

CLB-3c
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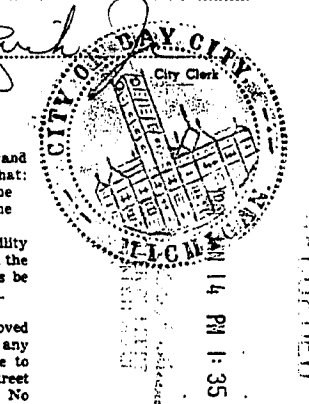
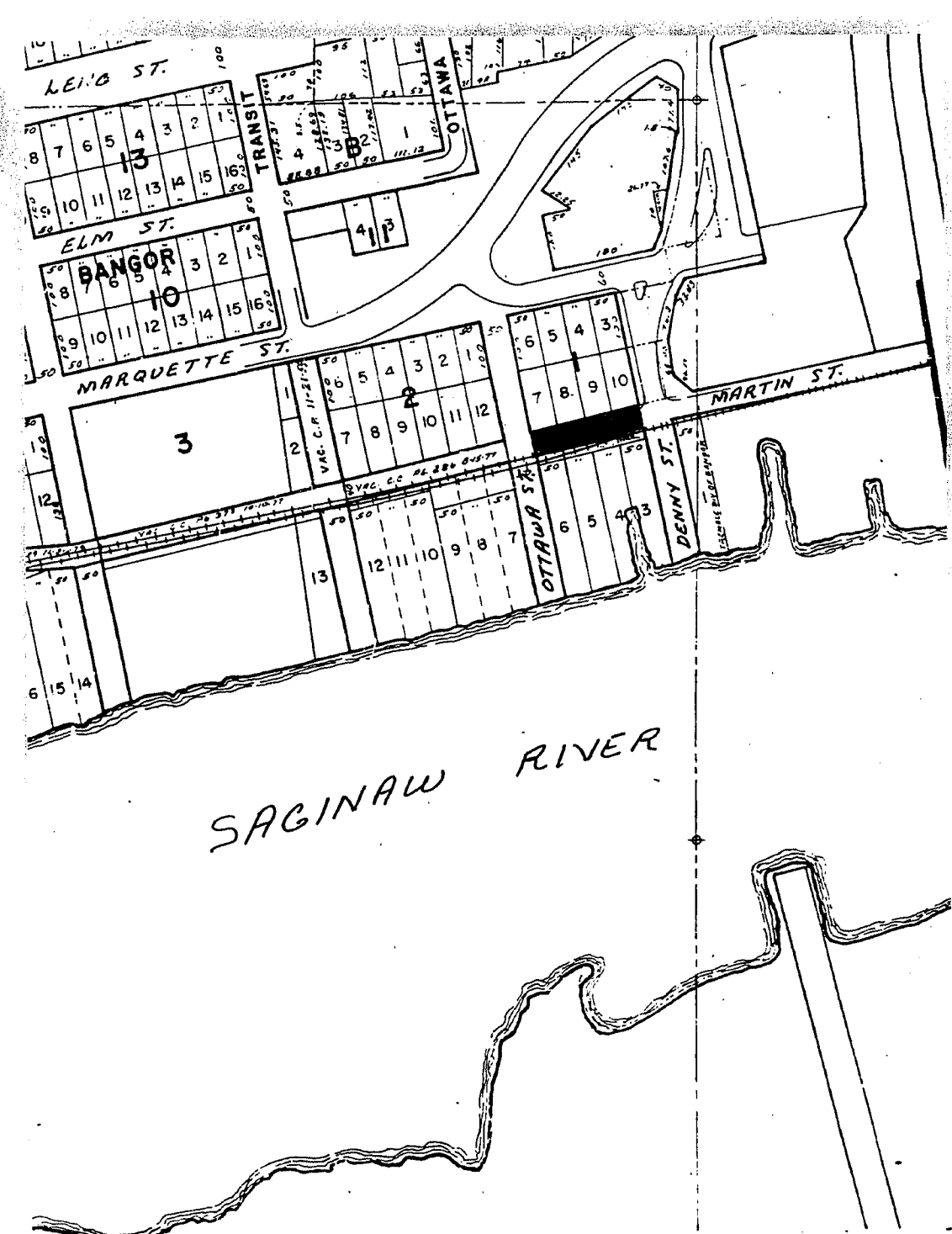
STATE OF MICHIGAN
COUNTY OF BAY
CITY OF BAY CITY

I, Walter Wozniak, Jr., 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 Bay City held December 29, 1980

with the original on file in this 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 5th day of January 19 81

SPECIAL ORDER
Of Commission as a Whole:
Whereas, the Planning Commission held a public hearing to consider vacating:
MARTIN STREET between the west line of Denny Street and the east line of Ottawa Street
Whereas, the Planning Commission recommended that same be closed and vacated, and
Whereas, a resolution was adopted by the City Commission on November 24, 1980, 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 December 4, 11, 18, and 25, 1980, relative to the aforesaid hearing and certified notices thereof having been mailed to the public utilities and abutting property owners, and
Whereas, a public hearing was held by the City Commission on December 29, 1980, relative to the aforesaid petition for said vacation,
Now, Therefore, Be It Resolved and Ordered, by the City Commission that: MARTIN STREET between the west line of Denny Street and the east line of Ottawa Street be and hereby is vacated with utility easements being retained and with the condition that no large stone piles be placed upon said utility easement.
Rules Suspended
Commissioner: Kienbaum moved that rules be suspended to permit any interested persons in the audience to speak regarding the proposed street closing. There was no objection. No one appeared.
Commissioner: Kienbaum moved adoption of resolution.
Adopted by the following vote —
Yes: Commissioners Sullivan, Van Dervell, Snyder, Gieda, Tarkenton, Winters, Toth, Rhoda, Kienbaum, E.
No: None.





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JUL 26 1987

City of Bay City

301 WASHINGTON AVE.
BAY CITY, MICHIGAN 48706
AREA CODE 517 - 894-8200

July 14, 1987

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 closing Sophia Street from vacated Martin Street south to the west bank of the Saginaw River.

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
City Clerk

CMD/lw

Enclosures

NOTE: Street was vacated by Circuit Court Order March 9, 1987

CLB-3c

LIBER 1054 PAGE 115

6303A

06/04/87 OTHER

7.01

CITY OF BAY CITY, MICH.

OFFICE OF CITY CLERK

(AFFIDAVIT)

STATE OF MICHIGAN

COUNTY OF BAY
CITY OF BAY CITY

12459
14310

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 May 18, 1987

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

22nd day of May 19 87

Connie M. Deford
Connie M. Deford City Clerk

JUN 4 2 07 PM '87
RECEIVED
BAY COUNTY, MICHIGAN

RECORDED



12459
14310

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City of Bay City

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22nd day of May 19 87

Connie M. Deford
Connie M. Deford City Clerk

JUN 4 2 07 PM '87
RECEIVED
BAY CITY, MICHIGAN

RECORDED

Of the City Manager and Planning Director:

On August 20, 1986, the Bay City Planning Commission held a public hearing on the request of City staff to close Sophia Street from vacated Martin Street south to the west bank of the Saginaw River. Inasmuch as all streets leading to a river must be vacated in accordance with state law, the vacation request was filed with the Circuit Court for the County of Bay and the Court ordered the said vacation on March 9, 1987.

In reviewing the file on the street closing, it is our recommendation that to avoid any confusion in the future relative to the street closing and due to the fact that there is a storm sewer in the area, that the attached resolution be approved:

Of the Commission as a Whole:

Whereas, the Planning Commission held a public hearing to consider vacating Sophia Street south of vacated Martin Street and north of the west bank of the Saginaw River; and,

Whereas, the Planning Commission recommended that same be closed and vacated; and,

Whereas, a hearing was held in the Circuit Court for the County of Bay on the question to vacate said street; and,

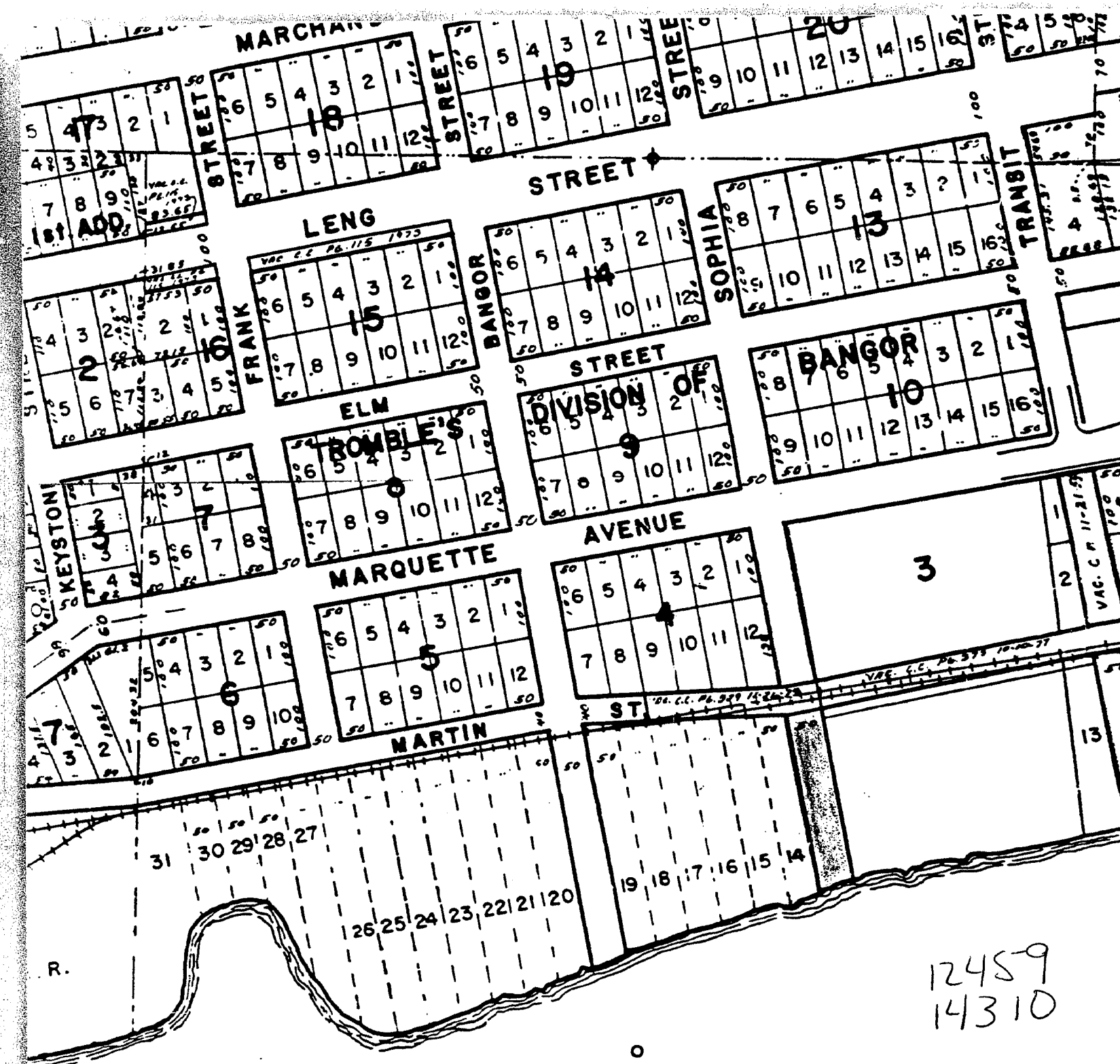
Whereas, the Court ordered Sophia Street south of vacated Martin Street and north of the west bank of the Saginaw River vacated on March 9, 1987;

Now, Therefore, Be It Resolved And Ordered, by the City Commission that: Sophia Street south of vacated Martin Street and north of the west bank of the Saginaw River be and hereby is vacated with the City of Bay City retaining electric, water, sewer and other utility easements therein for the purpose of constructing, operating and maintaining said utilities together with the right of access for purposes of inspecting, repairing and maintaining said easements. Pursuant to said right of access, a restriction is placed upon said property prohibiting the construction or maintenance of any building or structure, or the storage or placement of any materials or any other items that may interfere with the above mentioned easement and right of access to said utilities by the City of Bay City. Said easements and right of access shall be for the benefit of the City of Bay City, its successors, assigns and representatives.

Commissioner Kienbaum moved to allow public input. There was no objection. No one appeared.

Commissioner Kienbaum moved adoption of resolution.

Adopted by the following vote —
Yes. Commissioners Feinman, Eberhard, Breternitz, Kozicki, Martindale, Hutter, LeFevre. Kienbaum, S.
No. None.

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STREET VACATION:
Vacate Sophia Street between
vacated Martin Street and the
Saginaw River.
Tremble's Division of Bangor
Staff recommendation.

Of the City Manager and Planning Director:

On August 20, 1986, the Bay City Planning Commission held a public hearing on the request of City staff to close Sophia Street from vacated Martin Street south to the west bank of the Saginaw River. Inasmuch as all streets leading to a river must be vacated in accordance with state law, the vacation request was filed with the Circuit Court for the County of Bay and the Court ordered the said vacation on March 9, 1987.

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Whereas, the Planning Commission recommended that same be closed and vacated; and,

Whereas, a hearing was held in the Circuit Court for the County of Bay on the question to vacate said street; and,

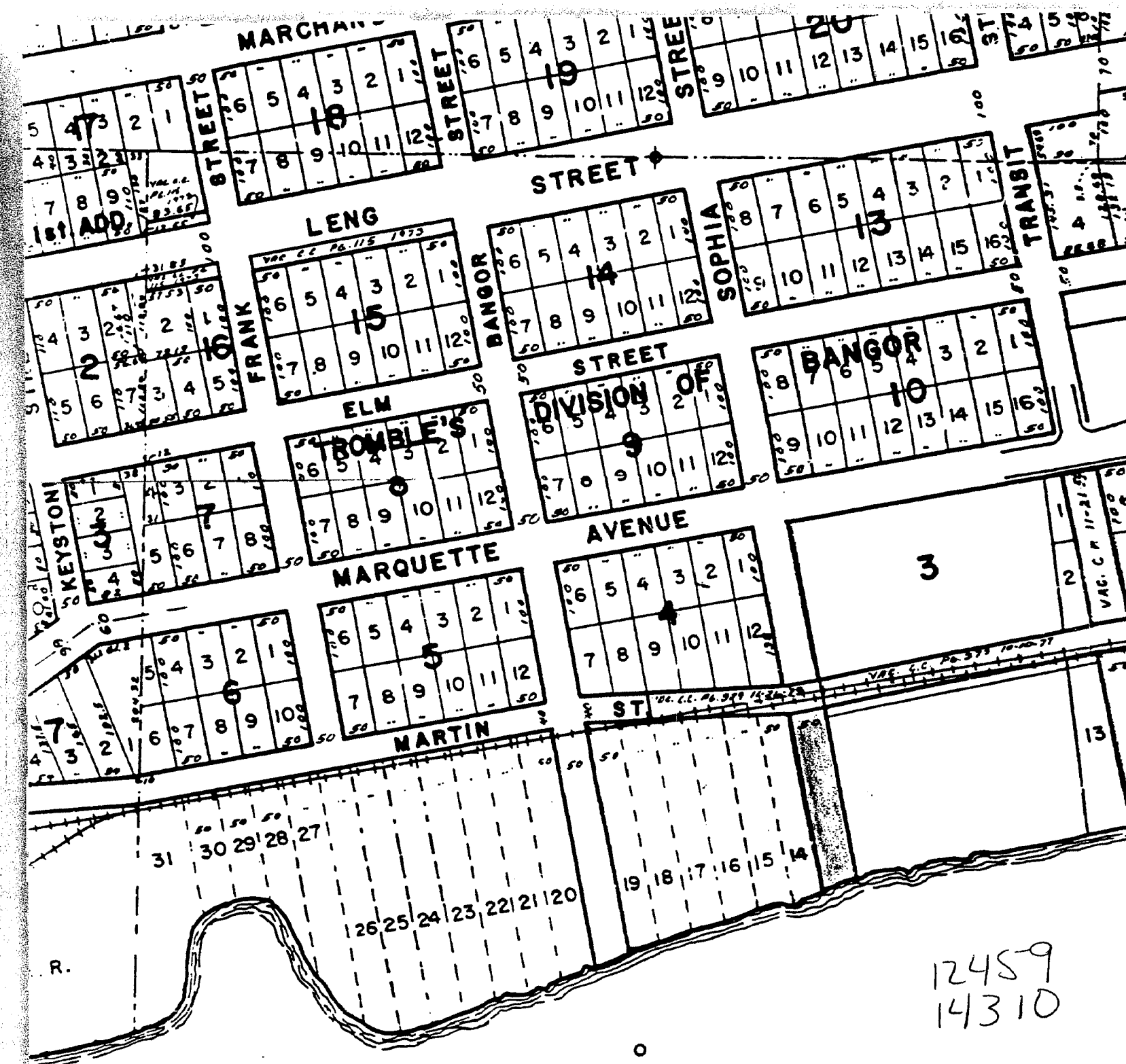
Whereas, the Court ordered Sophia Street south of vacated Martin Street and north of the west bank of the Saginaw River vacated on March 9, 1987;

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Adopted by the following vote —
Yes, Commissioners Feinman, Eberhard, Breternutz, Kozicki, Martindale, Hutter, Lefevre, Kienbaum, 8.
No, None.

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STREET VACATION:
Vacate Sophia Street between
vacated Martin Street and the
Saginaw River.
Tremble's Division of Bangor
Staff recommendation.

12459
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CITY OF BAY CITY, MICH.
OFFICE OF CITY CLERK

(AFFIDAVIT)

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STATE OF MICHIGAN

COUNTY OF BAY

CITY OF BAY CITY

Emin M. Nering
REGISTER OF DEEDS
BAY COUNTY, MICH.Bay
12459
14310I, Walter Wozniak, Jr. 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 Bay City City Commission held
April 23, 1973

with the original on file in this 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

2nd day of May 19 73

Walter Wozniak Jr.
 City Clerk

SPECIAL ORDER

The following resolution was presented at the regular meeting of the City Commission held April 16, 1973 and was referred to the regular meeting to be held April 23, 1973 for adoption.

Of Commission as a Whole:

Whereas, First Central Mortgage Corporation on December 11, 1972, petitioned this commission to vacate the south 20 feet of Leng Street between Bangor and Frank Streets, and

Whereas, the Planning Commission recommended that same together with additional portions of Leng

Street be closed and vacated all of which will be hereinafter described, and

Whereas, it appears that the closing and vacating thereof would constitute an improvement and advantage to both the city and the adjacent property owners, and

Whereas, a resolution was adopted by the city commission on March 9, 1973, ordering publication of notices and holding of a hearing, said notices having been published in the Bay City Democrat, the official newspaper of the City of Bay City, on March 22, 29, April 5 and 12, 1973, relative to the aforesaid hearing and certified notice thereof having been mailed to the railroads and public utilities and to the abutting property owners, and

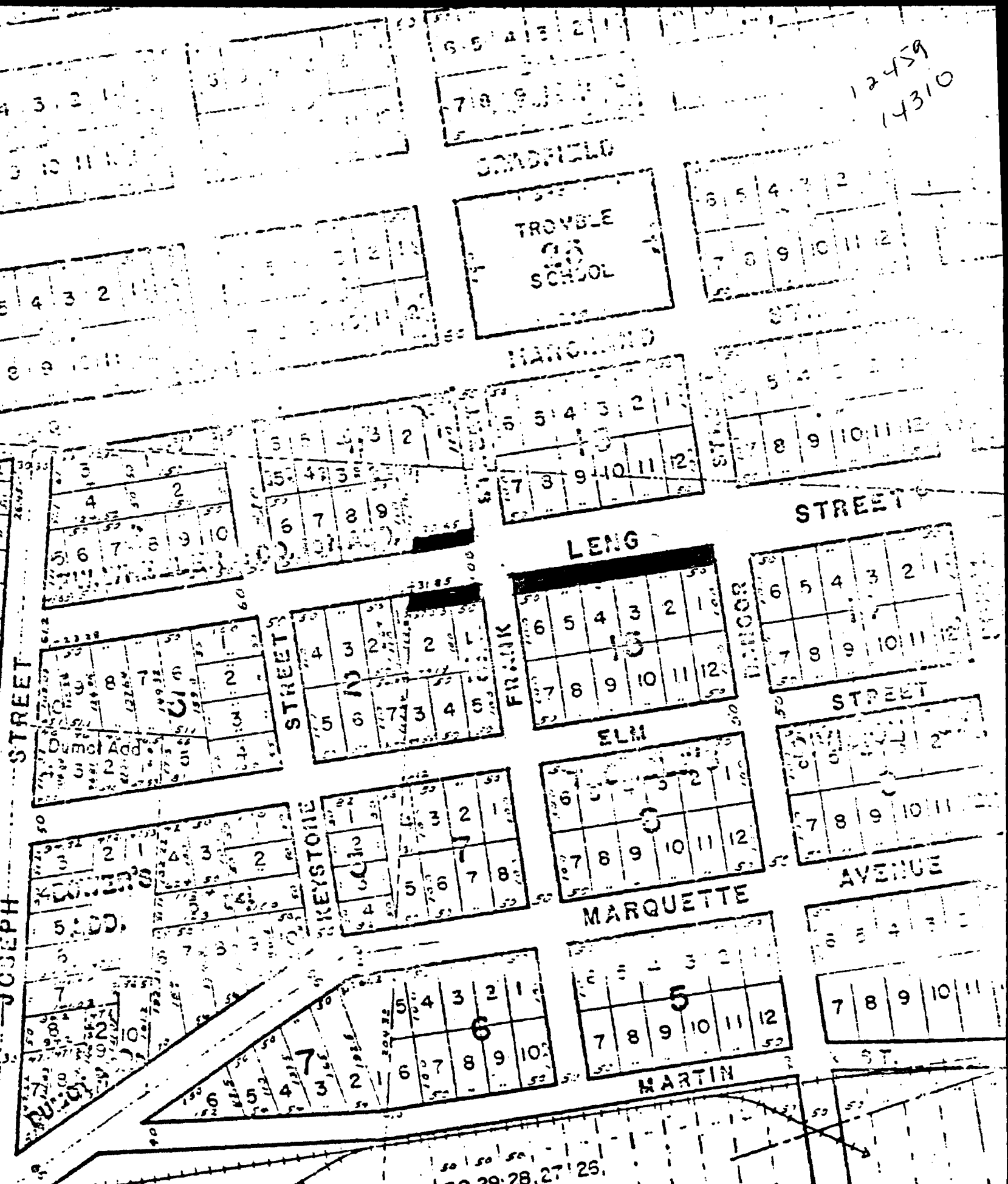
Whereas, a public hearing was held by the city commission on April 16, 1973, relative to the aforesaid petition for said vacation,

Now, Therefore, Be It Resolved and Ordered, by the city commission that the south twenty (20) feet of Leng Street between Frank Street and Bangor Street and a portion of Leng Street between Keystone and Frank Street north of Lots 1 and 2, Block 16, Tromble's Div. of Bangor, said area being about 20 ft. wide north and south and 107.53 ft. long east and west; and a portion of Leng Street between Frank and Keystone St. south of a parcel of property described as "Beginning at the north-west corner of Leng and Frank Sts., th N'y on Frank St. 100.10 ft., th W on E & E & W 1/4 line 68 ft., th S 105 ft to point 83.65 ft. W'y of beginning, th E'y to beginning, part of Lot 1, Sec. 16, T14N R5E", commonly known as 911 Leng St., said portion of Leng St. being about 20 ft. wide and 84 ft. long be and the same is hereby closed and vacated with the city reserving unto itself

all public utility rights and an easement for public utilities and on condition that no permanent structures be constructed within the area and further that any fences erected be removed at the owners' expense if and when ordered by the city.

Commissioner Voisine moved for adoption of the resolution. Adopted unanimously.





Petition to close part of Perry St
9th ward



12459
14310
CITY OF BAY CITY

BAY CITY, MICHIGAN 48706

Area Code 517 893.7511

May 7, 1973

Department of Treasury
Bureau of Local Government Services
2nd Floor, Treasury Building
Lansing, Michigan 48922

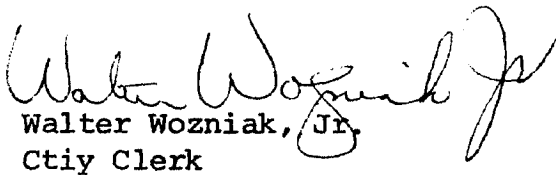
Gentlemen:

Pursuant to Section 256 of the new Subdivision Act of 1967 (Public Act 288) we hereby submit a certified copy of the resolution vacating the south twenty (20) feet of Leng Street between Frank Street and Bangor Street and a portion of Leng Street between Keystone and Frank Street north of Lots 1 and 2, Block 16, Tromble's Div. of Bangor, said area being about 20 ft. wide north and south and 107.53 ft. long east and west; and a portion of Leng Street between Frank and Keystone St. Same was recorded with the Register of Deeds.

Attached is also a sketch from the Planning Office, which identifies the area affected.

Yours very truly,

CITY OF BAY CITY


Walter Wozniak, Jr.
City Clerk

WW:pc

Enclosures: Affidavit and Sketch