Addition of Lower Saginaw

Platted July 1853
By A. Alberti

12291

Scale 5 Chs To An Inch

Duplicate office Recorders records in the office Recorder County of Saginaw & State of Michigan.

Note. The within Plat of Addition to Lower Saginaw was filed in the office of the Register of Deeds for the County of Saginaw on the 18th day of July A.D. 1853 at 10 o'clock A.M. and recorded in Liber 1 of Deeds on page 36 & 37

Ward & Mulliken } Commissioners
County of Saginaw }

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Ward & Mulliken } Commissioners
County of Saginaw }

Certificate by the Register of Deeds for the County of Saginaw that the within Plat was filed in his office for record

8160A 09/04/92 OTHER 9.00
8168A 09/04/92 REMONUM 2.00

CLA-k

CITY OF BAY CITY, MICH.

OFFICE OF CITY CLERK

(12291)

LIBER 1230 PAGE 405

(AFFIDAVIT)

STATE OF MICHIGAN
COUNTY OF BAY
CITY OF BAY CITY

I, Connie M. Deford Clerk of the City of Bay City, County and State aforesaid, Do hereby Certify, that I have compared the annexed excerpt from the regular meeting of the City Commission of the City of Bay City held August 24, 1992

with the original on file in my office and that it is a true and correct transcript therefrom and of the whole of such original.

In Witness Whereof, I have hereunto set my hand affixed the Corporate Seal of the City of Bay City, Mich., this

26th day of August 1992

Connie M. Deford
Connie M. Deford City Clerk

RECORDED
'92 SEP 4 2 22 PM
REGISTER OF DEEDS
BAY COUNTY, MICHIGAN

(12291)

LIBER 1230 PAGE 406

Of City Manager and Planning Director.

It is recommended that the following resolution regarding the vacation of the 50' x 45' turn-around in Block 133 of the Addition to Lower Saginaw (block bounded by Washington, Columbus, Saginaw and Eleventh Streets) be approved:

Whereas, the Bay City Planning Commission held a public hearing on June 17, 1992 to consider the petition of J & K Associates to vacate a 50' x 45' turn-around located at the north end of the alley in Block 133 of the Addition to Lower Saginaw; said alley is located in the block bounded by Washington Avenue, Columbus Avenue, Saginaw Street and Eleventh Street; and

Whereas, said turn-around was originally established when the through alley was vacated a number of years ago to accommodate business traffic using this alley; and

Whereas, the location of this turn-around is very close to the former IB office building, which will house the EPA super computer; and

Whereas, renovation of the office building and development of off-street parking facilities require the vacation of said turn-around; and

Whereas, developers of this property have agreed to grant an acceptable easement meeting the City Engineer's criteria which will allow the general public ingress and egress over the property from the north end of the remaining portion of the public alley in the block; and

Whereas, public utilities exist within this portion of the alley; and

Whereas, the Planning Commission recommended the petition be approved as requested, with the condition that usual utility easements be retained and with the future condition that J & K Associates grant an acceptable easement meeting the City Engineer's design criteria to the general public for purposes of ingress and egress from the north end of the remaining portion of the public alley in this block; and

Whereas, a resolution was adopted by the City Commission on July 13, 1992 ordering publication of notices and the holding of a hearing; said notices having been published in The Bay City Democrat, the official newspaper of the City of Bay City, on July 23, 30 and August 6 and 13, 1992 relative to the aforementioned hearing, and certified notices thereof having been mailed to the public utilities, railroad and abutting property owners; and

Whereas, a public hearing was held by the City Commission on Monday, August 24, 1992 relative to the aforementioned alley vacation;

Now, Therefore Be It Resolved and Ordered by the City Commission that the 50' x 45' turn-around located at the north end of the alley in the block bounded by Washington Avenue, Columbus Avenue, Saginaw Street and Eleventh Street, being in Block 133 of the Addition to Lower Saginaw, is hereby closed and vacated; provided, however, that said alley is vacated upon the condition that title to all gas, electric and communication poles, wires, pipes, conduits, cables, appurtenances and facilities now in, under or over said alley are reserved to and shall remain in the respective owners thereof, together with the easement and rights to occupy said alley for public utility purposes with present and additional facilities to operate, maintain, repair, replace or remove the same; and, furthermore, that no permanent structures be placed in said alley and if fences are constructed that they be removed at no expense to the utility companies when they are making repairs or installing lines, and that said vacation also be conditioned upon the developers of the property (J & K Associates) adjacent to said portion of alley turn-around deed acceptable easements from the alley to Washington Avenue and Saginaw Street to take the place of said turn-around.

Commissioner Lewandowski moved to allow public input. There was no objection. No one came forward.

Commissioner Katt moved adoption of resolution.

Adopted by the following vote:

Yes, Commissioners Bock, Sheppard, Lewandowski, LeVasseur, Katt, LeRoux, Newcham, Wachowiak, 8.

No, None.

(12291)

CITY OF BAY CITY
301 WASHINGTON AVE.
BAY CITY, MICHIGAN 48708
FAX: (517) 894-1070

NATIONAL REGISTER OF HISTORIC SITES
MICHIGAN HISTORIC REGISTER 1980

February 9, 1993

Department of Treasury
Bureau of Local Government Services
Second Floor, Treasury Building
Lansing, MI 48922

Gentlemen:

Pursuant to Section 256 of the New Subdivision Act of 1967 (Public Act 288), we herewith submit a certified copy of the resolution vacating a 50' x 45' turn-around located at the north end of the alley in the block bounded by Washington Avenue, Columbus Avenue, Saginaw Street, and Eleventh Street, Plat of Add. to Lower Saginaw. A copy of the recorded easement mentioned in the vacation is also enclosed for your information.

A sketch from the Planning Office which identifies the area affected is also attached.

Sincerely,

CITY OF BAY CITY

Connie M. Deford

Connie M. Deford, CMC/AAE
City Clerk

Enclosures

LIBER 1228 PAGE 607

(12291)

COPY

GRANT OF EASEMENTS

FOR A SOLE CONSIDERATION of mutual benefits, the AMERICAN RED CROSS-BAY COUNTY CHAPTER, a Michigan non-profit corporation, of 119 Washington Avenue, Bay City, Michigan, 48706, grants and conveys to J & K ASSOCIATES, a Michigan co-partnership of 2298 N. Eastman Avenue, Midland, Michigan, a perpetual, non-exclusive easement for driveway purposes over and across the North 9 feet of Lot 4, Block 133, of the Addition of Lower Saginaw (now Bay City), according to the recorded plat thereof.

The above-described easement is granted to provide access from Washington Street in the City of Bay City, Bay County, Michigan, to Lots 1, 2, 3, 15, 16, 17, 18, 19 and 20, Block 133, of the Addition of Lower Saginaw, (now Bay City), now owned by J & K ASSOCIATES, a Michigan co-partnership, and such easement shall run with and be appurtenant to Lots 1, 2, 3, 15, 16, 17, 18, 19 and 20, Block 133, of the Addition of Lower Saginaw, (now Bay City).

The above-described easement is a non-exclusive easement, and J & K ASSOCIATES shall have the right and authority to grant an additional easement for driveway purposes over and across the above-described easement to the City of Bay City, Michigan.

J & K ASSOCIATES, a Michigan co-partnership, grants to the AMERICAN RED CROSS-BAY CITY CHAPTER, a Michigan non-profit corporation, an easement for parking purposes sufficient to accomodate parking of ten (10) automobiles, on Lot 16, Block 133, Addition of Lower Saginaw (now Bay City).

This instrument was executed August 21, 1992.

WITNESS:

Mildred C. Pawlaski
MILDRED C. PAWLASKI

Michelle M. Soper
MICHELLE M. SOPER

AMERICAN RED CROSS-BAY COUNTY CHAPTER, a Michigan non-profit corporation

BY: Karen Brown-Hipp
Its: Executive Director

Martin C. Odette
MARTIN C. ODETTE

Terry Z. Cox
TERRY Z. COX

J & K ASSOCIATES, a Michigan co-partnership

BY: James E. Johnson
JAMES E. JOHNSON
Partner

AND: Kenneth A. Keeley
KENNETH A. KEELEY
Partner

STATE OF MICHIGAN)
COUNTY OF BAY) ss.

On this 21st day of August, A.D., 1992, before me personally appeared Karen Brown Hipp, to me personally known, who being by me sworn, did say that she is the Executive Director of RED CROSS, a Michigan non-profit corporation, the corporation named in and which executed the within instrument, and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and said Karen Brown-Hipp acknowledged said instrument to be the free act and deed of said corporation.

Kathryn M. Hetzel
Notary Public
Bay County, Michigan
My Commission Expires: 8-26-1995

KATHRYN M. HETZEL
Notary Public, Bay County, Mich.
My Commission Expires: 8-26-1995

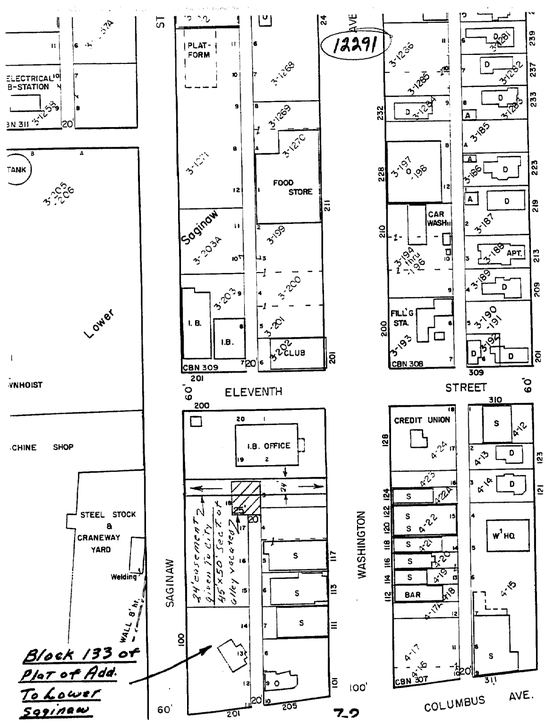
(12291)

LIBER 1228 PAGE 608

STATE OF MICHIGAN)
COUNTY OF MIDLAND) ss.

On this 21st day of August, A.D., 1992, before me personally appeared JAMES E. JOHNSON and KENNETH A. KEELEY, to me personally known, who being by me sworn, did say that they are partners in J & K ASSOCIATES, a Michigan co-partnership, the co-partnership named in and which executed the within instrument, and that said instrument was signed and sealed in behalf of said co-partnership by authority of its partners; and said JAMES E. JOHNSON and KENNETH A. KEELEY acknowledged said instrument to be the free act and deed of said co-partnership.

Mark R. Maddox
MARK R. MADDOX
Notary Public
Midland County, Michigan
My Commission Expires: 4-3-94

This instrument prepared by:
Mark R. Maddox P25385
Attorney at Law
5820 Eastman Avenue
Midland, MI 48640
P.O. Box 3125

RECORDED
'92 SEP 4 1 32 PM
REGISTER OF DEEDS
BAY COUNTY, MICHIGAN