

This section referred to in construing sec. 335—see notes thereto. *Webster v. Susquehanna Pole Line Co.*, 112 Md. 427.

See sec. 411 and notes to sec. 305.

An. Code, 1924, sec. 308. 1912, sec. 372. 1904, sec. 337. 1892, ch. 387, sec. 232E.

309. Any owner, operator, agent or other person who shall collect or receive for the rental or use of any such telephone and line any sum in excess of the ratio fixed by sections 305 and 306 shall upon conviction be fined not less than one hundred dollars for each offense.

See notes to sec. 305.

An. Code, 1924, sec. 309. 1912, sec. 373. 1904, sec. 338. 1894, ch. 207, sec. 232F.

310. But any person, firm or corporation may contract in writing or partly in print and partly in writing, and not otherwise, with any individual, company or corporation now or hereafter owning, controlling, managing or operating any telephone line or lines within the limits of this State, for such special form, description and amount of telephone equipment and service, expressed in such contract, as such person, firm or corporation may need, at such rates, and upon such terms and conditions as may be agreed upon between the parties to such contract, and be expressed therein, but shall not otherwise be entitled thereto; and every form of such special contract, made for any year, shall constitute and be a form of contract for like special telephone equipment and service, into which every other person, firm or corporation in like situation with the person, firm or corporation so contracting and desiring a like special form, description and amount of telephone equipment and service shall have a right to enter, in such year, with the party so contracting for such telephone equipment and service; the special contract mentioned in this section shall be entered into before such equipment and service are supplied; provided, however, that nothing in this section shall be so construed as to impair the obligation of the individual, company or corporation owning, controlling, managing or operating a telephone line or telephone lines within the limits of this State to furnish, in accordance with the requirements of sections 305-309, and at the rates of charge mentioned in said sections 305 and 306, telephone equipment and service of the kind and description which is now furnished by the Chesapeake and Potomac Telephone Company of Baltimore City, at the rate of charge mentioned in said sections 305 and 306; and the said company, as a condition precedent to the exercise of any of the powers conferred by this section, shall forthwith file in the office of the clerk of the court of appeals of Maryland, to be by said clerk annexed to the original section filed in his office, a full and adequate description in detail, and certified by the governor of this State to be a full and adequate description of the equipment now used by said company in furnishing the service mentioned in this proviso, which description or a copy thereof, duly certified by said clerk, shall be taken as a true description of said equipment in all proceedings, whether civil or criminal, which may hereafter be taken to enforce the requirements of this proviso or of the sections of this article therein mentioned, and the said equipment shall always include and secure for each subscriber a separate wire; and if any individual, company or corporation owning, controlling, managing or operating a telephone line or lines within the limits of this State, shall at any time hereafter neglect or refuse to furnish the equipment and service mentioned in this proviso to any person or corporation entitled thereto under the terms of the sections of this article enumerated in said proviso, the said individual, company or