

such construction had its origin, the Mayor and Council shall be empowered to condemn an easement in said franchise or right. Every public service corporation, company or individual, before it or they shall begin any underground construction in any street, road, alley or public highway within the town of Sykesville, shall file with the Mayor and Council a plan of such construction showing the location and depth in such street, road, alley or public highway of the proposed main, conduit or pipe; which plans must be approved by the Mayor and Council before any construction is begun; and when approved no change shall be made in the physical location of anything shown upon said plan except upon the approval of the Mayor and Council. Whenever any such underground main, conduit or pipe is put in without the filing of plans with the Mayor and Council and the approval thereof, or when any change is made in the physical location of such underground main, conduit or pipe, as shown upon the plans approved by the Mayor and Council, or any approved change therein, the Mayor and Council, when such conduit, main or pipe interferes with the construction or operation of its water and sewer systems, remove the same or change the location thereof at the cost and expense of the party so putting them in, or its successors, and without any liability upon the part of the Mayor and Council for damage that might be done to the same by reason of the Mayor and Council's operations in constructing or maintaining its systems. Any violation of the provisions of this section shall be a misdemeanor punishable under Section 400 of this subtitle.

1922, ch. 469, sec. 15.

399. Whenever it shall be deemed necessary by the Mayor and Council to take or acquire any land, structures or buildings, or any stream-bed, water-way, water rights or water shed, either in fee or as an easement, within the town of Sykesville, for the construction, extension or maintenance of any water main, sewer, or appurtenance thereof, or for any sewage disposal plant, reservoir, water purification plant, tank or pumping station, the Mayor and Council may purchase the same from the owners.

1922, ch. 469, sec. 16.

400. Every act or punishable* before any as a misdemeanor in this Act, unless otherwise provided, shall be punishable before any justice of the peace, or the Circuit Court of Carroll County, and shall be brought by warrant or indictment upon the oath or information of any member of the Mayor and Council or any employees thereof, and the offender shall, upon conviction, be subject to a fine not exceeding one hundred dollars or 30 days in the county jail, or both, in the discretion of the court. Where such an act or commission is of a continuing nature, and is persisted in, in violation of the provisions of this Act, or any rule or regulation formulated thereunder, a conviction for one offense shall not be a bar to a con-

*The Act reads this way.