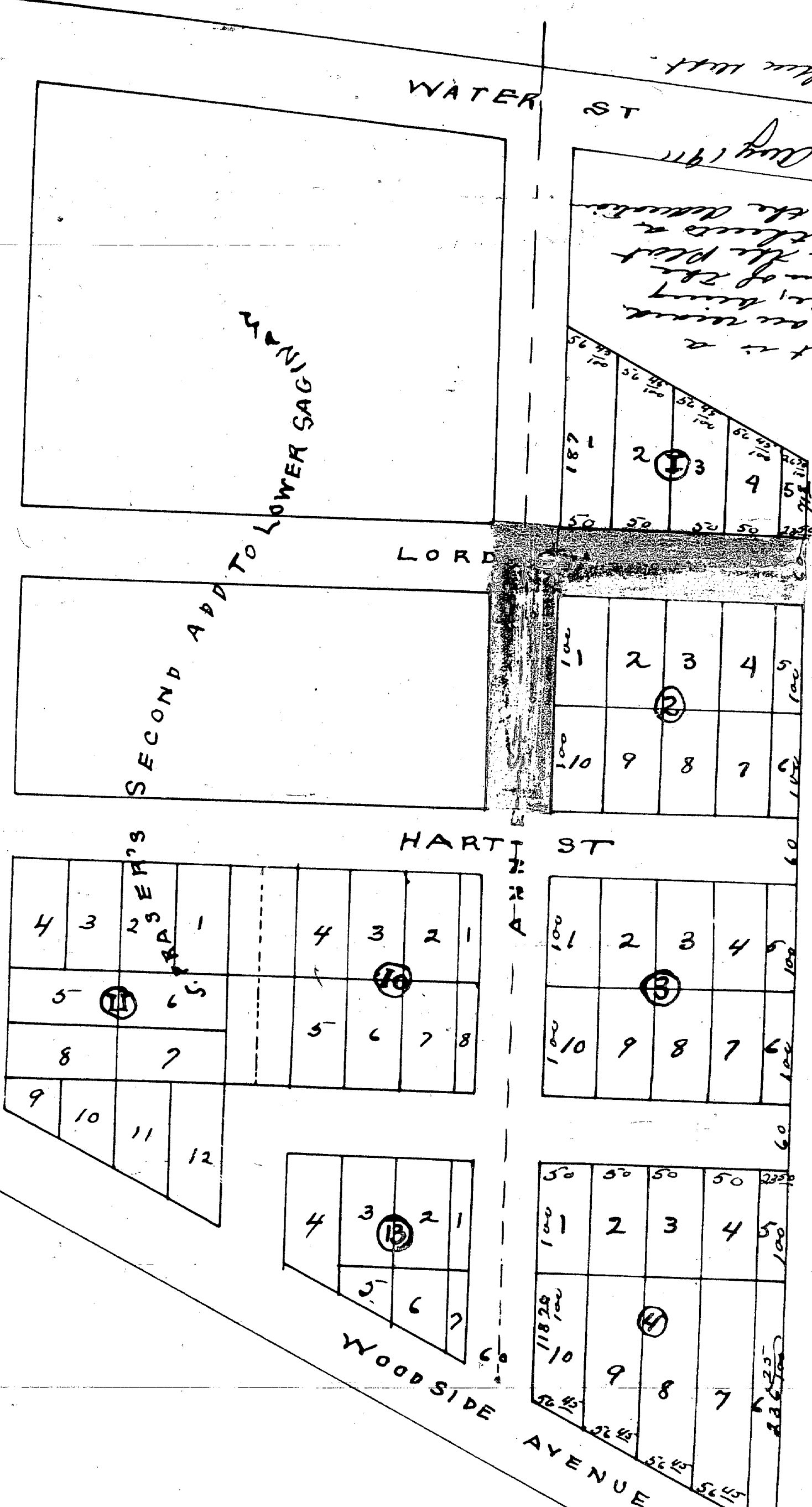


SCALE 100 FEET TO 1 IN 1 CM

SCALE 100 FEET TO 1 IN 1 CM

[illegible]

State of Michigan } Q - the 7th day of May A.D. 1870 personally appeared before me a Notary Public
County of Washtenaw } S. and for that purpose then present to me persons to see the same, first note,
made the said advertisement of said advertisement, that it is a mortgage, and he made the other
party and that and that the said the name for all purpose of saying out a judgment, cause the
Q. & the Court addition to say it; and for no other purpose than to - maintain and the position
of Chapter 88 of the Compiled Laws of the State of Michigan - and the Courtment there and the way,
was made for the purpose of saying the mortgage and making to have appeared, and that also is - his
name put out and that and that of course he was making to be a mortgage on a person known to
before me the 7th day of May A.D. 1870 at Bay City, Co. of Bay County & thence, Notary Public Bay City

State of Indiana } We the undersigned do hereby solemnly & that we are the members of the Lane
County of Ind. } Association in the above named Plot and that we cannot leave the title of the
County of Ind. } Association to make the above named Plot of a subdivision
called Q. 7 M. Lane Association to any City for the purpose of carrying out their subdivision according
to the provisions of Chapter 15 of the Compiled Laws of the State of Indiana and the amendments thereto
and that the said Lane Association has the purpose of carrying out said division according to the
said that no other purpose whatever and that the said Lane Association does not own land or real estate.
and that the same fact are recited. El. Indian Village where we have houses and real estate.
This 24th day of May. A.D. 1870 N. P. Lane Vice President
Lane 7th District Q. 7 Lane (41)
Lane 7th District Q. 7 Lane (42)
Lane 7th District Q. 7 Lane (43)

State of Michigan } On the 24th day of May A.D. 1870 personally appeared
County of Washtenaw } before me the undersigned a Notary Public in and for the State of Michigan
for said County of Washtenaw } Henry F. Davis & John F. Davis & John F. Davis
} (25)

[illegible]

Regulation office } Because her recast will occasion
 } 35th day of November A.D. 1870
 Bay County }
 as I attach a me. J. O. Hodge. Hyattsville

CITY OF BAY CITY, MICH.
OFFICE OF CITY CLERK
(AFFIDAVIT)

STATE OF MICHIGAN
COUNTY OF BAY
CITY OF BAY CITY

I, James H. Gates

Clerk of the City of Bay

City, County and State aforesaid, Do hereby Certify, that I have compared the
annexed excerpt from the City Commission proceedings of the regular meeting
held March 29, 1965

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

23rd day of August 19 66

James H. Gates
City Clerk

CATSMAN CO.

SPECIAL ORDER

Of Commission as a Whole:
Whereas, the General Motors
Corporation on January 25, 1965
(see Commission Proceedings,
page 11), petitioned this Com-
mission to vacate certain streets
and an alley as set forth in said
petition;

And Whereas, the Planning
Commission, after due notice,
held a public hearing on said
petition and after due considera-
tion filed its report with the City
Commission recommending the
closing and vacation of said
streets and alley on certain con-
ditions (see Commission Pro-
ceedings of February 22, 1965,
pages 25-36);

And Whereas, at said session
the City Commission referred
said petition to the City Attorney
for further proceedings in ac-
cordance with the requirements
of the ordinance; and whereas
notice of a public hearing to be
held by the City Commission at
their regular session of March
29, 1965, was published in the
Bay City Times, a newspaper of
general circulation in Bay City,
on March 1, 8, 15, and 22, 1965;
and certified notice of said hear-
ing having been mailed to the
railroads and public utilities and
to the adjacent property owners,
as required by said ordinance;
and said hearing having been
held relative to the aforesaid
petition for the vacating of said
streets and alley; and the Com-
mission being fully informed in
the premises;

NOW, THEREFORE, BE IT
RESOLVED AND ORDERED,
That the City Commission finds
it in the best interest of the City
and to the public good that the
following streets and alley be
vacated, and said streets and
alley are hereby closed and va-
cated:

VANDUREN STREET, from
the north line of Woodside Ave-
nue to the west line of Lincoln
Avenue;

GRANT STREET, from the
north line of Woodside Ave-
nue to the south line of Fitz-
gerald Street;

SHERMAN STREET, from the
north line of Ketchum Street to
the south line of Fitzgerald
Street;

SHERIDAN STREET, from
the north line of Ketchum Street
to the south line of Fitzgerald
Street;

BIRNEY STREET, from the
north line of Fitzgerald Street
to the north line of Madison
Avenue;

N. MADISON AVENUE, from
the west line of Birney Street to
the west line of McLELLAN;

McLELLAN STREET, from
the north line of the alley in
Block 15 of Rose's Addition, ex-
tended westerly, to the north
line of vacated Water Street;

ALLEY running east and west
in block bounded by Madison,
Fitzgerald, Birney and McLELLAN
Streets, being Block 11, Rose's
Addition to Bay City.

BE IT FURTHER RE-
SOLVED AND ORDERED, That
on the following terms and con-
ditions:

1. Whereas, the continuation of
certain easements for a public
utility in and through a portion
of the streets is required for the
health, welfare, and safety of
the people of the City of Bay
City, the following easements
and rights of way are hereby
retained:

(a) An easement and right of
way of the City of Bay City for
a certain storm sewer now
located and situated in the way
of Birney Street and running to
the Saginaw River; any build-
ing to be erected in or along the
course of the vacated portion of
Birney Street to be constructed
in accordance with the plans
submitted to and approved by
the City; the City reserving the
right of rejection or to require
modifications, for sound engi-
neering reasons, for the purpose
of protecting and assuring the
continuation of said storm
sewer. The City further re-
serves the right to maintain, re-
pair, or replace said storm
sewer.

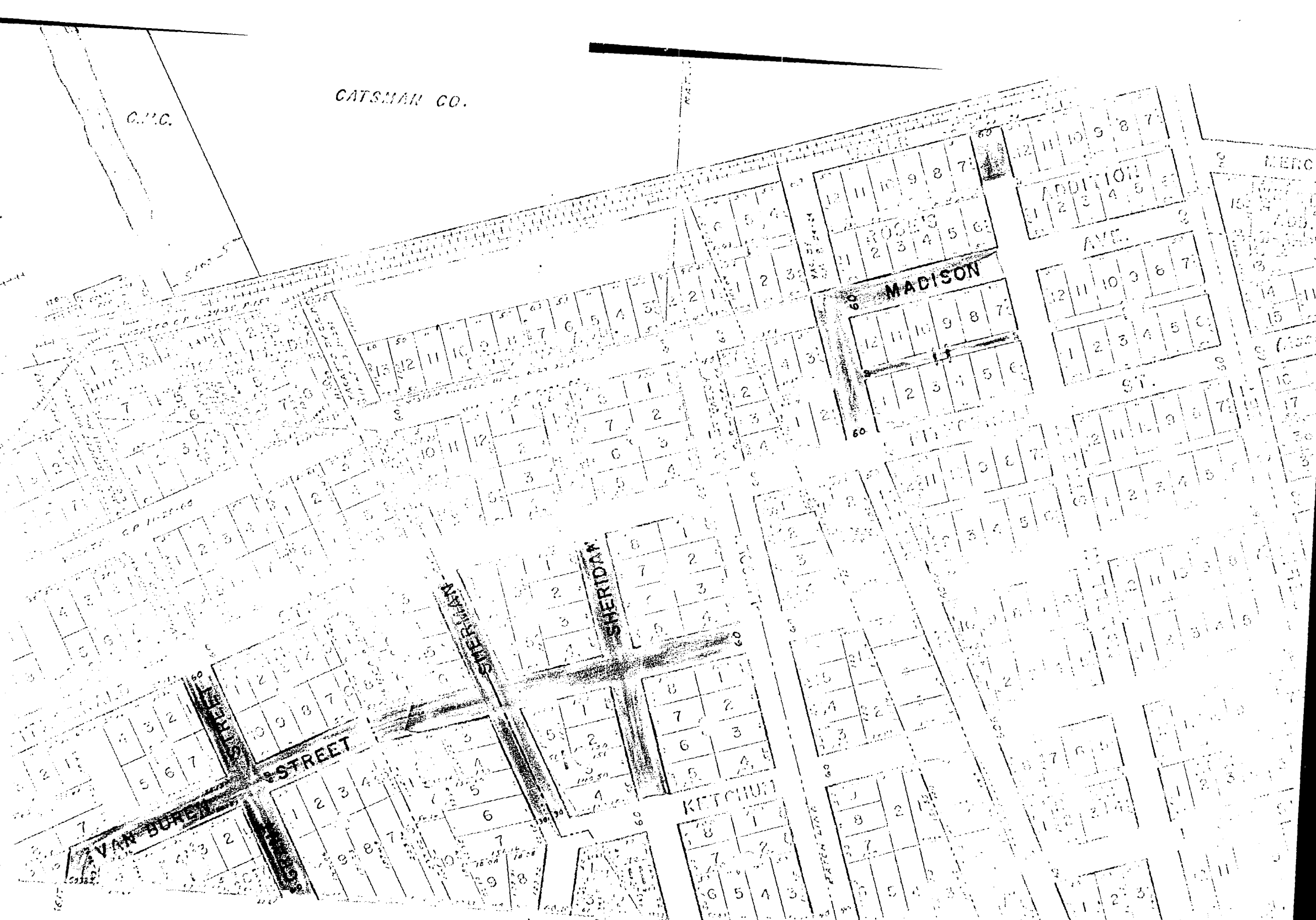
(b) An easement and right of
way of the City of Bay City for
a certain storm sewer as now
located and situated in the way
of Sherman Street and running
to the Saginaw River; any build-
ing to be erected in or along the
course of the vacated portion of
Sherman Street to be construct-
ed in accordance with the plans
submitted to and approved by
the City; the City reserving the
right of rejection or to require
modifications, for sound engi-
neering reasons, for the purpose
of protecting and assuring the
continuation of said storm
sewer. The City further re-
serves the right to maintain, re-
pair, or replace said storm
sewer.

(c) An easement and right of
way of the City of Bay City for
a certain combined sewer as
now located and situated in the
way of Grant Street between
Woodside and Fitzgerald; any
building to be erected in or
along the course of the vacated
portion of Grant Street to be
constructed in accordance with
the plans and specifications
therefor as submitted to and ap-
proved by the City, the City re-
serving the right of rejection or
to require modifications, for
sound engineering reasons, for
the purpose of protecting and
assuring the continuation of
said combined sewer. The City
further reserves the right to
maintain, repair, or replace
said combined sewer.

2. The balance of the public
easements for public utilities in
the way of said streets, includ-
ing the easements for tele-
phones, electrical, water, and
sewer facilities now installed,
are vacated and abandoned on
condition that the cost and ex-
pense of the relocation of said
existing facilities and of the
termination of service through
said facilities be borne by and
paid by the Petitioner for va-
cation to the owners of said
utilities.

BE IT FURTHER RE-
SOLVED AND ORDERED, That
upon said terms and conditions
being performed a certificate
of compliance be submitted to
this Commission and upon adop-
tion thereof said vacation be-
come absolute and effective
subject to the easement reser-
vations stated.

Commissioner Wylie moved
for suspension of rules to hear
any interested parties. Nobody
appearing in objection thereto,
Commissioner Wylie moved for
adoption of resolution.
Adopted unanimously.



CITY OF BAY CITY, MICH.
OFFICE OF CITY CLERK
(AFFIDAVIT)

STATE OF MICHIGAN

COUNTY OF BAY
CITY OF BAY CITY

I, James H. Gates

Clerk of the City of Bay

City, County and State aforesaid, Do hereby Certify, that I have compared the

annexed excerpt from City Commission proceedings of the regular meeting

held Monday, April 25, 1966

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

23rd day of August 19 66

James H. Gates
City Clerk
Deposited - 12310
James H. Gates - 11926 & 12317
A. F. McEwen's ldd. - 12611

of Commission as a Whole:

Whereas, the Planning Commission of the City of Bay City, on its own initiative, instituted proceedings regarding the vacation of FITZGERALD STREET from the easterly line of Crotty Avenue to the westerly line of Lincoln Avenue;

And Whereas, the Planning Commission, after due notice, held a public hearing on said proposed vacation and after due consideration filed its report with the City Commission recommending the closing and vacation of said street on certain conditions (See Commission Proceedings of March 21st, 1966, page 66-67);

And Whereas, at said session the City Commission referred said petition to the City Attorney for further proceedings in accordance with the requirements of the ordinance;

And Whereas, notice of a public hearing to be held by the City Commission at their regular session on April 25th, 1966, was published in the Bay City Times, a newspaper of general circulation in Bay City, on March 28 and April 4, 11, and 18, 1966; and notice of said hearing having been mailed to the railroad and public utilities and to adjacent property owners, and said hearing having been held relative to the aforesaid proposed street vacation; and the Commission being fully informed of the premises:

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, That the City Commission finds it in the best interest of the City and to the public good that the said FITZGERALD STREET from the easterly line of Crotty Avenue to the westerly line of Lincoln Avenue be and the same is hereby closed and vacated, ON THE FOLLOWING TERMS AND CONDITIONS: Public easements for public utilities in the way of said street, including easements for water and sewer facilities now installed, are vacated and abandoned on condition that the cost and expense of the relocation of said existing facilities and of the termination of service through said facilities be borne by and paid by the General Motors Corporation, owner of the abutting property on both sides of said Street, which has indicated its willingness to pay for said relocation and termination of service.

BE IT FURTHER RESOLVED AND ORDERED, That upon said terms and conditions being performed a certificate of compliance be submitted to this Commission and upon adoption thereof said vacation becomes absolute and effective.

Commissioner Wylie moved for adoption of resolution to close street.

Adopted unanimously.

