

or wharfage from all vessels or boats using the same. To make such changes in the grades of the streets in the City of Baltimore as shall, in its judgment, be necessary for the proper construction of works connected with the improvements of Jones' Falls, which it may determine to construct, and it shall not be necessary, in order to make such changes in the grades of streets, to obtain the consent of any of the proprietors of the ground fronting on said streets, or affected by such changes. To make such provisions as it shall deem best for defraying the cost of grading and paving of any streets or avenues which it may lay out and condemn along the margin or side of Jones' Falls. To issue bonds to an amount not exceeding two million five hundred thousand dollars, from time to time, as the same may be required in the course of the construction of the works connected with the improvement of Jones' Falls, for the construction of which provision is made by the ordinance of the Mayor and City Council of Baltimore, entitled "An ordinance to provide for the improvement of Jones' Falls within the limits of the City of Baltimore, and to open avenues and construct sewers on the borders thereof," the said bonds to be issued in sums of not less than one hundred dollars each, redeemable in thirty years, and bearing interest at 6 per cent. per annum, payable quarterly, transferable as other city bonds, as provided in sections one and two of an ordinance of the Mayor and City Council of Baltimore entitled "An ordinance to authorize the issuing of bonds of the City of Baltimore, for the purpose of providing means for the improvement of Jones' Falls, approved January 31, 1870; provided that said bonds shall not be issued unless the last mentioned ordinance shall have been approved by the votes of a majority of the legal voters of the said city, cast at the time and places provided for in the last mentioned ordinance. To compel any individuals, companies or bodies politic, owning property binding on Jones' Falls, within the limits of the city, to wall up such property, so far as the same may bind on the falls, with a good and sufficient stone wall, to such height as in its judgment the public good may require, and to have the same backed up or filled in with earth, so as to secure the same and the adjacent property from danger of being inundated with water; and whenever it may deem necessary, to compel individuals, companies or bodies politic, to rebuild or repair, in a good and sufficient manner, any stone wall owned by them and binding on Jones' Falls within the limits of the City of Baltimore; and should any individuals, companies or bodies politic neglect or refuse to wall up Jones' Falls, rebuild or repair any such wall within the limits of the City of Baltimore, when required so to do, the said city may cause the same to be done, and it is authorized and empowered to recover the cost of such wall, rebuilding or repairing, by suit at law, from the party who may have refused or neglected to build, rebuild or repair such wall; and the cost of such wall shall be a lien on the property so walled up or repaired.

*M. & C. C. of Baltimore v. Lefferman*, 4 Gill, 425. *Merrick v. Mayor*, 43 Md. 219. *Mayor, &c. v. Musgrave*, 48 Md. 272. *Gregg v. Mayor*, 56 Md. 256. See *Norwood v. Baker*, 172 U. S. 83.