETITION NO. 9504
SANDS MOTEL ET.AL.
9430 MICHIGAN AVE.



WYOMING AVE. 86 FT. WD.



SHEAHAN & NAVIN'S SUB'N.
TOPO NO. 4
SCALE 1"=100'

FOR OFFICE USE ONLY

B				CITY OF DETROIT Dept. of Public Works City Engineers Office			
A				Job No. <u>MO 1-1</u>			
DESCRIPTION				Drwn Chkd Appd Date			
DRAWN BY <u>D.J. PLUNGIS</u>				APPROVED			
TRACED BY				APPROVED			
CHECKED				APPROVED			
				CITY ENGINEER			

REQUESTED EASEMENT
OF THE STREETS &
ALLEYS IN THE
BLOCKS N. OF MICH-
IGAN BET. SAXON
& WYOMING.

Drwg. No. X-2407
Date 12-8-65