

File No. 14000 Continued.

growth, or as the agent of the grower, unless, of course, such person occupies a public stand in one of the markets, in which case he is placed upon the same basis and chargeable with the same rental as any other person occupying such markets.

Section 29 of Article 23 and Sections 16 and 17 of Article 41 are self-explanatory, and it is only necessary to say with reference to countrymen are very fair.

Sections 50, 51, 52 and 53 were evidently designed and passed for the purpose of putting countrymen, who carry their produce to the City in wagons and vend the same from door to door, in the same position as hucksters who live in the city and engage in the same business as a regular avocation. Certainly, no fair-minded countryman can complain of these provisions. As a matter of fact, however, the Collector of Water Rents and Licenses informs me that these provisions of the Code have never been enforced and that countrymen operating upon our streets in this manner have not been charged with any license whatsoever, although the power to do so exists, and the same is true with respect to the ordinance of 1904 relative to commission merchants. This ordinance seems to have been designed for the purpose of imposing a license fee upon our friends, the commission merchants, in the wholesale market, and evidently cannot in anywise affect countrymen who bring their produce to that market.

These are all the provisions that I have been able to find in anywise bearing upon the subjects of your inquiry, and I believe they are all that exist.

Trusting that the foregoing will answer your purposes, I beg to remain,

Very truly yours,

(Signed) Edw. J. Colgan, Jr.

.....