

File No. 7958 Continued.

OPINION.

6123

Finally, if fifty dollars were correct, O'Connell's bid on this item alone would amount to \$113,850 which, I gather from Mr. Hendrick's letter, is beyond all relation to the cost of eight inch underdrain and would raise O'Connell's bid from the lowest to the highest.

It being, therefore, perfectly clear that the omission of the word "cents" after the written word "fifty", in Section 15 is a mere clerical oversight, entirely remedied, in my judgment, both by the numerals placed in the bid and by the other circumstances, I think that the mistake may be disregarded and that O'Connell's bid for eight inch underdrain may be regarded as fifty cents per linear foot.

In case the contract is awarded to O'Connell on this basis, then I think, that before the award is actually made, O'Connell himself should confirm what appears to be a clear oversight, and that it would be perfectly proper for his bid in this respect, to be corrected. No bid should be rejected, in my judgment, by what the very face of the papers show was simply a clerical mistake, particularly when the means for correcting it and the real intention appear from the papers themselves.

Very truly yours,

(Signed) Albert C. Ritchie,  
Assistant City Solicitor.

File No. 7963.

MAYOR'S OFFICE.

Baltimore, May 4th, 1908.

Hon. W. Cabell Bruce,  
City Solicitor,  
Baltimore, Md.

Dear Sir:-

I enclose herewith, a letter from Mr. Theodore Marburg, President of the Municipal Art Society, in regard to the city appropriating for the purchase of statues from the Sculpture Exhibition. Before answering this letter, I would be glad to have your opinion as to