12793

Part I

Plat

of the

North 3/4 of the N.E.1/4 of the South W. 1/4 of Section No. 31.

Town VII N. Range XI W.

Kent County - Mich

The property of

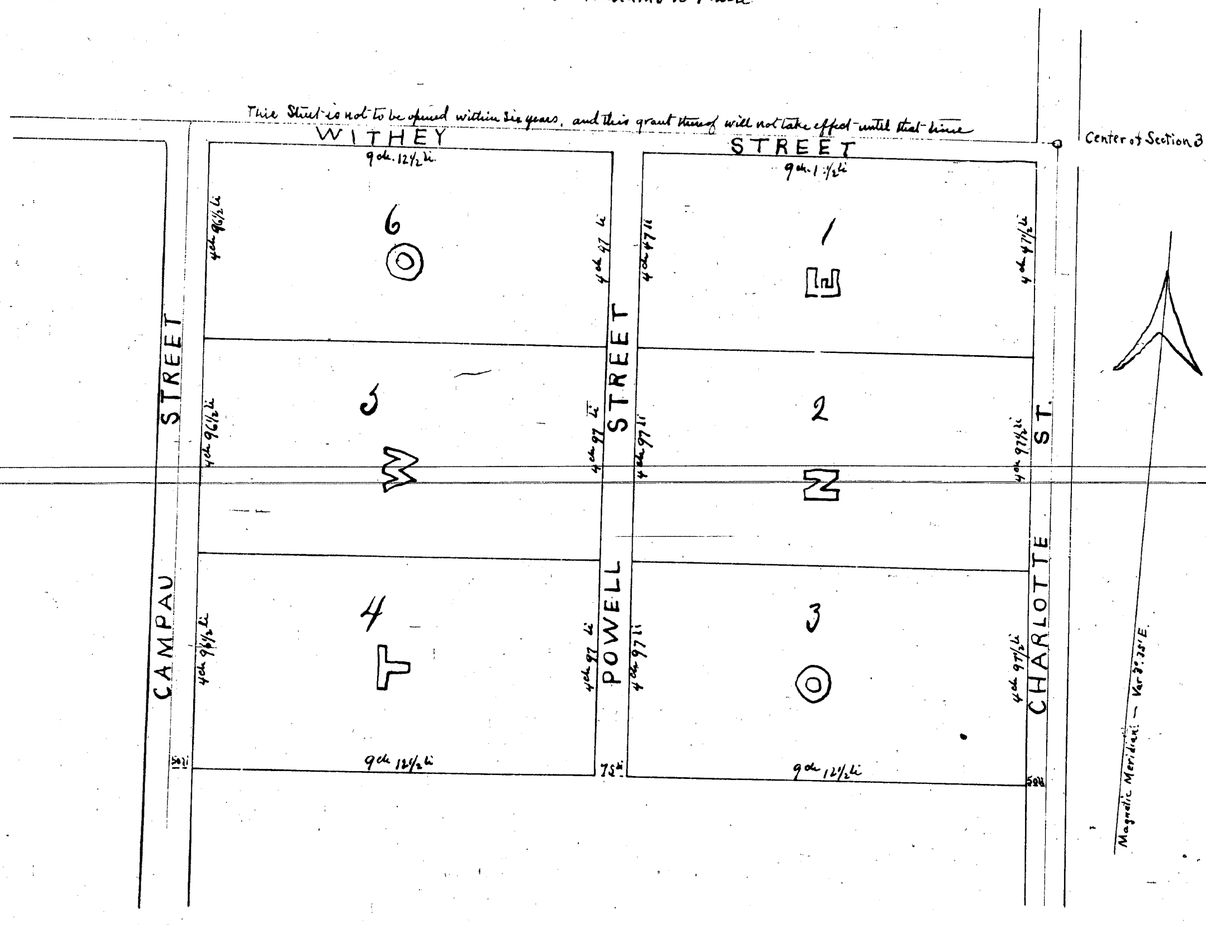
George Campau Esq

Kent County
Registers office ss
Recorded June 10th 1856 at
11 o'clk am in Liber No 6 of Deed on page 2
F. W. Worden
Register

Kent County
Registers office ss.
Recorded January 10th
1867 at 12 o'clk M. in Liber 1 of Plats on
page 75 as above
Wm G. Beckwith
Register

Surveyed and Drawn by Geo Gray, C. E. & Land Surveyor

Scale 2 1/2 Chains to 1 inch



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 certificate

Dated this 12th day of Jan 1910

Geo W Bennett

Clerk Aud. Gen's. Dept.

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Part 1st

State of Michigan } Be it remembered that the foregoing is a Plat of so much of the North East Quarter of the South West Quarter of Section No Thirty one (31) Town Seven
County of Kent } North of Range Eleven West (T. 7. N. R. 11 W.) in the County & State aforesaid as is bounded as followes, to wit: Beginning at the North East corner of said
tract being the center of said Section, thence West on the center line of said Section twenty chains to the West boundary of the East half of said quarter Section, thence on said West boundary
South fourteen chains eighty nine and one half links (14-89½) thence East twenty (20) chains to the North & South center line of said Section, thence North on said center line fourteen
chains ninety two and one half link (14.92½) to the beginning What is laid down as Withey Street is bounded as follows. Beginning at the center of said Section as aforesaid, thence
West to the West boundary of said tract on the center line of the Section, thence South fifty (50) links, thence East to the East boundary of said tract, thence North to the
beginning making said Street twenty chains long and fifty links wide. Said Withey Street is not to be opened as a public highway until the expiration of six
years from the date hereof What is laid down as Charlotte Street is bounded as followes, Beginning at the center of said Section, thence South on the center line of the
same to the South boundary of said tract thence East fifty links, thence North to the North boundary of said tract, thence East to the beginning, making said
Street fourteen chains ninety two and one half links long and fifty links wide What is laid down as Powell Street is bounded as follows. Beginning on the
North boundary of said tract at the distance of nine chains sixty two and one half links West from the center of said Section thence South to the South boundary of said tract parallel to
Charlotte Street, thence West seventy five links, thence North to the North boundary of said tract thence East to the beginning making said Street fourteen chains ninety one links (14-91) long & seventy five
links wide, What is laid down as Campau Street is bounded as follows beginning on the North boundary of said tract at the distance of nineteen chains & fifty links from the center of said Section
West thereon on the said East & West center line of said Section thence South to the South boundary of said tract, thence West fifty (50) links to the West boundary of said tract, thence with
boundary North to the North boundary of said tract, thence East to the beginning, making said Street fourteen chains eighty nine and one half links long & fifty links wide. The measurements of
said streets & of the said tract of land, and all the lots are in four pole chains & links or hundredths of a chain. The above described public grounds are all intended & set apart as streets that
designated as Withey street to be & have effect as such six years from hence & not before. The residue of said land above described as being platted & not herein set apart as publics
grounds, is laid out into Blocks & Lots, the Blocks are designated by the numbers one & two in large letters in the center of each block respectively. the lots are designated
by progressive numbers from one (1) to six (6) inclusive by figures placed near the center of each, The figures at the sides & ends of the lots designate their respective
length & width in four chains & links or one hundredths of such chains In witness whereof the Proprietor George Campau has on this thirty first day of
May in the year eighteen hundred & fifty six set his hand & seal

George his X Campau
mark
R. Wells witness

Signed Sealed & Delivered in presence of
R. Wells J. A. Powell.

State of Michigan } Be it remembered that on this twenty day of June in the Year of our Lord one thousand eight hundred & fifty six personally appeared before me a Notary Public for
County of Kent } said County the above named George Campau Proprietor of the land designated & engraved in the foregoing plat known to me to be the person named as
Proprietor in the same & who signed the above memorandum & acknowledged the foregoing plat to be by him made & that the foregoing written specification by him
signed described the land platted the streets with their boundaries courses & extent and all the lots are numbered progressively with their precise length & width
note 1 in figures on each lot, as is set forth in the above memorandum.

R Wells
Notary Public for Kent County Michigan

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STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF KENT

In the matter of the petition of The Board of Education of the City of Grand Rapids for vacation of part of Prospect Avenue located in George Campau's Plat, N. L. Avery's Addition, and Houseman's Subdivision, City of Grand Rapids, Kent County, Michigan.

No. 12238

ORDER AND JUDGMENT VACATING PART OF PROSPECT AVENUE, CITY OF GRAND RAPIDS, KENT COUNTY, MICHIGAN

At a session of said court held in the Hall of Justice in the City of Grand Rapids in said County on the 24th day of March, 1972.

PRESENT: HON. John T. Letts, Circuit Judge

A hearing on this cause was adjourned to today, Friday, March 24, 1972, by Order of the court on February 18, 1972.

Testimony has been taken in support of the application of the petitioner, The Board of Education of the City of Grand Rapids, for vacation of part of Prospect Avenue located in George Campau's Plat, N. L. Avery's Addition and Houseman's Subdivision, all in the City of Grand Rapids, Kent County, Michigan, and more specifically described hereinafter. It appearing to the court that petitioner has produced satisfactory evidence that the various notices required by statute have been given to all interested parties, that a number of the interested parties have entered their appearances herein consenting to the granting of the petition, subject to certain conditions which have been complied with by petitioner, and a Proof of Service has been filed indicating that all interested parties have been served, and Proof of Publication

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being on file, and it further appearing that the State Treasurer has been made a party hereto and that the Attorney General has appeared for and on behalf of the State Treasurer and consented to the granting of the petition. It further appearing that the petitioner is the owner of all the lots or parcels of land included within or abutting upon the land described in the petition which is sought to be vacated. It further appearing that the City Attorney has appeared herein on behalf of the City of Grand Rapids, the Mayor and the City Planning Commission and consented to the granting of the petition subject to certain conditions which are agreeable to petitioner, and that the Consumers Power Company, the Michigan Bell Telephone Company, Michigan Consolidated Gas Company, the Department of State Highways, and the Kent County Drain Commissioner have indicated either by formal appearance or by letter that they have no objection to the granting of the relief prayed for providing certain conditions are complied with which are agreeable to petitioner. It further appears that the Kent County Road Commission has not responded to the notice served upon it, but it appears it has no interest in the matter since the street is located entirely within the City of Grand Rapids and is subject to the jurisdiction of the City of Grand Rapids, not the Kent County Road Commission.

After due hearing, it satisfactorily appears to the court that the vacation of part of the said Prospect Avenue located within the plats and additions referred to aforesaid within the City of Grand Rapids, Kent County, Michigan, should be granted and that there are no valid objections by persons interested therein.

On motion of Roger D. Anderson, attorney for petitioner,

IT IS ORDERED and ADJUDGED that that part of Prospect Avenue located within George Campau's Plat, N. L. Avery's Addition, and Houseman's Subdivision, all in the City of Grand Rapids, Kent County, Michigan,

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between Delaware Street on the south and running 480 feet to the north, be and the same is hereby closed and vacated in accordance with the statute in such case made and provided, the legal description thereof being as follows:

> Beginning on the Northwest corner of Delaware Street and Prospect Avenue in the City of Grand Rapids, Kent County, Michigan, thence North along the West line of Prospect Avenue 480 feet, thence East 66 feet to the East line of Prospect Avenue, thence South 480 feet to the Northeast corner of Delaware Street and Prospect Avenue, thence West 66 feet to point of beginning, all in Geo. Campau's Plat, N. L. Avery's Addition and Houseman's Subdivision.

IT IS FURTHER ORDERED and ADJUDGED that the title to the said part of Prospect Avenue vacated as described in the previous paragraph vest in petitioner, The Board of Education of the City of Grand Rapids, since it is the owner of all the lots or parcels adjacent thereto, in accordance with and to the extent and in the manner provided by statute with reference thereto.

IT IS FURTHER ORDERED and ADJUDGED that the vacation of the said Prospect Avenue be and is hereby subject to the following:

1. An easement in favor of the City of Grand Rapids, 30 feet wide, with 15 feet on each side of the centerline of said vacated Prospect Avenue, said easement to be for repair, maintenance and installation of existing and future sanitary sewers and storm sewers.

2. That petitioner construct a cul-de-sac including necessary storm sewer and drainage facilities immediately north of the vacated portion of Prospect Avenue and that the existing intersection of Delaware Street be reconstructed and that said work be in accordance with the plans approved by the City Engineer and done under his supervision and the cost to be borne by the neighborhood park development.

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3. Conveyance and dedication for street purposes of a strip of land 90 feet long, north and south, and 15 feet wide, east and west, to be used as part of the cul-de-sac to be constructed as provided in the previous paragraph, said parcel to be from the East end of Lots 6, 11 and 14, Houseman's Subdivision of Lot 2, Block 1 of Geo. Campau's Plat.

4. That the existing watermain in Prospect Avenue be plugged immediately south of the proposed cul-de-sac and immediately north of the existing hydrant north of Delaware Street which shall remain a public hydrant, and that a meter pit be constructed so that if water is needed for sprinkling or irrigating of the proposed neighborhood park, connection can be made with the City water system where the water-main is plugged and that the cost of all such construction be borne by the neighborhood park development with the City Water Department performing all required work.

5. That the Grand Rapids Lighting Department be permitted to remove existing street lighting within the vacated Prospect Avenue and that the estimated cost of removal thereof of $500 be borne by the neighborhood park development.

6. An easement in favor of Consumers Power Company be reserved over and across the vacated Prospect Avenue to maintain, repair, replace, improve, serve and remove existing electric line facilities over and across that part of said Prospect Avenue so vacated.

7. That Michigan Consolidated Gas Company be permitted to remove its existing gas line within the vacated Prospect Avenue and that the estimated cost of removal thereof of $353.28 be borne by the neighborhood park development.

8. That an easement be reserved in favor of Michigan Bell Telephone Company to maintain existing facilities and to add additional facilities as needed.

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9. That petitioner barricade all intersections that abut street rights-of-way until such time as the construction of the proposed neighborhood park is commenced.

John T. Fetta
Circuit Judge

APPROVED AS TO FORM:

GEORGE O. WALTERS
City Attorney

By Phillip A. Balkema
Phillip A. Balkema
Assistant City Attorney

Examined, Countersigned & Entered
JACK BRONKEMA, CLERK
STANLEY E. NEUREITHER
Deputy Clerk

ATTEST: A TRUE COPY
JACK BRONKEMA, CLERK
Stanley E Neureither
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STATE OF MICHIGAN }
County of Kent }

I, JACK BRONKEMA, Clerk of the Circuit Court of said County of Kent do hereby certify that the above and foregoing is a true and correct transcript of "In the Matter of : Vacation of Part of Prospect Ave."
ORDER & JUDGMENT VACATING PART OF PROSPECT AVENUE, CITY OF GRAND RAPIDS, KENT COUNTY, MICHIGAN
Case # 12238
compared by me with the original, now on record in the offce of the Clerk of said County and Court, and of the whole of said original record.

In Testimony Whereof, I have hereunto set my hand and official seal at the City of Grand Rapids, in said county, this 24th day of March one thousand nine hundred and Seventy-Two

JACK BRONKEMA, Clerk

By Charles J. Zils Deputy
/Charles J. Zils

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