

File No. 10151 Continued.

CORRESPONDENCE.

BERNARD CARTER & SONS,
ATTORNEYS AND COUNSELLORS AT LAW,
BALTIMORE, MD.

Baltimore, November 22nd, 1909.

Cost of two new inlets at the southwest
corner of Clifton avenue and 12th street.

Edgar Allan Poe, Esq.,
City Solicitor,
Baltimore.

Dear Sir:-

118 Your letter of the 4th instant, enclosing bill of \$361.10, being the amount of the cost of the construction by the City of the above mentioned inlets, addressed to Mr. Joseph C. France, General Counsel of the United Railways, etc. Co., has been sent to me for answer.

In your letter, after saying that in conversation between Mr. France and yourself last summer in reference to these inlets, it was agreed that the work in the first instance should be done by the City, and the amount of the cost thereof billed to the Railways Company, you ask that a check covering the amount of the bill be sent by the Railways Company.

I am informed by the Railways Company that when the matter of the construction of these inlets came up last summer, and a discussion arose whether the cost of their construction was to be borne by the Railways Company, it was agreed that without determining this question, the inlets should be constructed by the Contractor doing the work, and that the question of the obligation of the Railways Company should be determined afterwards.

I have advised the Company that it is under no obligation to pay this cost. Substantially the same question arose between the Company and the Sewerage Commission when the work of the construction of a sewer at the intersection of Calvert and Madison Streets, and at the intersection of Eastern avenue and Collington street, involved a re-arrangement of the drain apparatus theretofore constructed by the Railways Company, and in operation at the time of the beginning of the work of the sewer. My opinion that the Company was not responsi