

File No. 9667 Continued.

OPINION.

LAW DEPARTMENT.

Baltimore, March 2, 1909.

B. T. Fendall, Esq.,
City Engineer.

Dear Sir:

7202

Replying to your favor of March 1st, in reference to the right of the city to withhold from Wendell such part of the wages due him as equal the value of the cement that he stole, I beg to say that, in my opinion, the city has clearly such right.

Very truly yours,
(Signed) Edgar Allan Poe,
City Solicitor.

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File No. 9668.

CORRESPONDENCE.

DEPARTMENT OF PUBLIC IMPROVEMENTS.
SUB-DEPARTMENT OF CITY ENGINEER.

Baltimore, March 1, 1909.

Edgar Allan Poe, Esq.,
City Solicitor.

Dear Sir:-

7203

The attached letter from Mr. R. B. Tippet is respectfully referred.

Whenever a permit is issued for a cut in a pavement, still under guarantee, the contractor is notified of the fact the same day that the permit is issued. Section 29, headed in our Specifications, "Guarantee" covers this case.

The Maryland Pavement Company paved over this trench but the sub-base settled. They are required to do this work under the same