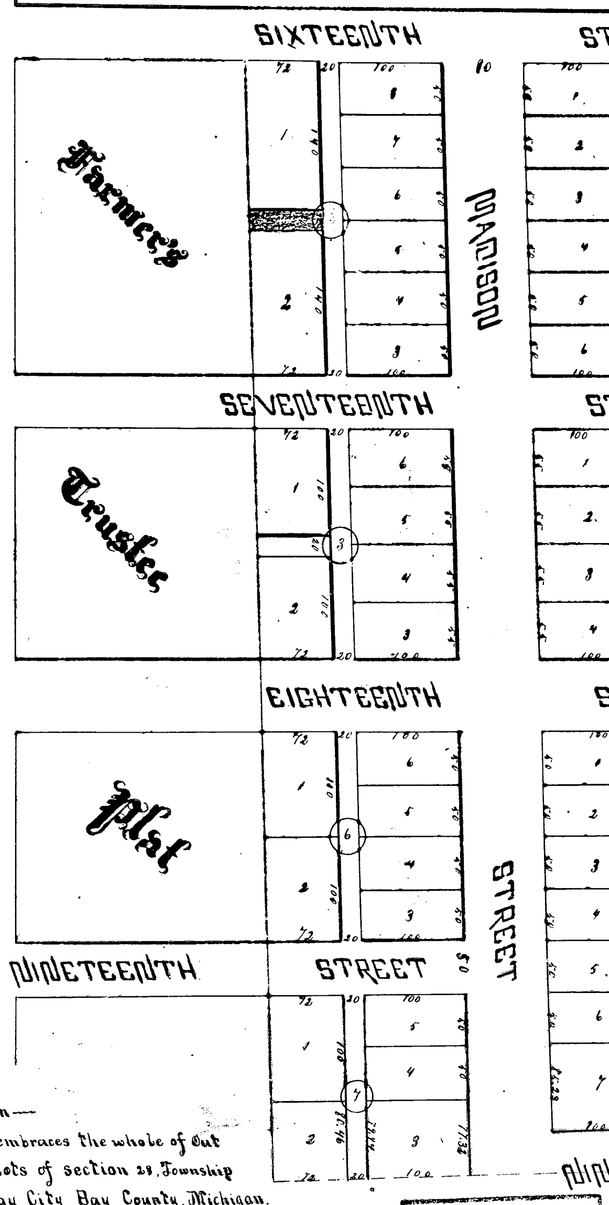
14254

RECEIVED AND FILED
In Auditor General's Office,
February 20. 1884
H. D. Pratt
Dep. Aud. Gen'l.

G. Turner, Bay City, Michigan, C. E. and S.

MAP OF
PHILLIP SIMON'S SUBDIVISION
Of Out Lot No. 4,
Of James Fraser's Out Lots,
Of Sec. 28, T. 14 N. R. 5 E.
Bay City Michigan.



—Certificate of Proprietress.—

Know all men by these presents that I, Carolina Simon, of Bay City, Bay County, Michigan, am the proprietress of the land embraced and described in this plat and that I caused said land to be surveyed and said map or plat to be made by George Turner, civil engineer and surveyor of Bay City, Bay County, Michigan, for the purpose of laying out said land into a subdivision, called Phillip Simon's Subdivision of out lot no 4 of James Fraser's out lots of section 28, Township no. 14 North, Range no. 5 East Bay City, Bay County, Michigan under and by virtue of Chapter 93 of the Compiled Laws of the State of Michigan and the Amendments thereto now in force and that I intend the same for the purposes and uses in said plat or map named, expressed and intended and for no other uses or purposes whatever and that the same is my own free act and deed. In testimony whereof I have hereunto set my hand and seal this 24th day of September A.D. 1888.

In presence of
Henry Kirchner
William Kirchner

State of Michigan } ss
County of Bay.
Be it remembered, that on this 24th day of September A.D. 1888 before me, a Notary Public in and for said County of Bay, personally appeared Carolina Simon, known to me to be the person who executed the foregoing acknowledgement of this plat and acknowledged the same to be her free act and deed.

Henry Kirchner L.S.
Notary Public.

—Certificate of Surveyor—

Know all men by these presents that I, George Turner, civil engineer and Surveyor of Bay City, Bay County, and State of Michigan, on the application and request of Carolina Simon, proprietress of the land described in this plat did, in the month of August A.D. 1888, survey and plat said land as it appears in said plat and that the same was my free act and deed and that this plat is correct to the best of my knowledge and belief. In testimony whereof I have hereunto set my hand and seal this 24th day of September A.D. 1888.

In presence of
Henry Kirchner
William Kirchner

George Turner L.S.
Surveyor and Engineer.

State of Michigan } ss
County of Bay.
On this 24th day of September A.D. 1888 before me, a Notary Public in and for said County personally appeared George Turner, Civil Engineer and Surveyor, known to me to be the same person described in the foregoing certificate and he acknowledged the same to be his free act and deed. In testimony whereof I have hereunto set my hand and affixed my seal this 24th day of September A.D. 1888.

Henry Kirchner L.S.
Notary Public.

—Description—

The land here platted embraces the whole of Out lot no. 4 of James Fraser's Out Lots of section 28, Township no. 14 North, Range no. 5 East, Bay City, Bay County, Michigan.

VACATED BY RESOLUTION OF CITY COMMON COUNCIL
NOV. 7, 1949
VOUCHER No. 327-47

State of Michigan } ss
County of Bay
We Wm. J. Beard Register of Deeds, and Geo. Turner Surveyor hereby certify that we have carefully compared the annexed Plat with the plat of Phillip Simons Subdivision of Out Lot No 4 of James Fraser's Out Lots of Sec. 28 T. 14 N. R. 5 E. Bay City Mich. now of Record in the Office of said Register of Deeds and it is a true Transcript there from and of the whole of such Record.

Wm. J. Beard L.S. Register of Deeds.
G. Turner L.S. Surveyor

Register's Office.
Bay County, Michigan.
Received,
at o'clock M. and recorded on page of Plat Book No.
L.S.
Register.

The plat of Phillip Simon's Subdivision of Out Lot No. 4 of James Fraser's Out Lots of section 28, Township 14 North, Range 5 East, Bay City, Bay County, Michigan, is approved by the Common Council of Bay City, Bay County, Michigan, this 25 day of November A.D. 1888.

Thomas H. Peabody L.S. Mayor.
Charles F. Ramsay L.S. Comptroller

14254

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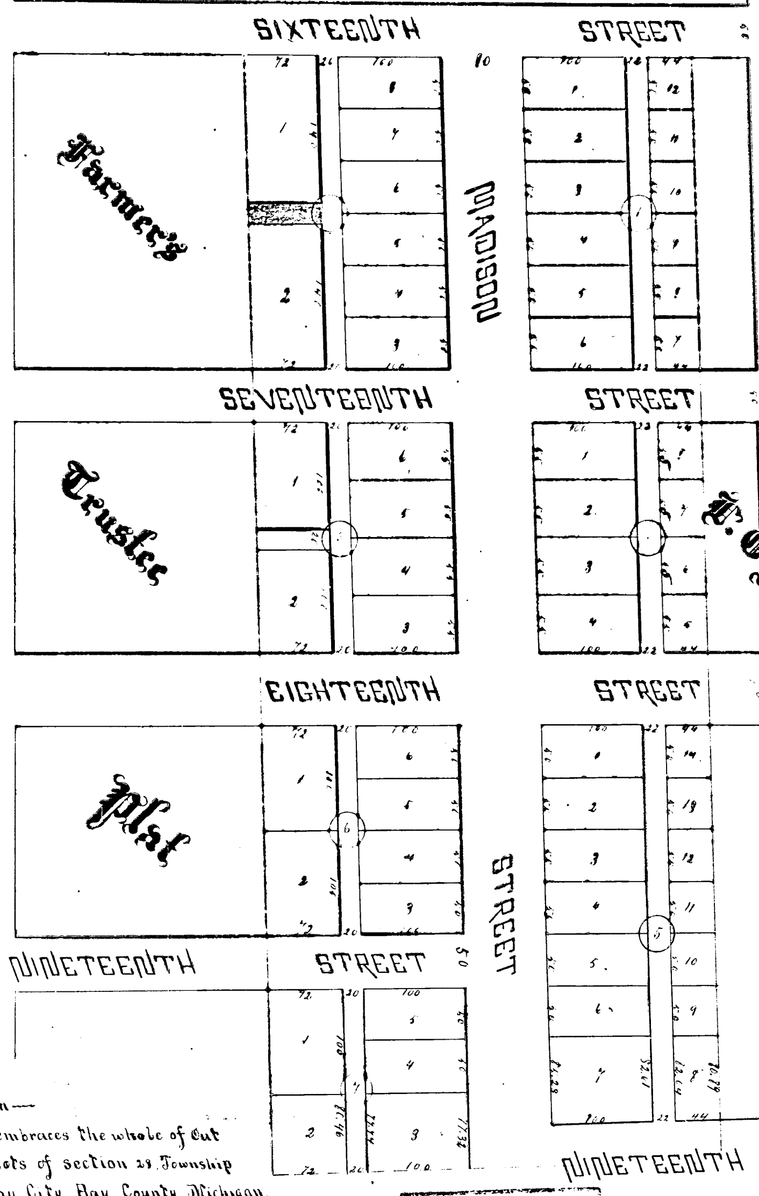
E. Turner, BAY CITY, MICHIGAN, C. and E.

MAP OF
PHILLIP SIMON'S SUBDIVISION
Of Out Lot No. 4,
Of James Fraser's Out Lots,
Of Sec. 28, T. 14 N. R. 5 E.
Bay City Michigan.

SCALE



—Certificate of Proprietress.—

Know all men by these presents that I, Caroline Simon, of Bay City, Bay County, Michigan, am the proprietress of the land embraced and described in this plat and that I caused said land to be surveyed and said map or plat to be made by George Turner, civil engineer and surveyor of Bay City, Bay County, Michigan, for the purpose of laying out said land into a subdivision, called Phillip Simon's Subdivision of Out Lot No 4 of James Fraser's out lots of section 28, Township No 14 North, Range no 5 East Bay City, Bay County, Michigan under and by virtue of Chapter 83 of the Compiled Laws of the State of Michigan and the Amendments thereto now in force and that I intend the same for the purposes and uses in said plat or map named, expressed and intended and for no other uses or purposes whatever and that the same is my own free act and deed. In Testimony whereof I have hereunto set my hand and Seal this 24th day of September A.D. 1883.

In presence of
Henry Leidecker
William Leighton

Caroline Simon

State of Michigan } ss
County of Bay }

On this 24th day of September A.D. 1883 before me, a Notary Public in and for said County of Bay, personally appeared Caroline Simon, known to me to be the person who executed the foregoing acknowledgment of this plat and acknowledged the same to be her free act and deed.

Henry Leidecker U.S.
Notary Public.

—Certificate of Surveyor.—

Know all men by these presents that I, George Turner, civil engineer and Surveyor of Bay City, Bay County, and State of Michigan on the application and request of Caroline Simon, proprietress of the land described in this plat did in the month of August A.D. 1883, survey and plat said land as it appears in said plat and that the same was my free act and deed and that this plat is correct to the best of my knowledge and belief. In testimony whereof I have hereunto set my hand and seal this 24th day of September A.D. 1883.

In presence of
Henry Leidecker
William Leighton

George Turner U.S.
Surveyor and Engineer.

State of Michigan } ss
County of Bay }

On this 24th day of September A.D. 1883 before me, a Notary Public in and for said County personally appeared George Turner, Civil Engineer and Surveyor, known to me to be the same person described in the foregoing certificate and he acknowledged the same to be his free act and deed. In testimony whereof I have hereunto set my hand and affixed my seal this 24th day of September A.D. 1883.

Henry Leidecker U.S.
Notary Public.

—Description—

The land here platted embraces the whole of Out lot no. 4 of James Fraser's Out Lots of section 28 Township no. 14 North, Range no. 5 East, Bay City Bay County, Michigan.

VACATED BY RESOLUTION OF [illegible]

State of Michigan } ss
County of Bay }

We W. H. Beard Register of Deeds and Geo. Turner Surveyor hereby certify that we have carefully compared the annexed Plat with the plat of Phillip Simons Subdivision of Out Lot No 4 of James Fraser's Out Lots of Sec. 28 T. 14 N. R. 5 E. Bay City Mich. now of Record in the Office of said Register of Deeds and it is a true Transcript therefrom and of the whole of such Record.

W. H. Beard L.S. Register of Deeds.
Geo. Turner L.S. Surveyor

Register's Office.
Bay County, Michigan.
Received,
at o'clock M. and recorded on page of Plat Book No.

L.S.
Register.

The plat of Phillip Simon's Subdivision of Out Lot No. 4 of James Fraser's Out Lots of section 28, Township 14 North, Range 5 East, Bay City Bay County, Michigan, is approved by the Common Council of Bay City, Bay County, Michigan this 26th day of November A.D. 1883.

Thomas A. Wadsworth L.S. Mayor.
Charles A. Seaman L.S. Comptroller

1454

CITY OF BAY CITY

BAY CITY, MICHIGAN 48706

Area Code 517 893-7511

November 7, 1980

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 267 (Public Act 288), we hereby submit a certified copy of the resolution vacating the N/S alley and the East 50 feet of the E/W alley in the east half of the block bounded by 17th, 18th, Madison and Fitzhugh Streets. The alley is located in Phillip Simons Sub of Out Lot 4 of James Fraser's out lots, also, the Village of Portsmouth.

A sketch from the Planning office which identifies the area is also herewith attached.

Yours very truly,

CITY OF BAY CITY

Walter Wozniak, Jr.
City Clerk

WW:ve

enc.

XX-7

CLB-3c

CITY OF BAY CITY, MICH.
LIBER 893 PAGE 814 OFFICE OF CITY CLERK
(AFFIDAVIT)

STATE OF MICHIGAN
COUNTY OF BAY
CITY OF BAY CITY

TO CORRECT PROPERTY DESCRIPTION LANGUAGE IN AFFIDAVIT FILED SEPTEMBER 16, 1980.

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 September 8, 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

17th day of September 19 80

Walter Wozniak, Jr.

Of Commission as a Whole:

Whereas, the Planning Commission held a public hearing to consider vacating the N/S alley and the East 50 feet of the E/W alley in the east half of the block bounded by 17th, 18th, Madison and Fitzhugh, and

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

Whereas, a resolution was adopted by the City Commission on July 28, 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 August 14, 21, 28 and September 4, 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 September 8, 1980, relative to the aforesaid petition for said vacation,

Now, Therefore, Be It Resolved and Ordered, by the City Commission that:

The north-south alley and east 50 feet of the east-west alley in the east half of block bounded by 17th, 18th, Madison and Fitzhugh Streets

be and hereby is closed with all utility easements being retained and on condition that no permanent buildings or structures be erected. If fences are erected they must be designed to be readily removable and the cost of removing fences or other obstructions on the utility easement are the responsibility of the property owner and not the utility company.

Rules Suspended

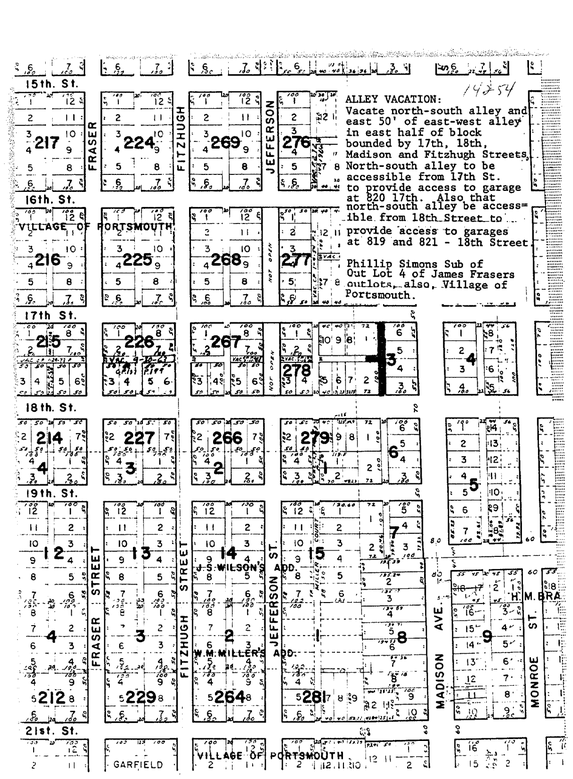
Commissioner Sullivan moved that rules be suspended and Public Hearing be held to permit interested parties to be heard. There was no objection.

Mrs. Delphine Kolat, 820 - 17th, requested that the alley be accessible for the first 50 feet to permit access to their garage and to provide access for Dorothy Hilderbrand and Michael Jatkowski. She requested that a sign be placed next to the utility pole indicating that the alley is closed both at 17th and 18th Streets.

Commissioner Gielda moved adoption of resolution including that the request of Mrs. Kolat be granted.

Adopted by the following vote :-
Yes, Commissioners Sullivan, VanDerwill, Snyder, Gielda, Winters, Toth, Buda, Kienbaum, 8.
No, None.

1454



ALLEY VACATION:
Vacate north-south alley and east 50' of east-west alley in east half of block bounded by 17th, 18th, Madison and Fitzhugh Streets. North-south alley to be accessible from 17th St. to provide access to garage at 820 17th. Also that north-south alley be accessible from 18th Street to provide access to garages at 819 and 821 - 18th Street

Phillip Simons Sub of Out Lot 4 of James Frasers outlots, also, Village of Portsmouth.

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