

File No. 10562 Continued.

OPINION.

8304

the General Grade Ordinance, Article 35, Section 39, etc., of Pielert's Code.

Whether or not the public interests require the establishment of grades, rests, under the terms of the Ordinance, in the judgment of the City Engineer, so that whether or not the proposed grade should be established is a matter which must be determined by Mr. Fendall, himself.

If the grade is to be established, then, under our decisions, the City will not be responsible for consequential damage to the adjacent property.

Very truly yours,

(Signed) Albert C. Ritchie,

Assistant City Solicitor.

File No. 10562.

LAW DEPARTMENT.

Baltimore, October 19th, 1909.

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

Dear Sir:-

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In response to the request contained in your letter of the 8th instant, asking me to advise you whether to proceed with the establishment of the grade of the alley in the rear of 2104 Fifteenth street, Walbrook, I herewith enclose copy of a report to myself from Mr. Ritchie, dated the 11th instant, with reference thereto, by which you will kindly be guided.

Truly yours,

(Signed) Edgar Allan Poe,

City Solicitor.

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