

and then only in accordance with the regulations of said commission; and the work shall be done under the supervision and to the satisfaction of said commission; and the entire expense of replacing the highway in as good condition as before shall be paid by the persons to whom the permit was given or by whom the work was done; provided, however, that no electric railway company in operation upon any public or private road or existing or abandoned turnpike, when acquired hereunder shall be disturbed in its operation or in the maintenance of its roadbed and overhead construction, and all necessary repairs, together with the maintenance of the space between its tracks and two feet on each side thereof shall be performed by such railroad company under the supervision and to the satisfaction of said commission. And provided further, that whenever any State highway shall be constructed over or through any portion of any street or highway of any incorporated city or town of this State, such construction shall be in conformity with the grade or grades of such street or highway, as shall be approved by the municipal authorities of said city or town. Any violation of any provision of this section shall be a misdemeanor, and the person or corporation violating the same shall be liable to prosecution at the instance of said commission, or at the instance of any taxpayer, and upon conviction before any justice of the peace exercising jurisdiction in the county where the offense shall have been committed, shall be fined an amount of not less than twenty-five dollars (\$25) and no more than one hundred dollars (\$100) for each offense. Any person arrested under this section shall have the right to appeal to the circuit court of such county for trial, and all fines collected under this section shall be paid to the State Roads Commission and by it applied to the maintenance fund of said commission.

Approved April 13th, 1922.

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#### CHAPTER 254.

AN ACT to repeal Chapter 201 of the Acts of 1920 entitled "An Act to authorize and empower the Judges of the Fourth Judicial Circuit of Maryland to appoint an Official Court Stenographer for said circuit and to define his duties and provide for his compensation by the County Commissioners of Allegany, Garrett and Washington Counties in certain