

File No. 12417.

Baltimore, February 11, 1911.

Hon. Edgar Allan Poe  
City Solicitor.

Dear Sir:

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I have investigated the matter of the proposed change of the sewerage connection of 1713 and 1715 Linden Avenue, about which the Commissioner of Health addressed you a letter, dated February 8th.

It appears that a man named Lyell, the owner of the property, desires to change the present well connection, with a sewer owned by John Trainor, to a direct connection. Lyell claims the right so to do without obtaining permission from Trainor, and Trainor denies such right. The Commissioner of Health asks whether he should approve the application for the permit for the direct connection, without the written permission of Trainor, the owner of the sewer.

In this particular case, the owner of the property is draining into the sewer in question, and, apparently, it would be immaterial, so far as the rights or relations of the owner of the property, and the owner of the sewer are concerned, whether the connection with the sewer is a well connection or a direct connection, and I think that the Commissioner of Health should grant the permit, unless the owner of the sewer can establish to his satisfaction that the owner of the property has not the right to make a desired direct connection.

I note that the Commissioner of Health stated that your letter to him of July 2nd 1909, in reference to a dispute between Alonso L. Hurlock and a man named Pardwell has been misplaced. I, therefore, attach a copy of such letter, which, however, is dated July 3, 1909.

Truly yours,

(Signed) German H. H. Emory  
Assistant City Solicitor