File No. 4732 Continued.

OPINION.

phone Company to supply a telephone service to Loch Raven, lake Roland, Hampden and Guilford Reservoirs, although those four stations are now on the Maryland Telephone municipal exchange. The four stations mentioned are not a part of the Maryland Telephone system, but belong to the City exclusively and are simply incorporated with the Maryland Telephone system by means of trunk lanes. Moreover, there is nothing in the contract now existing between the City and the Maryland Telephone Company prohibiting the City from making a contract for telephone service with the Chespeake and Potomac Telephone Company.

3568

I ascertained from Mr. Quick that the proposed arrangement with the Chesapeake and Potomac Telephone Company contemplates merely a connecting up with the Chesapeake and Potomac system the private wires of the City running to the four stations mentioned and does not in any way involve the use of the property of the Maryland Telephone Company. The Maryland Telephone Company has refused to put in repair the private wires of the City running to the four points mentioned and there is no appropriation by the City to repair the wires; and hence the service to those points is in a most deplorable condition.

3569

In view of the situation, I cannot see how the City would incur any liability to the Maryland Telephone Company by entering into the proposed contract with the Chesapeake and Patemac Telephone Company.

Very truly yours,

(Signed) Edgar Allan Poe, Deputy City Solicitor.

File No. 4732.

LAW DEPARTMENT.

Baltimore, June 22, 1906.

Alfred M. Quick, Esq., Water Engineer.

I reply to your letter of the 16th instant, by enchosing herewith a report dated the 22nd. inst. from Mr. Edgar Allan Poe,

3570