

on the Reisterstown and Hanover turnpike road, and also at such other crossings of public roads as may from time to time be designated, by order of the County Commissioners of Baltimore county, as the public necessities may in the future from time to time require; which said order shall not be passed until after notice to the company, and an opportunity has been given to be heard as to such supposed necessity; and that at all such points where the track of any other railroad company, now existing or hereafter to be created and worked by steam, crosses or intersects any turnpike, public road, street or highway, as may be so designated by such County Commissioners, it shall be the duty of the railroad company or corporation, owning or using said track, to station a guard of at least one person, and it shall be the duty of such guards to warn all persons who may be lawfully upon such street, avenue, turnpike, public road or other highway, of the approach of all locomotives or trains of cars by displaying, in as conspicuous a manner as possible, a flag by daylight and a colored light during the hours of darkness, and to continue such display, said flag or light as the case may be, during the continuance of all locomotives or trains of cars in the vicinity of such crossing or points of intersection.

Opportunity to be heard

Duty of guards.

SEC. 2. *And be it enacted*, That if any such railroad company or corporation, owning or using any track, shall fail, neglect or refuse to comply with the provisions of the preceding section, it shall be liable to a fine of not less than twenty-five dollars nor more than fifty dollars for each and every day of failure, neglect, or refusal to comply with the provisions of the preceding section, to be collected as small fines are collected under existing laws of this State.

Neglect or refuse to comply.

Fine

SEC. 3. *And be it enacted*, If any such railroad company or corporation shall fail, neglect, or refuse to comply with the requirements of the first section of this act, on or before the first day of July next ensuing the passage of this act, then it shall be the duty of the County Commissioners of Baltimore county to station guards and flagmen at the points indicated, mentioned and directed in this act to be guarded, which guards and flagmen so appointed shall be paid by the railroad company or corporation whose crossings or

Neglect or refuse to comply

Duty of the County Commissioners