

2. Stipulate that it shall in no event be liable for loss of money, jewelry or such other articles as may be so excepted against in such lease or contract.

3. Stipulate that evidence tending to prove that securities, money, valuables or other articles were left in any such box or safe upon the last entry by such customer or his authorized agent, and that the same or any part thereof were found missing upon subsequent entry, shall not be sufficient to raise a presumption that the same were lost by any negligence or wrongdoing for which such lessor is responsible, or put upon the lessor the burden of proof that such alleged loss was not the fault of the lessor.

Telegraph and Telephone Companies.

An. Code, 1924, sec. 293. 1912, sec. 357. 1904, sec. 322. 1888, sec. 222. 1868, ch. 471, sec. 127.

294. Corporations for owning, leasing, constructing or operating a line or lines of telegraph through this State or from or to any point or points within this State, or upon the boundaries thereof, may be formed as hereinbefore provided.

If this and the four following sections, contain any provision authorizing construction of telegraph lines on and over property before paying compensation therefor, owners of property being left to seek compensation in action at law for damages, such provision is in conflict with art. 3, sec. 40 of the state Constitution. *American Telephone Co. v. Pearce*, 71 Md. 547.

Injunction at the instance of a minority stockholder prohibiting a telegraph company chartered by a special act from re-incorporating under general law, held to have been properly refused. Such re-incorporation held not to effect a radical and fundamental change in objects and purposes for which company was originally formed. *Sprigg v. Western Telegraph Co.*, 46 Md. 74.

For the regulations concerning telephone and telegraph companies prescribed in the act creating the public service commission, see sec. 410, *et seq.*

As to telephone companies, see sec. 304.

For a definition of the word "telephone," see sec. 307.

As to the license required to be taken out by telegraph companies, see art. 56, sec. 134, *et seq.*

As to injury to telegraphs and divulging the contents of messages, see art. 27, sec. 579 and 580.

An. Code, 1924, sec. 294. 1912, sec. 358. 1904, sec. 323. 1888, sec. 223. 1868, ch. 471, sec. 128.

295. Such corporation may, with the consent of a majority of its stockholders given in general meeting, become the purchaser, assignee or lessee of any property within this State of any telegraph company or companies now existing, or which may hereafter be incorporated, or may be doing business within this State.

See sec. 412, and notes to sec. 294.

An. Code, 1924, sec. 295. 1912, sec. 359. 1904, sec. 324. 1888, sec. 224. 1868, ch. 471, sec. 129.

296. It may construct a line or lines of telegraph through this State, or from or to any point or points within this State, or upon the boundaries thereof, and along and upon any postal roads and postal routes, roads, streets and highways, or across any of the bridges or waters within the limits of this State, by the erection of the necessary fixtures, including posts, piers or abutments for sustaining the cords or wires of such lines, without their being deemed a public nuisance, or subject to be abated by any private party; provided, the same shall not be so constructed as to incommode injuriously the public use of said postal roads or postal routes, roads, highways and bridges or injuriously interrupt the navigation of said waters, or interfere with the convenience of any land owner more than is