

Mr. H. J. Leimbach, Supervising Engineer, Public Improvement Commission (cont'd)

While, therefore, the City has power to retain from moneys due the Surety Company as substitute Contractor amounts sufficient to protect these claims, it would seem to be unnecessary to do so under the circumstances, as the solvency of the Surety Company is ample assurance to the claimants for the ultimate satisfaction of their claims when finally established.

I am returning the letter from Mr. Shyrock to you, dated September 20, 1935, which you left with me.

Very truly yours,

(signed) R. E. LEE MARSHALL

City Solicitor

RELM-H
Encl.

October 1, 1935

Mr. Henry E. Hoenes
Superintendent of Markets
Department of Finance
Baltimore, Maryland

Dear Mr. Hoenes:

Please refer to your letter to me of September 11th, requesting an opinion as to your authority to rent a half section of a market stall in the wholesale fish market to a Mr. Fowler. I am enclosing herewith copy of opinion rendered by Mr. Edwin J. Wolf, Assistant City Solicitor, in which I concur.

As pointed out by Mr. Wolf, your authority to rent space in this market is limited, in point of time, to terms of one year, beginning on May 1st in each year.

While as many as two spaces may be rented to a single tenant (provided they are in the same lettered section), you may, in the exercise of your judgment, rent each of said spaces to separate tenants, subject only to the require-