

File No. 8792 Continued.

OPINION.

Attorney to ask for a Jury trial at the instance of the State.

Very truly yours,

(Signed) Edgar Allan Poe,

City Solicitor.

.....

File No. 8793.

CORRESPONDENCE.

DEPARTMENT OF PUBLIC IMPROVEMENTS.

SUB-DEPARTMENT OF CITY ENGINEER.

Baltimore, September 28, 1908.

Edgar Allan Poe, Esq.,

City Solicitor.

Dear Sir:-

6602

Mr. Charles Herzog, Agent and Attorney, has filed with me a protest against the paving of Rose street, copy of which I attach. Mr. Herzog represents a piece of property fronting on Rose street for a distance of 236', which property has a depth of not more than 40'; hence, he claims that he should not be assessed as much per front foot as other property owners, whose property have a much greater depth.

I think this question has been decided by several City Solicitors and I imagine that you would follow these various precedents.

The statement that the assessment for paving the street is greater than the value of the property is probably true; nevertheless, I do not think that the law makes any provision for such a contingency.

I shall thank you to look into the case and advise me what action I should take in connection with the protest, and if, in your judgment, it is necessary for me to reply to the protest; and, if so, I shall thank you to outline the character of letter I should write.

Very truly yours,  
(Signed) B. T. Fendall,  
City Engineer.