File No. 467 Continued.

ment to work on Sunday in case of a snow storm. A great deal more could be accomplished on Sunday than on any other day, and I would respectfully request you to inform me whether there is any law preventing me from working the men on Sunday in case of necessity.

Very truly yours,

(Signed) J. L. Wickes,

Commissioner.

File No. 467.

LAW DEPARTMENT.

Baltimore, November 4, 1903.

Hon. W. Cabell Bruce,

City Solicitor.

Dear Sir:-

711 Replying to the letter of November 30th from J. L. Wickes, Esq., Commissioner of Street Cleaning, asking whether there is any law preventing him from working his men on Sunday in case of necessity, I would say that there is no such law.

712 Section 247, of Article 27, of the Code of Public General Laws expressly recognizes the fact that works of necessity and charity can be lawfully performed on the Sabbath Day. There is no provision in the City Code prohibiting work of the character as contemplated by Mr. Wickes; on the contrary, one ordinance, relating to the removal of market refuse from Saturday markets, authorizes such removal to be made on Sunday.

713 I also question whether, in view of the language of Section 247, of Article 27, the Council could pass an ordinance preventing anyone from doing on Sunday works of necessity or charity. Consequently, I think it clear that Mr. Wickes can properly work his men on Sunday in cases of necessity. Of course, it should be a real work of necessity, and proper regard should be paid, I think, to public opinion.

Very truly yours,

(Signed) Edgar Allan Poe,

First Assistant City Solicitor.