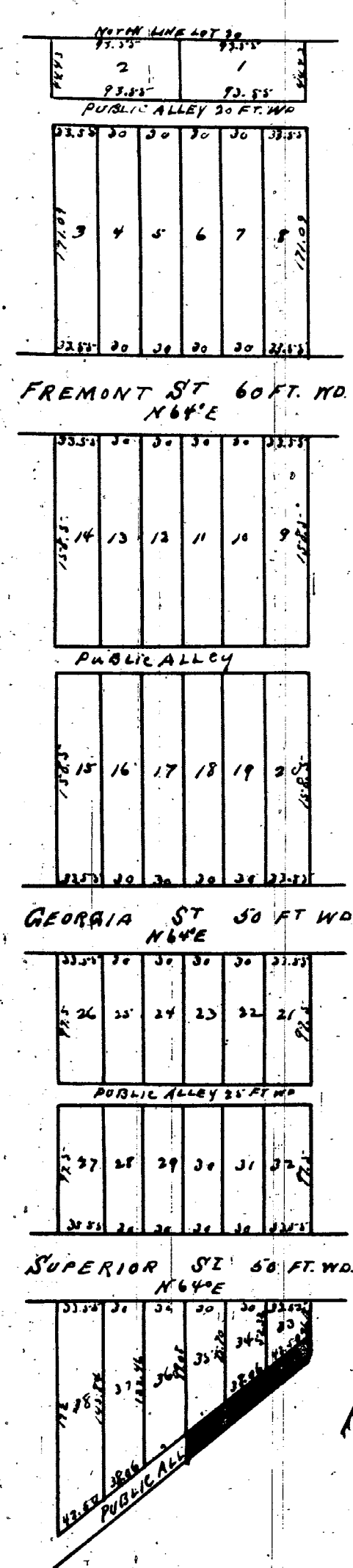


"FISCHER AND BERNART'S"
"SUBDIVISION OF PART OF LOT NO 20"
North of Gratiot Avenue
"THE SUBDIVISION OF THE LIEBE FARM"
Detroit, Wayne County, Michigan



Common Council
4-55
350-55

Approved November 7 1884

William H. Langley } Board of
John B. Stoughton } Public Works
Alexander Chapoton } of the City of Detroit

Know all men by these presents that we Alexander Fischer and Mary Fischer his wife and Mary T. Bernart of Detroit Wayne County Michigan do hereby dedicate to the Public the perpetual use of the Streets and Alleys (where not already dedicated) as represented on the foregoing Plat Reserving to ourselves our heirs and assigns to remove therefrom whenever the same may be discontinued by law. Witness our hands and seals this 27th day of October A.D. 1884

In presence of
Adam Schulte
Andrew Lang

Alexander Fischer (23)
Mary Fischer (28)
Mary T. Bernart (28)

State of Michigan } ss
County of Wayne }

On this 27th day of October A.D. 1884 before me the subscriber a Notary Public in and for said County personally appeared the above named Alexander Fischer and Mary Fischer his wife and Mary T. Bernart to me known to be the persons described in and who executed the foregoing instrument and acknowledged the same to be their free act and deed.

Adam Schulte Notary Public
Wayne County Michigan

We Charles M. Rousseau Register of Deeds for Wayne County Michigan and Jerome & Daly Surveyors do hereby certify that we have carefully compared this plat of Fischer and Bernart's Subdivision of part of Lot No 20 North of Gratiot Avenue of the Subdivision of the Liebe Farm Detroit Wayne County Michigan with the original Plat of said subdivision and do also certify that it is an exact duplicate copy thereof and of the whole of such plat.

I hereby certify that all City Taxes are paid on the above property.

Chas M. Rousseau Register of Deeds
Jerome & Daly Surveyors

We hereby certify the above plat to be correct
Jerome & Daly Surveyors

Register Office } ss.
Wayne County }

Received for record this
10th day of Nov. A.D. 1884 at 12 o'clock
Noon and recorded in Book 8 of Plats
page 48
Chas M. Rousseau
Register

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 Auditor General by tracing the plat on record and affixing thereto a carefully compared copy of the dedication and certification.

Dated this 29th day of Aug 1910
Geo. W. Bennett
Clock and Gents Dept.

City Engineering Department
August 6, 1991

Honorable City Council:
Re: Petition No. 1231, Pioneer Market
Alley to Easement west of Gratiot,
south of Superior.

Petition No. 1231 of "Pioneer Market"
requests the conversion of the remaining
portion of the north-south public alley,
23.05 feet wide (as widened by the City
Council resolution adopted on September
23, 1913 — J.C.C. pg. 1362), west of
Gratiot Avenue and south of Superior
Street into an easement for existing public
utilities.

The requested conversion 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:

If it becomes necessary to remove the
alley return entrance (into Superior), the
petitioner shall pay all incidental removal
costs.

City departments and privately-owned
utility companies have reported no
objections to the conversion of public
rights-of-way into a utility easement. Pro-
visions protecting existing utility installa-
tions are part of the resolution.

The adoption of the attached resolu-
tion is recommended.

Respectfully submitted,
CLYDE R. HOPKINS
Director

By Council Member Eberhard:

Resolved, All of the remaining part of
the north-south public alley (23.05 feet
wide; having been widened by City
Council resolution adopted on September
23, 1913 — J.C.C. pg. 1362; and not
included in the previous vacating resolu-
tion, subject to a public sewer easement,
adopted by City Council on December
28, 1954 — J.C.C. pg. 3028) west of
Gratiot Avenue, south of Superior Street
lying between the southerly line of said
Superior Street (50 feet wide), and a line
extended from the southeast corner of the
westerly 18.00 feet of Lot 33 of
"Fischer and Bernart's Subdivision of
part of Lot No. 20, North of Gratiot Ave-
nue of the Subdivision of the Leif Farm",
City of Detroit, Wayne County, Michigan,
as recorded in Liber 8, page 48, Plats,
Wayne County Records; to a point in the
northwesterly line of Lot 27 of "Lambert's
Subdivision of that part of Lot 21, South
of Canfield Avenue, Leif Farm", City of
Detroit, Wayne County, Michigan as
recorded in Liber 16, Page 38, Plats,
Wayne County Records (said point being
1.00 feet southerly, along said north-
westerly lot line, from the northeast cor-
ner of said Lot 27);

Be and the same is hereby vacated as
public alley and is hereby converted
to a public easement of the full width of

STATE OF MICHIGAN)
CITY OF DETROIT)

ss. SHORT FORM - TRUE COPY CERTIFICATE

I, JEFFERY D. BLAINE, DEPUTY 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 September 4th, 1991

and approved by the Mayor on September 17th 1991

as appears from the Detroit Legal News September 9th, 1991
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

October 7th 1991

Jeffery D. Blaine
Deputy City Clerk

the alley, which easement shall be sub-
ject to the following covenants and re-
gulations, which shall be observed by the
owners of the lots abutting on said alley
and by their heirs, executors, administra-
tors 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 pur-
poses of maintaining, repairing, remov-
ing, or replacing existing public utilities
such as water mains, sewers, gas lines
or mains, telephone, electric light con-
duits 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 ease-
ment 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 company,
or those specifically authorized by them,
for the purpose of inspecting, maintain-
ing, repairing, removing, or replacing any
sewer, conduit, water main, gas line or
main, telephone or light pole or any exist-
ing 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 satisfac-
tory condition.

Third, said owners for their heirs and
assigns further agree that no buildings or
structures of any nature whatsoever
(except necessary line fence) shall be
built or placed upon said easement, nor
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 existing utility located
in said property shall break or be dam-
aged 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 mate-
rials or construction not in accordance
with Section 3, mentioned above, then in
such event said owners or assigns shall

Map Attached
L125364
PA 551
Oct 9th, 1991

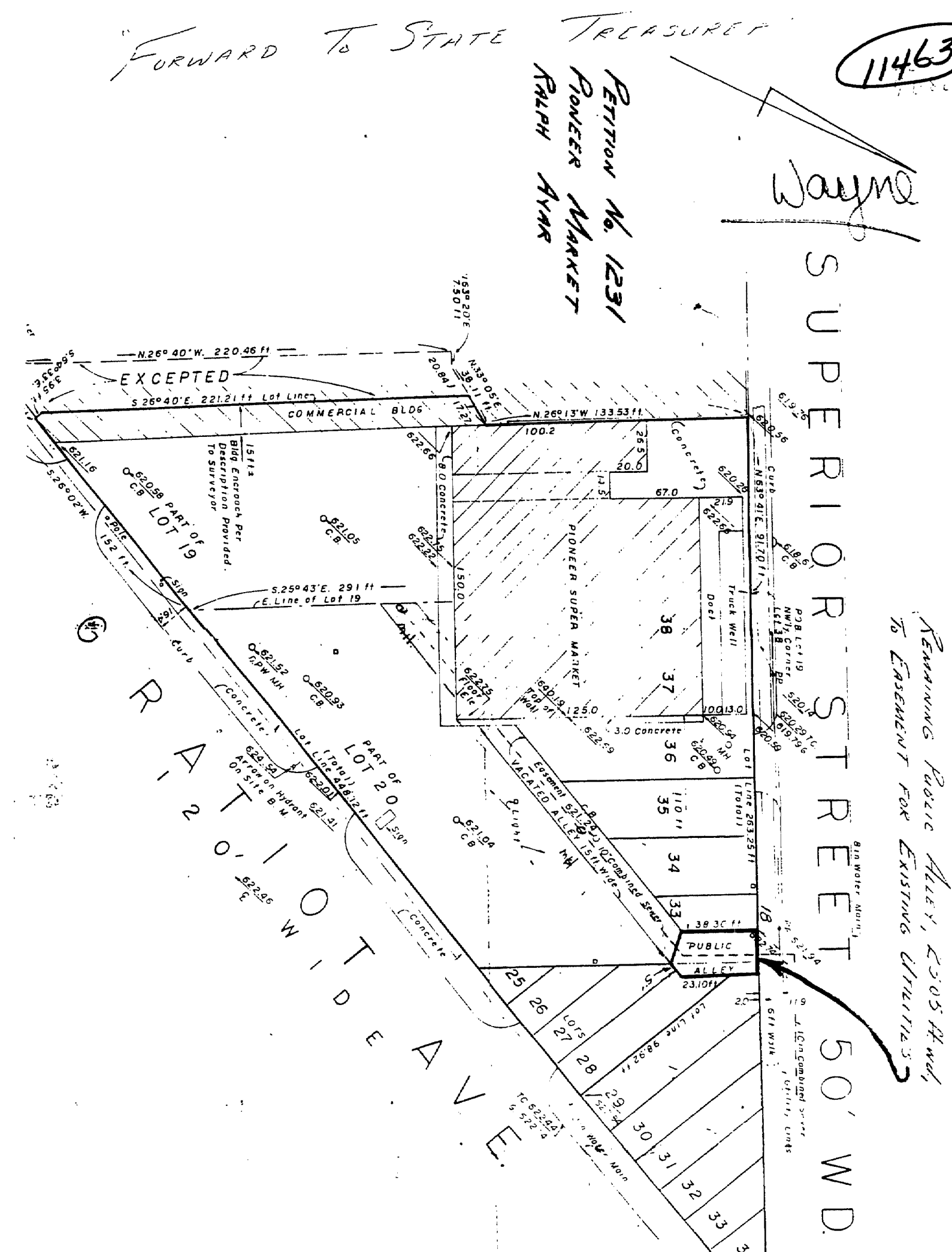
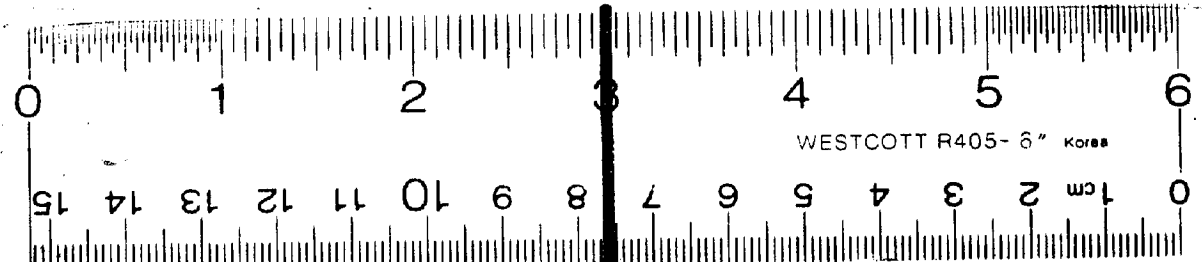
be liable for all costs incidental to the
repair of such broken or damaged utility,
agreements, uses, reservations and reg-
ulations, which shall be observed by the
owners of the lots abutting on said alley
and by their heirs, executors, administra-
tors and assigns, forever to wit:

Provided, That if it becomes necessary
to remove the paved alley return at the
entrance (into Superior), such removal
and construction of new curb and side-
walk shall be done under City permit and
inspection accordance to City Engineer-
ing Department, specifications with all
costs borne by the petitioner, their heirs
or assigns; and

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

Adopted as follows:
Yeas — Council Members Butler,
Cleveland, Eberhard, Everett, Hill,
Hood, Kelley, Ravitz, and President
Mahaffey — 9.
Nays — None.

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