

Honorable Howard W. Jackson, Mayor of Baltimore (cont'd)

justifying the abandonment of its use as such exists. We, therefore, recommend that the Park Board retain jurisdiction over the area in question.

Mr. Forrest Bramble and Mr. William T. Morningstar do not concur in the conclusions reached by a majority of the committee. A report of Mr. Bramble is enclosed, to which report is attached a copy of the aforementioned resolution of the Board of School Commissioners, as well as a general statement of said Board dated January 7, 1941.

Respectfully submitted,

(signed) J. D. STEELE

(signed) FRANK H. LURKE

(signed) CHARLES C. G. EVANS  
Chairman

CCGE/RRS  
Enc.

FILES NOS. 72682 & 71313

January 9, 1941

Charles C. G. Evans, Esq.  
City Solicitor

Dear Mr. Evans:

You have referred to me for my opinion the following question:

If funds from a Park Loan, the expenditure of which is limited to the purchase of parks "and for no other purpose", are lawfully expended for such purpose and land acquired for park purposes, does the Mayor and City Council of Baltimore, by ordinance, have the power to transfer to another department of the City all or a portion of the land thus purchased, if in its judgment the public use to which the land will be put by the transferee department is more desirable than that of a park?

The application of the above stated question is specifically to the land known as Venable Park. The facts in regard to the 1935 Park Loan, from which