

whose track the services of such guard of flagman shall have been performed, for the recovery of the amount so paid.

SEC. 5. *And be it enacted*, That if any such Railroad Company or Corporation has now, or shall hereafter construct any tunnel or bridge at any crossing intersecting, or point mentioned or designated in this Act to be guarded and provided as required by the first section of this Act, so far above or below the grade of such crossing, intersection or points designated, as not to endanger the safety of any passenger, horseman or vehicle, passing over or under said Railroad track, then it shall be relieved from compliance with the terms and provisions of this Act at the place so bridged or tunneled as aforesaid; the construction of any such bridge or tunnel to be subject to the approval of the County Commissioners of Baltimore county.

SEC. 6. *And be it enacted*, That any Railroad Company now in existence or hereafter to be created, shall have authority to raise or lower any public road, avenue, street or other highways in said county, in such manner as to enable said Company to pass such road, avenue, street or highway, under or over such Railroad, but such work of raising or depression shall be done in a manner satisfactory to such County Commissioners.

SEC. 7. *And be it enacted*, That this Act shall take effect from the date of its passage.

The proposed amendments were severally read and adopted, and the bill, as amended, read a third time and passed by yeas and nays, as follows:

AFFIRMATIVE.

Messrs.

Hines, Speaker,	Mackey,	McWilliams,
Bond,	Davis,	Stewart, of B. city,
Henkle,	Latchford,	Gill,
Nutwell,	Thompson,	Harig,
Lancaster,	Fruitt,	Groh,
Hawkins,	Miller,	Berry,
Keech,	Lamar,	Grimes,
Buchanan,	Nicodemus,	Stake,
Merrymau,	Annan,	Fletchall,
Seth,	Grafton,	Park,
Valliant,	Lee,	Brace,
Duer,	Williams,	Waters,
Johnson,	McCosker,	Maclin,
Hodson,	T. H. Hamilton,	Bedsworth,
Turner, of Cecil,	Cooper,	Glotsfelty—45.

NEGATIVE—None.

Said bill was then sent to the Senate.