

File No. 12279 Continued.

by them. This, in itself, is decisive of the whole matter, but, since the drawings and specifications were submitted, the firm of Simonson & Pietsch has been dissolved and, the contract having been made with them, and being a contract which pre-supposes the existence of special skill, the city cannot be compelled to accept either Mr. Simonson or Mr. Pietsch, but would have the right, in case it were obligated to employ this firm, to insist upon the joint work of the firm and not the performance of the contract by either individual.

Very truly yours,

(Signed) Sylvan Hayes Lauchheimer
Deputy City Solicitor

File No. 12266.

Baltimore, January 16, 1911.

O. F. Lackey, Esq.,
Harbor Engineer.

Dear Sir:

9863

Your letter of the 6th instant, to the City Solicitor, relating to the proposed transfer by the Park Board to the Harbor Board of a strip of ground which constitutes a part of Federal Hill Park, has been referred to me for reply.

I beg to advise you that I have reached the conclusion that the Park Board has no legal right to transfer the above mentioned property to the jurisdiction of the Harbor Board.

Very truly yours,

(Signed) Joseph S. Goldsmith.
Assistant City Solicitor.