avenue, from the north side of Lanvale street to the south side of North avenue, the said contract to provide also that the kerbing shall be reset where necessary, and that the said portions of said avenue shall be rekerbed with six inch granite kerbing where necessary; and that the sum of thirty-one thousand dollars, or so much thereof as may be necessary, is hereby appropriated to pay the cost of the same, to be taken from that part of the Six Million Loan set apart for the repaving of the streets with improved pavements in the ordinance authorizing the issue of six million dollars of bonds for public improvements, approved October 7th, 1892; and out of the amounts appropriated for the repaving of Eager street, from the bridge to Cathedral street, and for the repaving of Franklin street, from St. Paul street to Pennsylvania avenue, by ordinances of the Mayor and City Council of Baltimore, approved March, 1893; provided, and only in the event that after said Eager and Franklin streets shall have been repaved, as provided by ordinances, there shall remain unexpended a balance of money therein appropriated for the repaving of said streets, it being the intention of this ordinance in no manner to interfere with the repaving of said Eager and Franklin streets, but only to apply to the repaving of said Park avenue any balance that may be left of said appropriation after the repaving of said Eager and Franklin streets; and the Commissioners of Finance are hereby directed to sell, from time to time, as may be required, bonds for this purpose, to the extent of said balance required.

$31,000 appropriated.

Sec. 2. And be it further enacted and ordained, That all the old material on said portions of said avenue, which it shall be necessary to take up or remove under this ordinance, shall be taken up by the contractor, at his own expense, and that the City shall retain all the old kerb, flag and gutter-stones and iron plates, and the contractor the old cobblestones.

Old material to be taken up and removed by the contractor.

Sec. 3. And be it further enacted and ordained, That the City Commissioner be, and he is hereby, authorized and directed to make monthly estimates on the completed work on said portions of said avenue, and to draw his order on the City Comptroller for eighty per cent. of each respectively of such estimates in favor of said contractor.

Monthly estimates to be made.

Sec. 4. And be it further enacted and ordained, That when the whole work is finished and accepted by the City Commissioner, all sums then remaining unpaid shall be paid to the contractor, except ten per centum of the gross amount of the contract, which ten per centum shall be paid to the contractor, with interest, at the expiration of two years from the date of said acceptance; provided, the said contractor shall have kept the work performed by him in proper condition and repair during said two years.

How work is to be settled for when completed.

Approved June 6th, 1893.

FERDINAND C. LATROBE, Mayor.