

comply with the provisions of the preceding sections, it shall be liable to a fine of not less than twenty-five dollars nor more than fifty dollars for each and every day of failure, neglect or refusal to comply with the provisions of the preceding section, to be collected as small fines are collected under existing laws of this State.

Penalty.

SEC. 3. *And be it enacted*, That if any such railroad company or corporation shall fail, neglect or refuse to comply with the requirements of the first section of this act, on or before the first day of July next ensuing the passage of this act, then it shall be the duty of the County Commissioners of Cecil county, to station guards or flagmen at the points indicated, mentioned and directed in this act to be guarded, which guards and flagmen shall be paid by the railroad company or corporation whose crossings, intersections or other points are guarded as aforesaid; and the pay of each guard or flagman shall be fixed by the County Commissioners at the time of their appointment; provided, such compensation is not more than other guards or flagmen get for similar duty.

In case of default.

SEC. 4. *And be it enacted*, That if any such railroad company or corporation shall fail, neglect or refuse for the period of sixty days, to pay the wages of any guard or flagman appointed in compliance with the terms of this act by the County Commissioners of said county, then the same shall be paid by said County Commissioners of said county, and the said County Commissioners shall forthwith proceed by suit or action at law against said railroad company or corporation upon whose track the services of such guard or flagman shall have been performed for the recovery of the amount so paid.

Compensation.

SEC. 5. *And be it enacted*, That if the Baltimore and Ohio Railroad Company construct a bridge over the Philadelphia Branch where it