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To the Honorable President and Members of the Board of Estimates (cont'd)

"of the powers conferred by this Act, and the Authority shall not be required to pay any taxes or assessments upon the Market or any part thereof or upon its activities in the operation and maintenance of the Market or upon any revenues therefrom, etc."

That statute further provides that, after all the debts of the Authority shall have been paid, its real and personal property, etc., shall revert to the City.

In view of the unique relation between the City and the Lexington Market Authority, I recommend that the Board fix the charge for the minor privilege permit desired in this instance at \$1.00 per year.

Very truly yours,

/s/ THOMAS N. BIDDISON

City Solicitor

AAD/ev

File No. 86808

February 5, 1951

Mr. James H. McKay
Highways Engineer
Department of Public Works
Municipal Building
Baltimore- 2, Maryland

Dear Mr. McKay:

We refer to your letter of December 19th, 1950, to Mr. Biddison, requesting our opinion as to the City's liability for certain expense items at the Mulberry Street underpass in view of Ordinance No. 1153, approved May 8, 1950, and Ordinance No. 746, approved June 27, 1929; also to the conference last Tuesday at Mr. Schroedl's office attended by Mr. Leonard.

The items of expense involved we understand to be the cost of relocating certain facilities of the Pennsylvania Railroad Company (on its right of way and within 100 feet of either end of the underpass) which it installed as part of its electrification program pursuant to the provisions of the 1929 Ordinance, which