

## CHAPTER 496.

AN ACT to require the Baltimore and Ohio Railroad Company to place a watchman or flagman at the crossing over its tracks of the public roads at Limekiln, in Frederick county, Maryland, whose duty it shall be to warn all persons using the highway over said crossing of the approach of all locomotives and trains toward said crossing.

Whereas, The public road at Limekiln, in Frederick county, crosses the Baltimore and Ohio railroad tracks, at the point, at grade; and whereas the view of persons using said public road at that point is obstructed on both sides of the road by buildings of the said railroad company standing close to the tracks of the company, thereby rendering the crossing an exceedingly dangerous one, as is evidenced by the fact that several persons have been killed at such crossing in recent years, and others severely injured; and whereas it is highly desirable that such crossing should be rendered more safe for travel by persons lawfully and rightfully using the highway at that point; therefore,

SECTION 1. *Be it enacted by the Genreal Assembly of Maryland,* That the Baltimore and Ohio Railroad Company be and is hereby required to place a watchman or flagman at the crossing of the public road over the tracks of its railroad at Limekiln, in Frederick county, whose duty it shall be to warn all persons lawfully using said public road of the approach of all locomotives and trains over said railroad tracks by displaying in as conspicuous manner as possible a flag by day light and a colored light during the hours of darkness, and to continue to display such flag or light, as aforesaid, from the hour of 6 o'clock in the morning until 8 o'clock in the evening, during every day in the year, and such watchman or flagman shall devote his time exclusively to the duty herein prescribed.

SEC. 2. *And be it enacted,* That if the said Baltimore and Ohio Railroad Company shall neglect or refuse or fail to comply with the provisions of this Act, it shall be liable to pay a fine of not less than twenty-five dollars, nor more than fifty dollars, for each and every day of such failure, neglect or refusal, to be recovered before a justice of the peace in the name of the State of Maryland, at the suit of any person feeling himself aggrieved by such failure, neglect or refusal, and the person bringing such suit shall be entitled to one-half the fine recovered, and the other half shall be paid to the Board of County School Commissioners for Frederick County for the benefit of the public schools of said county.