File No. 5260 Continued.

OPINION.

be borne by it, the said paving being between its tracks. I had occasion to examine this subject thoroughly about two years ago, and came to the conclusion that the expense should be borne by the Railroad Company. It seems to me that the City should take this stand until compelled to change it by the adjudication of a competent Court.

Very truly yours,

(Signed) Sylvan Hayes Lauchheimer,

Assistant City Solicitor.

File No. 5260.

LAW DEPARTMENT.

Baltimore. August 30, 1906.

George M. Boteler, Esq.,
Acting City Engineer,
City.

Dear Sir:-

3805

A farmer

I reply to your letter of the 24th inst., in which you ask me how far the United Railways Company may be responsible for the cost of paving the area between its new east rail and new west rail on Charles street, between Payette and Lombard streets. I advise you to claim on behalf of the city, that the cost of removing its tracks and of paving the area in question should be borne by it, (the Company).

Truly yours,

(Signed) W. Cabell Bruce,
City Solicitor.