

File No. 10195 Continued.

OPINION.

7906

The application is to extend the pier directly in front of the Grebbs' property to the pier-head line. The owners of the property lying to the west of the Grebbs' property claim the right to extend their pier diagonally across the front of the Grebbs' property.

7907

The Harbor Engineer wishes to know his duty as to issuing the permit. In my opinion, the Harbor Board is vested with no authority to adjudicate the rights between adjoining owners of shore front property, and where there is a dispute, as in the present case, no permit should issue until the rights be determined. I, therefore, advise that the Harbor Board be directed to notify the owners of the property lying to the west of the Grebbs' property, on behalf of whom the above contention has been made, to produce to the Harbor Board evidence of their rights, and that unless it is made plain that they are entitled to build a pier diagonally as claimed, the permit will issue for the construction or extension of a pier according to the plat on file in the office of the Harbor Board.

7908

My information is that the rights in relation to this matter have been fairly well settled by adjudication, and that a proper investigation on the part of the property owners will reveal the same so that there need be no further litigation.

Yours very truly,

(Signed) W. H. DeC. Wright,
Assistant City Solicitor.

File No. 10195.

LAW DEPARTMENT.

Baltimore. June 24, 1909.

Oscar F. Lackey, Esq.,
Harbor Engineer.

Dear Sir:-

7909

Replying to your letter of June 21st, with reference to the permit asked for by Mr. Benjamin Glenn, I enclose you copy of a report relative thereto, by Assistant City Solicitor Wright, upon