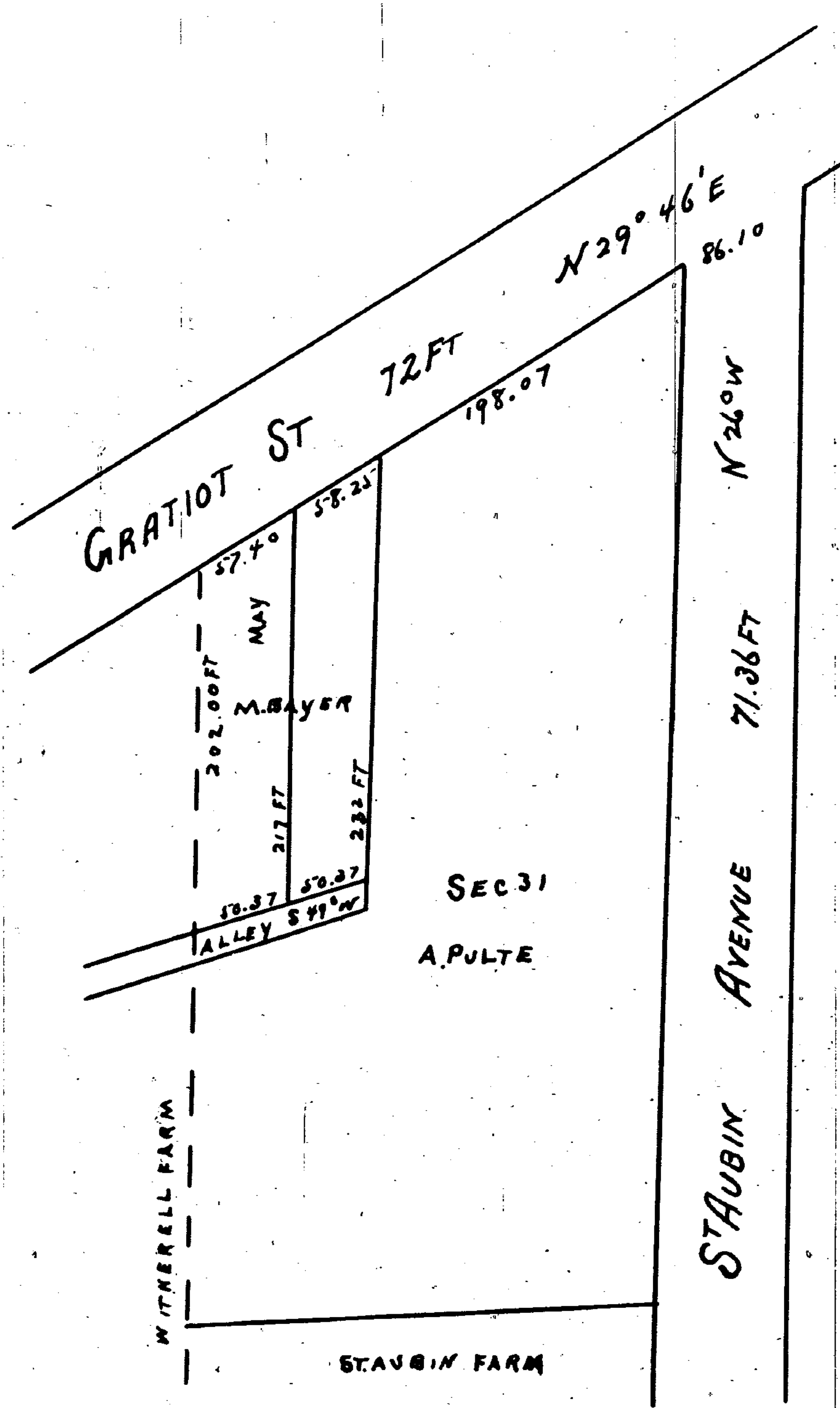
"ANTON PULTE'S AND MICHEL BEYER'S" SUBDIVISION OF THE NORTHEALY PART OF SECTION 31 "ST AUBIN FARM" "DETROIT MICHIGAN"



11308

Received for record November 13th 1860 at 3 1/4 O'clock P.M.
H. S. Roberts Regr.

To all to whom it May Concern—

We the undersigned for our own convenience and for the purpose of reference and for no other purpose have caused this plat of Anton Pulte's and Michael Beyer's Subdivision of the Northerly part of Section Thirty one St Aubin farm Detroit Michigan to be Made. It being understood that the alley designated on this Map or plat is a continuation of the alley now being on Witherell farm and Shall run in the same direction as this last Mentioned alley. Witness our hands and seals at the City of Detroit this 5th day of November A.D. 1860

In presence of
35 Words to wit: from St to Alley were interlined before signing
Julius Stoll
Anthony Gabler

Anton Pulte (LS)
Michel Beyer (LS)

State of Michigan }
County of Wayne } ss

On this fifth day of November A.D. Eighteen hundred and sixty before me a Notary Public in and for said County personally came the above named Michael Beyer and Anthony Pulte known to me to be the persons who executed the foregoing instrument and acknowledged the same to be their free act and deed And at the same time also personally appeared before me Nicholas Thelen known to me to be the Civil Engineer and Surveyor who made the said plat and the certificate thereon by him signed and acknowledged that he had made the same

Julius Stoll (Seal)
Notary Public
for Wayne Co. Mich

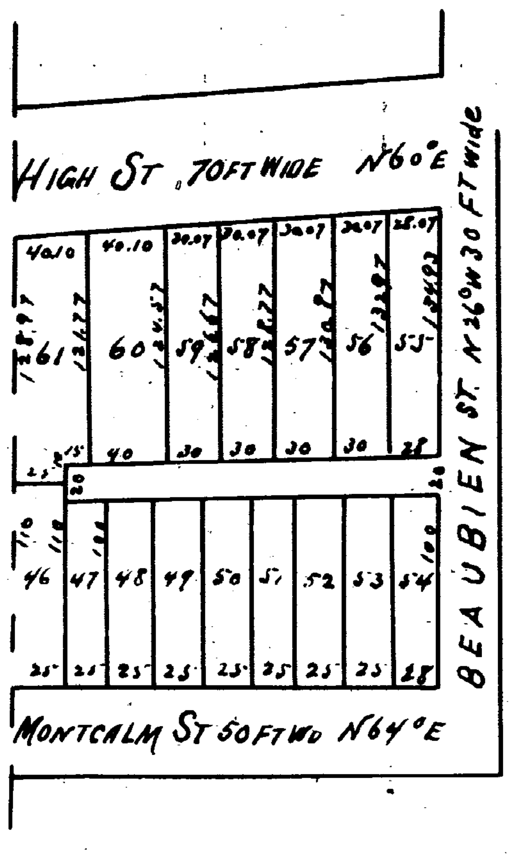
I certify the above survey to be correct
Detroit October 27th 1860
Nicholas Thelen
Surveyor & Civil Engineer—

This is to certify that the above plat has been compared with the original plat of record in the office of Register of Deeds of Wayne County, and found to be a true copy of the same.
A. H. Willmarth A.D. 1903
Surveyor.

I hereby certify that these plats are correct copies of the plats now on record in the Register of Deeds office, being made under the supervision of the Auditor General by tracing the plats on record and affixing thereto carefully compared copies of the dedications and certificates.

Dated this 11th day of June 1910
Geo W Bennett
Clerk Aud. Genl's Dept.

SUBDIVISION OF "THE NORTH PART OF OUT LOT NO 174" "& THE SOUTH PART OF OUT LOT NO 176" ON THE "L. BEAUBIEN FARM"



Received for Record July 3d 1861 at 4 O'clock P.M.
Henry M Whittelsey Register
By E. P. Rankin Dep.

11309

I certify the above plat to be correct from survey and calculation
John F. Munro Sur.

State of Michigan Wayne County ss. Personally appeared before me this third day of July 1861 John F. Munro Civil Engineer known to me to be the person who executed the above certificate to the plat above set forth of part of Out Lots 174 & 176 Lambert Beaubien farm Detroit and acknowledged the same to be his act and deed and official seal the day and year above written

Charles F. Clark (Seal)
Notary Public
Wayne County
Michigan

Know all Men by these Presents that we Frederick J. Betts and Mary W. his wife of the city of New Haven Connecticut do hereby present the annexed plat for record and dedicate to the public all our right title and interest in and to the Streets and alleys as shown in the said annexed plat—
New Haven Oct. 26th 1860

Witness
Fred H. Betts
John C. Hollister

Fred J. Betts (Seal)
Mary W. Betts (Seal)

State of Connecticut New Haven County ss. Be it Remembered that on the Sixth day of February in the year of our Lord One thousand eight hundred and Sixty before me the Subscriber a Commissioner in and for the said State appointed by the Governor of the State of Michigan to take the Acknowledgement and proof of deeds and instruments of Writing under seal to be used and recorded in the said State of Michigan and to Administer Oaths and affirmations Appeared Frederick J. Betts and Mary W. his Wife and acknowledged that they had severally executed the within instrument for the uses and purposes therein Mentioned and the said Mary W. on a private examination apart from her husband acknowledged that she executed the within instrument freely and without fear or compulsion from any one and I further certify that the persons who made the said acknowledgement are known to me to be the individuals described in and who executed the within instrument.

John C Hollister (Seal)
Commissioner &c

This is to certify that the above plat has been compared with the original plat of record in the office of Register of Deeds of Wayne County, and found to be a true copy of the same.
A. H. Willmarth A.D. 1903
Surveyor.

City Engineering Department
January 27, 1989

Honorable City Council:

Re: Petition No. 1145, Joe Muer's Restaurant Conversion to easement of the remaining street and alleys within the Muer's Oyster House, Inc., property at 2000 Gratiot.

Petition No. 1145 of "Joe Muer's Restaurant" requests the conversion of the remaining portions of public street (a triangular part of Waterloo Street, 50 feet wide), and alleys (the remaining parts of public alley being variable width, 15 and 20 feet wide) within the Muer's Oyster House, Inc. property at 2000 Gratiot Avenue into easements for public utilities.

The Muer's parcel was excepted from the public street and alley vacations adopted (in 1978) as part of Elmwood Park Rehabilitation Project No. 3.

The conversions were 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:

City departments and privately-owned utility companies have reported no objection to the conversion of public rights-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 Kelley:

Resolved, All that part of the remaining public street and public alleys within the Muer's Oyster House, Inc. parcel, located at the southeasterly corner of Gratiot Avenue and E. Vernor Highway (a/k/a 2000 Gratiot Avenue; being more particularly described later in this resolution), said public rights-of-way described as follows:

(1) a triangular part of remaining Waterloo Street 50 feet wide, west of St. Aubin Avenue (120 feet wide); also

(2) part of the remaining public alley, 15 feet wide and variable width, in the block bounded by Dequindre, St. Aubin, Waterloo, and Gratiot as opened on September 28, 1868 through Outlot 31 of the "Plat of the Subdivision of Private Claims 14 and 587 by J. Mullett, June 1847 for Basilique St. Aubin", City of Detroit, Wayne County, Michigan as recorded in Liber 31, Page 91, Deeds, Wayne County Records (excepting therefrom that part of said public alley vacated by City Council on December 2, 1913 — J.C.C. pages 1737 to 1738; also excepting therefrom that part of said public alley taken for the relocation-widening of St. Aubin Avenue, 120 feet wide); also

(3) part of the remaining public alley, 20 feet wide and variable width, in the block bounded by Dequindre, St. Aubin, Waterloo, Vernor, and Gratiot (excepting therefrom that part taken for E. Vernor Highway, as now established).

The above public rights-of-way are contained within the bounds of a land parcel, being more particularly described as:

Beginning at the intersection of the Southerly line of E. Vernor Highway (as now established) and the Westerly line of St. Aubin Avenue, 120 feet wide; thence along said Westerly line of St. Aubin Avenue 307.04 feet, on the arc of a curve to the right, with a radius of 520.00 feet, a delta angle of 33° 49' 51.8" and a long chord which bears S. 5° 15' 19" W., 302.60 feet; thence continuing along said Westerly line of St. Aubin Avenue, S. 22° 10' 15" W., 205.68 feet; thence N. 68° 35' 22"W., 63.85 feet, to the Southwesterly corner of the Easterly 6.50 feet of Lot 4 of "Kerger's Subdivision of Lots 7, 6 and part of 5, Block 11, Witherell Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 234, Plats, Wayne County Records; thence along the Westerly line of said Easterly 6.50 feet of Lot 4 of said "Kerger;s Subdivision", N. 30° 07' 10" W., 142.52 feet; thence N. 45° 07' 43" W., 20.00 feet, to the Southeasterly corner of Lot 10 of "Dutton and Dowlings Subdivision of Lots 12, 13, 14, 15 and 16, Block Eleven, Witherell Farm", City of Detroit, Wayne County, Michigan as recorded in Liber 6, Page 36, Plats, Wayne County Records; thence along the Southerly line of Lot 10 of said "Dutton and Dowlings Subdivision", N. 60° 09' 46" W., 85.96 feet; thence along the Southeasterly line of Gratiot Avenue, 120 Feet wide, N. 29° 35' 52" E., 257.28 feet; thence along the Southeasterly line of Gratiot Avenue and the Southerly line of E. Vernor Highway (as widened and/or now established), along the next 5 courses: (1) N. 40° 54' 08" E., 26.31 feet, (2) N. 49° 00' 22" E., 25.98 feet, (3) N, 57° 00' 55" E., 27.69 feet, (4) N. 76° 04' 10" E., 27.99 feet, and (5) N. 86° 57' 14" E., 110.91 feet, to the point of beginning, containing 99,916.74 square feet or 2.29377 acres, more or less;

All of the above mentioned street and alleys appear in the following subdivisions:

(1) Anton Pulte's and Michel Beyer's Subdivision of the Northerly part of Section 31, St. Aubin Farm, City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 104, Plats, Wayne County Records; also

(2) Kerger's Subdivision of Lots 7, 6 and part of 5, Block 11, Witherell Farm, City of Detroit, Wayne County, Michigan as recorded in Liber 1, Page 234, Plats, Wayne County Records; also

(3) Dutton and Dowlings Subdivision of Lots 12, 13, 14, 15 and 16, Block Eleven, Witherell Farm, City of Detroit, Wayne County, Michigan as recorded in Liber 6, Page 36, Plats, Wayne County Records; also

(4) Pulte's Subdivision of part of Block No. 31 of the Subdivision of the St. Aubin Farm, City of Detroit, Wayne County, Michigan as recorded in Liber 7, Page 6, Plats, Wayne County Records; also

(5) Pulte's Subdivision of part of Out Lot 31, St. Aubin Farm, City of Detroit, Wayne County, Michigan as recorded in Liber 20, Page 48, Plats, Wayne County Records; also

(6) Plat of the Subdivision of Private Claims 14 and 587 as surveyed by J. Mullett, June 1847, for Basilique St. Aubin, City of Detroit, Wayne County, Michigan as recorded in Liber 31, Page 91, Deeds, Wayne County Records; also

(7) Plat of the Subdivision of Blocks 6, 7, 8, 9, 10, 11 and 13, Witherell Farm, City of Detroit, Wayne County, Michigan as recorded in Liber 34, Page 3, Deeds, Wayne County Records;

Be and the same are hereby vacated as public street and alleys and are hereby converted into a public easement of the full width of the street and alleys, which easement shall be subject to the following covenants and agreements, uses, reservations and regulations, which shall be observed by the owners of said street and alleys and by their heirs, executors, administrators and assigns forever to wit:

FIRST, said owners hereby grant to and for the use of the public easement or right-of-way over said vacated public street and 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 street or 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 street and 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 easement 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 (additional) partition walls (excepting therefrom any pre-existing conditions, before the date of adoption of this Council resolution, such as, line fence, partition walls, and parking lot surface) shall be built or placed upon said easement, any further changes of surface grade shall be subject to the review and approval of the City Engineering Department,

FOURTH, that if the owners of any lots abutting on said vacated street and 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 said owners 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 said owners or assigns shall be liable for all costs incidental to the repair of such broken or damaged utility, and

PROVIDED, 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 Collins, Eberhard, Hood, Kelley, Mahaffey, Peoples, Ravitz, and President Henderson — 8.

Nays — None.

1308, 317, 1148

STATE OF MICHIGAN)
CITY OF DETROIT) ss. SHORT FORM - TRUE COPY

I, JAMES H. BRADLEY, CITY CLERK of the City of certify that the annexed paper is a True Copy of a Resolution adopted by the City Council on February 8th,1989 and approved by the Mayor on February 14th,1989 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

April 6th,1989

James H. Bradley
City Clerk

MAP ATTACHED
Li 24135
Pa 118
REC'D 4-7-89

Wayne Co
City of Detroit

J.C.C. 2/8/89
City Eng. - Pg

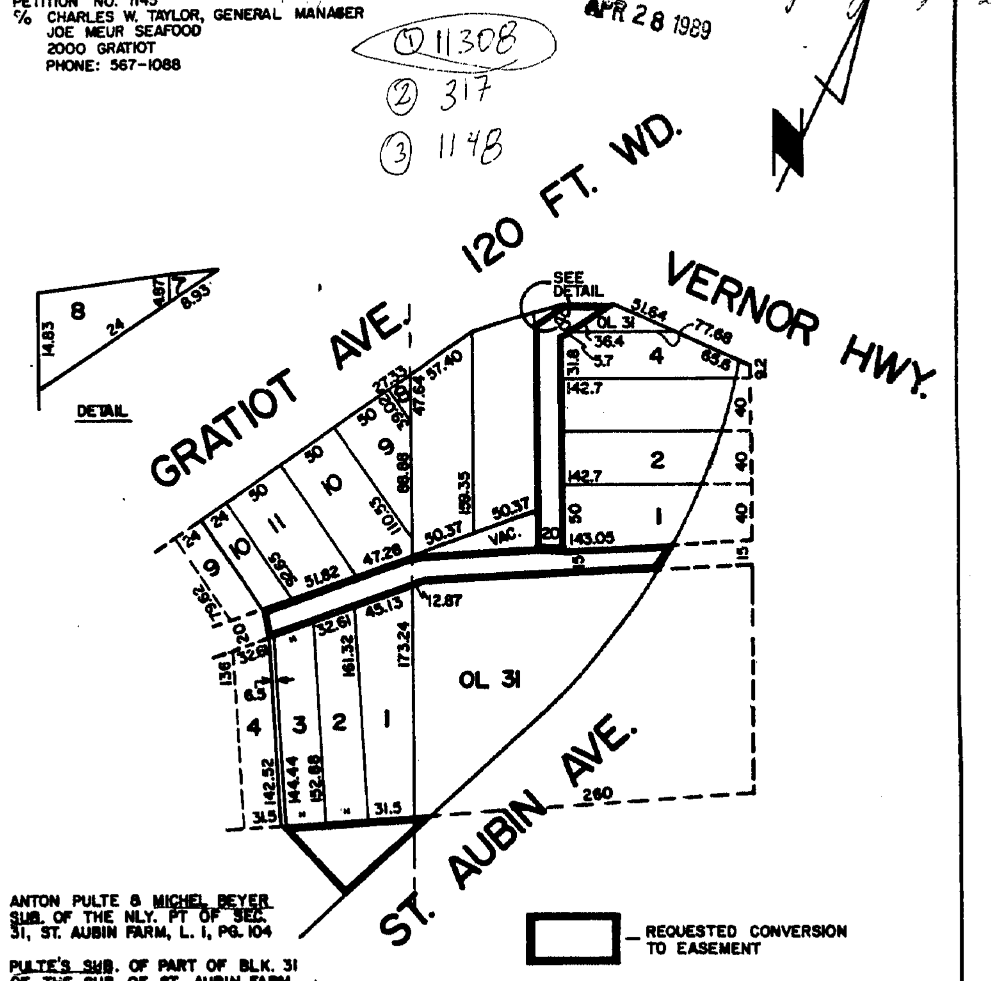
C.S.
321-
23

PETITION NO. 1145
% CHARLES W. TAYLOR, GENERAL MANAGER
JOE MEUR SEAFOOD
2000 GRATIOT
PHONE: 567-1088

① 11308
② 317
③ 1148

APR 28 1989

"Forward to State Treasurer"



ANTON PULTE & MICHEL BEYER SUB. OF THE NLY. PT OF SEC. 31, ST. AUBIN FARM, L. 1, PG. 104

PULTE'S SUB. OF PART OF BLK. 31 OF THE SUB. OF ST. AUBIN FARM, L. 7, PG. 6

PULTE'S SUB. OF PART OF OL 31, ST. AUBIN FARM, L. 20, PG. 48

PLAT OF THE SUB. OF P.C.s 14 & 587 ? L. 31, PG. 91, DEEDS

▭ — REQUESTED CONVERSION TO EASEMENT

PETITION NO. 1145
CARTO NO. 39-E
DRWG. NO. X-1145

FOR OFFICE USE ONLY

	DESCRIPTION	Drwn	Chkd	Appd	Date
B					
A	REQUEST REVISED	CM	[illegible]		1/89

REVISIONS

DRAWN BY C. MACHLEIT	APPROVED
TRACED BY	APPROVED
CHECKED	APPROVED CITY ENGINEER

REQUESTED EASEMENTS AT 2000 GRATIOT (JOE MEUR'S PARCEL)

CITY OF DETROIT
City Engineering

Job No. 01-01
Drwg. No. X-1145
Date 6-8-87

Form C of D-383-SH (10-67)