

File No. 8792 Continued.

OPINION.

6594

at the corner of German and Greene streets, I herewith enclose copy of a report on the matter from Mr. Lauchheimer. You will notice from the report that the ownership of the pole is immaterial. Apart from the question of ownership, if a corporation uses a pole on any street it makes itself amenable to the provisions of Sections 38 and 42 of Article 41 of the City Code, referred to by Mr. Lauchheimer.

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If you decide to proceed against the corporation for the violation of Sections 38 and 42 you can go before a Police Magistrate in the City of Baltimore and have a warrant sworn out in the usual way or you can proceed as outlined in Mr. Lauchheimer's letter.

I beg further to say that the inquires contained in your letter of September 29th which reached me this morning, bearing upon the pole at the northeast corner of James Lane and West street, the pole in front of #34 E. West street and the pole on the west side of West street one hundred and fifty feet west of Light street, seem to me to be fully answered by me in this letter and by the accompanying report from Mr. Lauchheimer.

Very truly yours,

(Signed) Edgar Allan Poe,

City Solicitor.

File No. 8792.

CORRESPONDENCE.

DEPARTMENT OF PUBLIC IMPROVEMENTS.

SUB-DEPARTMENT OF CITY ENGINEER.

Baltimore, September 30, 1908.

Edgar Allan Poe, Esq.,
City Solicitor.

Dear Sir:-

6596

On September 10th, 1908, permit was granted the C. & P. Telephone Company to remove a pole opposite 204 S. Ann street, also a pole opposite 224 S. Ann street. This permit provided that the C. & P. Telephone Company were to assume taxes in arrears and that no stumps