

CHAP. 246

overhead materials for its own use, and also for the purpose of constructing or relaying tracks for other railway companies under the franchises owned by them, and to construct said tracks and overhead work, and to sell said rails, ties and other track material when used in such track construction, either absolutely or to conditionally deliver possession thereof to the purchaser, reserving by written contract the title thereto until all payments due thereon are paid, or to lease the same to said other railway companies on such terms as may be agreed upon; and all such contracts of conditional sale or of lease shall be executed and recorded as provided by Section 87 of Article 21 of the Code of Public General Laws of Maryland, and shall be subject to all the terms thereof; provided, that before the said company shall construct any track along any public highway in any of the counties aforesaid, it must obtain the consent of the County Commissioners of the county in which it desires to so construct its tracks to such use of said highway, and before the said company shall construct any track or tracks upon any of the streets of the city of Baltimore, it must obtain the consent of the Mayor and City Council of Baltimore to such use of any street, and before the said company shall construct any track or tracks upon any of the streets of any municipality in the counties aforesaid, it must obtain the consent of such municipality to such use of any streets; and the right of said company to construct and operate said railway upon the streets of the city of Baltimore shall always be subject to all provisions, requirements and limitations contained in Chapter 123 of the Acts of the General Assembly of Maryland of 1898, known as the charter of the city of Baltimore, and all amendments thereto.

Consent given.

SEC. 2. *And be it further enacted,* That this Act shall take effect from the date of its passage.

Approved April 2, 1906.

CHAPTER 247.

AN ACT to repeal and re-enact with amendments, Section 62 of Article 1 of the Code of Public Local Laws of Maryland, entitled "Allegany County," sub-title "Cumberland," as repealed and re-enacted by Chapter 56 of the Acts of 1892 of the General Assembly of Maryland.