

File No. 8841 Continued.

CORRESPONDENCE.

establishment of a Recreation Pier. The foot of Fell Street seems to us the most available place in which to establish such a pier. Before proceeding, however, any further with our plans, we would like to know from your Department:

1. What rights, if any, the City has in the bed of Fell street, that is to say, how much of the bed of that street could be devoted to this purpose.
2. Whether the City, through the Park Board, has the authority to build out from the present bulkhead at the foot of Fell street to the pier head line.
3. What rights, if any, the Baltimore and Ohio Railroad has in the bed of Fell street for the extension of its tracks, and what rights it would have in the slip between the proposed pier built out from the end of Fell street and its present wharf on the west, which is, I believe, known as Henderson Wharf. Won't you let us have this information as soon as you can conveniently do so.

Very truly yours,

(Signed) Harry N. Baetjer,

For the Board of Park Commissioners.

File No. 8841.

LAW DEPARTMENT.

OPINION.

Baltimore, April 2nd, 1909.

Hon. Edgar Allan Poe,
City Solicitor.

Dear Sir:-

6651

With your favor of October 13th, 1908, you sent me an inquiry of the Board of Park Commissioners, through Mr. Harry N. Baetjer, in reference to the right of the City to construct a Recreation Pier at the foot of Fell street. The need for the information required was not urgent at the time of the inquiry, and the reply to same has been delayed on that account, as well as, because of the difficulty in reaching a conclusion upon the matter.