

File No. 12100. Continued.

CORRESPONDENCE.

mentioned will be carried out.

Yours truly,

(Signed) D. K. Este Fisher.

P. S. It is to be further understood (though I take it this would go without saying) that the City is not to claim any rent from Scarlett for any period after the five months above mentioned.

(Signed) D. K. E. F.

File No. 12100.

OPINION.

LAW DEPARTMENT.

Baltimore, March 14th, 1911.

D. K. Este Fisher, Esq.,
1002 American Building,
Baltimore.

Dear Este:-

9792

I have yours of the 13th in reference to the awards to the Dennisons and to Scarlett, on account of the damages growing out of the widening of Pratt street east of the Falls.

In view of the attitude of the Commissioners for Opening Streets there will be no difficulty in having the award to Scarlett increased to seven hundred and ten dollars (\$710) promptly upon the expiration of the thirty days allowed for appeals, provided, of course, he takes an appeal, and provided also the Dennisons accept the allowance of damages made to them. I give you my assurance as to this. The money also will be promptly paid, provided the Dennisons have a good title to the property.

9793

Goldsmith tells me that the title was carefully searched at the time of the institution of the proceedings and that it would take but an hour or so to bring the title to date, so I presume there will be no trouble on this score.

If Mr. Scarlett is to be allowed to remain free of rent in possession of the Dennison warehouses, which are on the ground acquired by the City in the widening of Pratt street, for a period of five months after the City pays for the property, he will have to abandon all claim for damages growing out of the closing of East Falls Avenue. I explained this to him at our last interview and by reference to my correspondence to you on the subject, you will find that I wrote you to