

File No. 11247 Continued.

CORRESPONDENCE.

I am exceedingly anxious to save Mr. Patterson from loss. I should thank you to return Mr. Patterson's communication.

Yours very truly,

(Signed) B. T. Fendall,

City Engineer.

File No. 11247.

OPINION.

LAW DEPARTMENT.

BALTIMORE, April 29, 1910.

Hon. Edgar Allan Poe,  
City Solicitor.

Dear Sir:-

I beg to reply to your letter of the 28th inst., referring to me the question as to whether the City Engineer may withhold funds due to Edward Alcott for materials furnished the City, in order to enable George F. Patterson to take proper steps to secure the collection of a bill due to him by Alcott.

Under the authority of *Wilson vs. Ridgely*, 46 Md., 235, and *Baltimore vs. Root*, 8 Maryland, 100, it is the understanding of this department that no attachment can be laid in the hands of City officials. Of course, Mr. Fendall has no right to withhold funds due to Alcott or anybody else, except it be under an attachment, and I, therefore, beg to advise you that Mr. Fendall's inquiry must be answered in the negative, - that is to say, there is no legal warrant for his withholding the funds in question.

Very truly yours,

(Signed) W.H.DeC. Wright,

Assistant City Solicitor.