

As to general law limitation to right of railroads to pass through the City of Baltimore.

W. M. Tidewater R. R. Co. v. Leonard, Daily Record, June 15, 1903.

A street railway has no paramount right to own its own tracks and a grant of the right to lay such tracks is subject to the paramount right of the city to interfere with the same.

City & Suburban Ry. Co. v. Brush. Elec. Co., Daily Record, December 20, 1895.

In connection with powers under this sub-title, *see also*,

O'Brien v. Balto. Belt R. R., 74 Md. 374. Ches. & Pot. Tel. Co. v. McKenzie, 74 Md. 48. Koch v. N. Av. R. R. Co., 75 Md. 222. Balto. City v. Balto. Trust & Guar. Co., 166 U. S. 673. Green v. City & Suburban Ry. Co., 78 Md. 294. Garrett v. Lake Rol. El. R. R. Co., 79 Md. 277. Birch v. Lake Rol. El. R. R. Co., 83 Md. 369. Lake Rol. El. R. R. Co. v. Hibernian Society, 83 Md. 420. Hooper v. Balto. City Pass. Ry. Co., 85 Md. 509. Baltimore v. Cowen, 88 Md. 454. Central Ry. Co. v. P. W. & B. R. R., 95 Md. 439.

(22) SCHOOLS.

1872, ch. 377. 1884, ch. 2. P. L. L. (1888), Art. 4, secs. 776, 778, 779

To establish in the City of Baltimore, in conformity with the provisions of this Charter, a system of free public schools, which shall include a school or schools for manual or industrial training. To pass all ordinances for the protection of school houses and property, and to punish any person that may disturb the sessions of the public schools. To levy and collect, upon the assessable property in the City of Baltimore as other taxes are levied and collected, such amount of taxes as may be necessary to defray all expenses incurred for educational purposes.

School Commissioners v. Board of Education, 26 Md. 505. St. Mary's Industrial School v. Brown, 45 Md. 310. M. & C. C. of Balto. v. Weatherby, 52 Md. 442. Hooper v. New, 85 Md. 565. Clark v. Md. Institute, 87 Md. 643. Baltimore City v. Lyman, 92 Md. 591.

Compare with provisions of Code P. G. L., Art. 77, sections 188-191.

City not liable for injuries due to faulty construction, etc.

Gold v. Balto., 137 Md. 335.

Power of school board as to salaries.

Thomas v. Field, 143 Md. 128. Graham v. Joyce, 151 Md. 298.

(23) SEWERS.

P. L. L. (1860), Art. 4, sec. 835. 1868, ch. 181. P. L. L. (1888), Art. 4, secs. 792 and 794. 1906, ch. 144. 1924, ch. 450.

To provide for construction, opening, enlarging or straightening, subject to the provisions herein contained as to the Board of Public Improvements and Board of Estimates, any sewer or drain, public or private, through any private property. To pave and keep in repair, subject to the provisions herein contained as to the Board of Public Improvements and Board of Estimates, all necessary sewers and drains and to pass all regulations necessary for the preservation of the same, and to authorize any person appointed by it or by the Commissioner of Health or by the City Engineer,* as hereinafter provided, for that purpose, to enter upon the lands, grounds or possessions of any person or body politic, through which the common sewers or private sewers or drains run or may run,

*See Sec. 85A of Charter, Bureau of Sewers.