

File No. 13246

Baltimore, November 27, 1911.

Calvin W. Hendrick, Esq.,
Chief Engineer,
Sewerage Commission.

Dear Sir:

Yours of the 25th inst., received.

10114

From a legal standpoint the contractor is not entitled to go upon the property that we are proceeding to condemn, until we have actually paid for it,- and that means that he is not entitled to go upon or under the surface of such property; but, from a practical standpoint, if he chooses to go ahead as outlined in your letter, and assume all the risk of doing any damage, the only risk, outside of the risk of damaging the improvements, which he assumes would be the risk of an injunction suit to stop him until the property is paid for, and that is only a matter of a few dollars cost.

Very truly yours,
(Signed) S. S. Field,
City Solicitor.