File No. 2675 Continued.

OPINION.

me that if the drainage referred to in his previous letter is permitted to go down Callaway Avenue, it would have to go over private property before it would reach Williams Run; if this be the ease, of sourse, the Commissioner of Health would have no right to earry this plan into speration, as to do so would be benefitting the people of one neighborhood at the expense of creatin, a nuisance on the property of others, and this would, of course, be unwarranted.

If the Commissioner of Health cannot devise some plan whereby a nuisance will not be produced on private property, no other course will be open, but to remove the drainage by the sinking of wells as mentioned in his letter.

Very truly,

(Signed) Sylvan Hayes Lauchheimer,

Assistant City Solicitor.

File No. 2675.

LAW DEPARTMENT.

Baltimore. March 25, 1905.

James Bosley, M. D.,

Commissioner of Health.

Dear Sire

Replying to your favor of the 16th inst., with reference to the abatement of a muisance on Liberty Road in Forest Park, opposite or nearly opposite Callaway Avenue, I beg leave to enclose herewith a report on the subject dated the 25th inst., from Mr. Sylvan Hayes Lauchheimer, Assistant City Solicitor, to myself. I concur with the conclusion reached by Mr. Lauchheimer.

Truly yours,

(Signed) W. Cabell Bruce,
City Solieiter.

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