

of any damage or injury to person or property arising from or occasioned by any public street, highway or grounds, including accumulations of snow or ice, or any public work of the City unless the specific defect or the accumulation of snow or ice causing the damage or injury shall have been actually known to the Mayor or City Engineer by personal inspection for a period of at least twenty-four hours prior to the occurrence of the injury or damage, unless the attention of the Mayor or Engineer shall have been called thereto by notice thereof in writing at least twenty-four hours prior to the occurrence of the injury or damage, and proper diligence has not been used to rectify the defect or cause said accumulation of snow or ice to be removed after actually known or called to the attention of the Mayor or City Engineer as aforesaid.

## VII

### POLICE

73. There shall be a Department of Police, headed by a Captain or Chief, with as many regular policemen as the Council shall deem necessary for the good government of the City and with such ranks as the Council may designate. The members of said department shall serve under such rules and regulations, and for such compensation as the Council may direct. The Captain or Chief of Police with the approval of the Mayor, shall have the power to appoint special policemen if in his judgment the circumstances of the City require it; provided, however, that the term of appointment shall not exceed a period of thirty days. A Fire Marshal and Assistant Fire Marshals may be provided for by ordinance of the Council; said Fire Marshal and Assistant Fire Marshals shall take the oath of office prescribed for policemen of said City, and shall, during the time of fire, have all the powers of a policeman in the City of Hagerstown.

74. Before any policeman, regular or special, shall act as such, he shall take and subscribe before the Mayor, in a book to be kept for that purpose, the following oath: "I do swear (or affirm) that I will, to the best of my ability, discharge the duties of policeman of Hagerstown, without fear, favor or partiality." The policeman so appointed for the enforcement of the ordinances of the City and the preservation of its peace and good order, shall have all the powers of constables; and any person resisting a policeman in the discharge of his duty, shall be liable, upon conviction, to punishment in the same manner and to the same extent