

Chapter one hundred and twenty-three of the Acts of eighteen hundred and ninety-eight, which is an Act to repeal and re-enact Article 4, of the Code of Public Laws, title "City of Baltimore;" provided, however, that said corporation shall be subject in all respects to the provisions of Chapter one hundred and twenty-three of the Acts of the General Assembly of eighteen hundred and ninety-eight, in so far as its operations may be carried on in the City of Baltimore, as a condition precedent thereto, and to all ordinances of the Mayor and City Council of Baltimore, and nothing herein contained shall be construed to the contrary.

SEC. 5. *And be it enacted*, That the said company, in constructing its said railway, shall lay its track or tracks on the streets, avenues or county roads in such manner as not to interfere with the free and convenient use of said streets, avenues or county roads; provided, however, that it shall be unlawful for said company to build or construct its road on, over or across any road, street or highway in Baltimore County, or erect its poles and wires along and over its tracks and to and from its power-houses, without the consent and approval of the County Commissioners of said county being first had and obtained; and provided, further, that in the construction of said road in Baltimore County, and the proper repair of same, and of the keeping in repair of the roadbed within the limits of the tracks, the same shall be done under the supervision and direction of the said County Commissioners of Baltimore County.

Manner of  
constructing  
said railway  
on streets,  
roads, etc.

SEC. 6. *And be it further enacted*, That the said company be and is hereby authorized in the construction of said railway over the streets, avenues and county roads aforesaid to alter the grades of said streets, avenues and roads, and shall have power to widen the limits of said roads to a width requisite for the purpose of the construction of said railway, and whenever said railway company shall determine to widen said roads; and when it becomes necessary to occupy grounds for the purpose of erecting depots, power-houses or other buildings requisite for the enjoyment and operating of said railway, or to use new materials, such as stone, gravel or earth, and the consent of the owner or owners of said grounds or such materials cannot be obtained, a jury shall be summoned by the Sheriff of Baltimore County or Baltimore City, as the case may be, and unless good cause be shown against said inquisition of the jury, it shall be confirmed by the court of Baltimore County or the Circuit Court of Baltimore City,

Authority to  
alter grades,  
widen streets,  
roads, etc.

Damages  
assessed for  
land for  
construction  
purposes, etc.