

File No. 13589 Continued.

of the connections and the other work required to be done is assessed upon the property by the Appeal Tax Court and becomes a lien that is discharged by payment of one-fifth each year, the sum of \$5.00 being added to the actual cost of the work; but I find no provision in the ordinance authorizing the compensation for any other work than that required to be done under the terms of the ordinance to be made a lien upon the property.

The file submitted to me does not disclose the date of which the assessment was made by the Appeal Tax Court, or, indeed, that any assessment ever has been made by the Appeal Tax Court, though this may be inferred from reference to a letter from Jacob W. Hook, City Collector, which letter is itself not in the file. It may be that this amount was all leyied against the property by the Appeal Tax Court and that it is now too late for the property owner to take an appeal; but I am satisfied that any such assessment was erroneous.

Respectfully,
(Signed) George A. Frick,

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File No. 15762

Baltimore, September 3, 1914.

Hon. S. S. Field,
City Solicitor.

Dear Sir:

10919

I have considered the inquiry of R. Brooke Maxwell, Esq., City Forester, as to who should defray the cost of the removal of trees from footways, when such trees, by the cutting of the roots thereof, etc. have, in the process of the laying of new footways under ^{an} from the City Engineer, been so affected as to be made dangerous.

The settlement of the course of action in such circumstances, it seems to me, should be controlled along lines of wise policy rather than in the narrow exercise of technical rights,