

File No. 11744.

CORRESPONDENCE.

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

Baltimore, August 15, 1910.

Mr. Edgar Allan Poe,  
City Solicitor.

Dear Sir:-

9394

Referring to the special permits which we are issuing to the Gas Co. for sub-structures in streets which were originally county roads, but subsequently became and at this time are turnpike roads, owned by special corporations, how should we treat the C. & P. Telephone Co. in the matter of collecting charges from them for the use of such streets in the matter of laying conduits? They are about to lay certain conduits in the Frederick Road, between Bentaleu St. and the old Frederick Road. As I understand it, so much of the Frederick Road is in the same shape from your point of view as the Reisterstown road. They will go beyond the Old Frederick Road, but so far as I am advised at present, the Frederick road from this point, was a special right of way, acquired by the turnpike company. If I am wrong in this, please correct me.

Yours very truly,

(Signed) B. T. Fendall,  
City Engineer.File No. 11744.

OPINION.

LAW DEPARTMENT.

Baltimore, August 17, 1910.

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

Dear Sir:-

9395

I reply as follows to your favor of August 15th, relative to the collecting of charges from the C. & P. Telephone Company for laying conduits in turnpikes that were originally county roads. It seems to me that if the City has jurisdiction over the bed