

poration may need, at such rates, and upon such terms and conditions as may be agreed upon between the parties to such contract, and be expressed therein, but shall not otherwise be entitled thereto; and every form of such special contract, made for any year, shall constitute and be a form of contract for like special telephone equipment and service, into which every other person, firm or corporation in like situation with the person, firm or corporation so contracting and desiring a like special form, description and amount of telephone equipment and service shall have a right to enter, in such year, with the party so contracting for such telephone equipment and service; the special contract mentioned in this section shall be entered into before such equipment and service are supplied; provided, however, that nothing in this section shall be so construed as to impair the obligation of the individual, company or corporation owning, controlling, managing or operating a telephone line or telephone lines within the limits of this State to furnish, in accordance with the requirements of sections 304-308, and at the rates of charge mentioned in said sections 304 and 305, telephone equipment and service of the kind and description which is now furnished by the Chesapeake and Potomac Telephone Company of Baltimore city, at the rate of charge mentioned in said sections 304 and 305; and the said company, as a condition precedent to the exercise of any of the powers conferred by this section, shall forthwith file in the office of the clerk of the court of appeals of Maryland, to be by said clerk annexed to the original section filed in his office, a full and adequate description in detail, and certified by the governor of this State to be a full and adequate description of the equipment now used by said company in furnishing the service mentioned in this proviso, which description or a copy thereof, duly certified by said clerk, shall be taken as a true description of said equipment in all proceedings, whether civil or criminal, which may hereafter be taken to enforce the requirements of this proviso or of the sections of this article therein mentioned, and the said equipment shall always include and secure for each subscriber a separate wire; and if any individual, company or corporation owning, controlling, managing or operating a telephone line or lines within the limits of this State, shall at any time hereafter neglect or refuse to furnish the equipment and service mentioned in this proviso to any person or corporation entitled thereto under the terms of the sections of this article enumerated in said proviso, the said individual, company or corporation so refusing or neglecting, and the officers or agents of any such company or corporation, and the agents of every such individual, shall be liable to indictment therefor, and upon conviction thereof shall be fined for each offense not less than fifty dollars, nor more than two hundred dollars, in the discretion of the court; and provided also that any person entitled to telephone service under the provisions of said sections 304 to 309 (both inclusive), but no other person, shall have the right and privilege to use, without extra charge, any other telephone equipment, with the consent of the subscriber to the last mentioned equipment, and any individual, company or corporation, or the officers and agents of any such company or corporation, and the agents of every such individual refusing or neglecting to allow such right or privilege shall be liable to indictment, and upon