

File No. 9262 Continued.

CORRESPONDENCE.

for an opinion. I think, if it is legal, that the permission should be granted, as the Pennsylvania Railroad have given us a right of way free of cost through several thousand feet of their property.

Yours truly,

(Signed) Calvin W. Hendrick,  
Chief Engineer.

File No. 9262.

OPINION.

LAW DEPARTMENT.

Baltimore, December 22nd, 1908.

Hon. Edgar Allan Poe,  
City Solicitor.

Dear Sir:-

I have considered the inquiry of the Chairman of the Sewerage Commission, as to the authority of the Commission to comply with the request of the Superintendent of the Philadelphia, Baltimore and Washington Railroad Company for the Company to be allowed to drain into the new outfall sewer in Baltimore County, near Bay View. I cannot find anywhere, in the Enabling Act, any power which would warrant the Commission in granting this request. If, in view of Chapter 98, of the Acts of 1908, it can be done at all, it must be done through an ordinance.

Very truly,

(Signed) Sylvan Hayes Lauchheimer,  
Deputy City Solicitor.