

File No. 9988.

CORRESPONDENCE.

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

Baltimore, May 10th, 1909.

Edgar Allan Poe, Esq.,  
City Solicitor.

Dear Sir:-

7668

Will you kindly advise which department of the City Government is responsible for removing from beds of streets trees which have blown down during storms?

Thinking that possibly your department had rendered such an opinion years ago, but being unable to find any such opinion in this office, Mr. Weeks was requested to look over his files to ascertain whether or not the Legal Department was ever called upon to answer such a question. Not having heard from him as to the outcome of his search, I am now laying the matter before you, with the request that you will kindly advise me in this connection at your convenience.

Very truly yours,

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

OPINION.

File No. 9988.

LAW DEPARTMENT.

Baltimore, May 11th, 1909.

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

Dear Sir:-

7669

Replying to your favor of May 10th relative to the removal of trees which have blown down during storms, I beg to say that, in my opinion, it is the duty of your department to see to the removal of such trees from the streets in all cases where the City is called on to remove such trees. Of course, if the trees belonged to individuals, the duty of removal rests primarily upon such individuals, and you can notify them to have the trees carted away, and upon their failure to comply with your notice, you can do the work at the owners' expense.