

to examine, inspect, regulate, make or repair the same, such person, when not otherwise appointed by it to be appointed by the Commissioner of Health, if the sewer or drain be a private sewer or drain, though connected with a public sewer, so far as said private sewer or drain shall be upon private property, and to be appointed by the City Engineer for all other sewers or drains; and in the case of private sewers or drains, the regulations, making or repairing of the same to be at the expense of the owners of the property, real or leasehold, served by said sewers or drains, and with power also to make any and all costs and expenses incurred in or about the regulation, making or repairing of private sewers or drains a lien upon the interests of the owners in the real or leasehold property served by said sewers or drains, with power also to provide for the enforcement of such liens by sale of the property, whether real or leasehold; to condemn any land or interest in land in the mode provided in this Article for the use of the Mayor and City Council of Baltimore in the construction of any sewers or sewerage system; to inspect and regulate house drainage and sewerage connections, and to prescribe the kind and quality of material to be used for such purposes. But all work done in making, repairing or altering within private property, that is, not in any public street, public lane, public alley or public property, any private sewer or drain or waste or ventilating pipe connecting with a sewer, either public or private, shall be done under the supervision of the Inspector of Plumbing of said City under the direction of the Commissioner of Health and under a permit from the Commissioner of Health or his authorized assistant, to be issued only to any person duly qualified to do such work under said Article 4 of the Public Local Laws of Maryland, said permit to be issued in accordance with any ordinances now existing or which may hereafter be passed by the Mayor and City Council of Baltimore not in conflict herewith, or in accordance with any rules which may be adopted by said Commissioner of Health not in conflict herewith or with such ordinances. No other permit from any other officer whatever shall be required for said work and no charge shall be made by the Commissioner of Health for inspecting the work done under any permit issued as herein provided. No charge shall be made by the City Engineer or any other officer for inspecting any work in the public streets, public lanes or public alleys of said city done in connection with private sewers or house drains.

*Kirby v. Citizens Ry. Co.*, 48 Md. 168. *Kranz v. Mayor*, 64 Md. 491. *Hitchins v. Frostburg*, 68 Md. 108. *Chesapeake & Potomac Tel. Co. v. McKenzle*, 74 Md. 48. *Baltimore City v. Schnitker*, 84 Md. 43. *Baltimore City v. Cowen*, 88 Md. 447. *Cahill v. Baltimore City*, 93 Md. 233.

*See also*. *Short v. B. C. P. Ry. Co.*, 50 Md. 73. *P. W. & B. R. R. Co. v. Davis*, 68 Md. 281. *Frostburg v. Duffy*, 70 Md. 47. *Hitchins v. Frostburg*, 70 Md. 57. *Lion v. B. C. P. Ry.*, 90 Md. 266. *Guest v. Commissioners Church Hill*, 90 Md. 689.

City not liable for failure to make improvements recommended by its officers. Evidence admissible to prove whether a sewer is of sufficient capacity to carry off water in seasons of ordinary rainfall. City not compelled to grade, pave and place gutters so as to prevent property being flooded by water when private parties change the configuration of adjacent land not belonging to the city.

*Kurrle v. M. & C. C.*, 113 Md. 63.