

File No. 9245 Continued.

CORRESPONDENCE.

18-3/4".

It appears to me that there should be some law punishing your lawless acts, and I have written the City Solicitor asking him to institute proceedings against you at once.

Very truly yours,

(Signed) B. T. Fendall,
City Engineer.

File No. 9245.

LAW DEPARTMENT.

Baltimore, January 11th, 1909.

Edgar Allan Poe, Esq.,
City Solicitor.

Dear Sir:-

As requested by your favor of December 12th, I have considered Mr. Fendall's inquiry to you of December 10th.

6881 It seems that T. Milton Jones has graded, paved and kerbed Webster street, which is a public street, without any authority. His work has been improperly done and Mr. Fendall wants to know what he can do in order to make an example of Jones.

Pielert's Code, Article 35, Section 105, prohibits all persons and corporations from taking up and uncovering, etc., any City streets, and from removing therefrom any of the paving material, without having first obtained a permit from the City Engineer.

6882 Section 107 provides that "Any person or corporation violating the provisions of Section 105 shall be subject to a fine of not less than \$20.00, nor more than \$50.00 for each day the same shall continue".

I think it quite clear, therefore, that Mr. Fendall can proceed against Mr. Jones for a violation of the provisions of Section 105, and