

no such special election for that purpose shall be held, and any such municipal corporation shall forthwith execute all transfers or other title papers necessary to consummate and effectuate any such sale, lease, exchange or other disposition, and any such sale, lease, or other disposition shall be as valid and effective as though the same had been actually ratified by the said voters at a special election petitioned for and held as herein authorized; and provided further, that nothing contained in said Section 193A or in this section shall in any way be construed to qualify, limit or abridge the power and authority, now or hereafter conferred upon any such municipal corporation by its charter or by special Act of the General Assembly, to sell, lease, exchange or otherwise dispose of any such electric plant and/or gas plant, or to qualify, limit or abridge the manner of exercise of such power and authority as prescribed in any such charter or special act, and provided further, that nothing contained in Section 193A or in this section shall apply to Washington County, Talbot County, or the municipalities of Centreville, Snow Hill, Rock Hall, Hagerstown and Berlin.

### **Railroad Companies.**

#### **194.**

As to the elimination of grade crossings, see art. 91, sec. 38A, *et seq.*

An. Code, 1924, sec. 198. 1912, sec. 264. 1904, sec. 246. 1888, sec. 162.  
1876, ch. 242, sec. 6. 1929, ch. 226, sec. 198 (p. 720).

**198.** The capital stock of such company shall be divided into shares of fifty dollars each, and consist of such sum as may be named in the certificates; such shares shall be regarded as personal property, and shall be subject to execution at law.

As to state (gross receipts) tax on railroads, see art. 81, sec. 91, *et seq.* As to taxation of railroad rolling stock, see art. 81, sec. 8. As to taxation of railroad bridges and tunnels, see art. 81, sec. 13.

#### **200.**

This section referred to in upholding sale under order of orphans' court—see notes to art. 93, sec. 290. *Knapp v. Knapp*, 149 Md. 220.

#### **206.**

Where it is necessary for railroad to relocate its tracks owing to construction by state of dam, railroad is entitled, as far as practicable, to new location at grade as advantageous as one abandoned. See notes to sec. 373. *Pub. Serv. Commn. v. P., B., & W. R. Co.*, 155 Md. 123.

#### **216.**

As to state (gross receipts) tax on railroads, see art. 81, sec. 91, *et seq.* As to taxation of railroad rolling stock, see art. 81, sec. 8. As to taxation of railroad bridges and tunnels, see art. 81, sec. 13.

#### **240.**

While law imposes duty of giving timely warning of approach of trains to crossing, a watchman need not be kept at public grade crossing in country unless ordered under this section. Personal injury case—contributory negligence. *Penna. R. R. Co. v. Yingling*, 148 Md. 177.

This section referred to in personal injury case involving failure of crossing bell to ring; contributory negligence as matter of law not made out. *Balto. & Ohio R. Co. v. Windsor*, 146 Md. 435.

As to the elimination of grade crossings, see art. 91, sec. 38A, *et seq.*