Agreement.

1887, the date of their agreement with the Mayor and City Council of Baltimore, and also to pay the entire cost of grading and one-half of the cost of paving and kerbing in front of the property binding on said streets between Monument and McElderry streets, standing in the names of Thomas M. Montgomery, William Henry Castle and Elizabeth Manderson, executors and trustees for the estate of James Manderson on the 11th day of April, 1888, the date of their agreement with the Mayor and City Council of Baltimore; provided, that in doing the work of paving and kerbing as aforesaid the City Commissioner or other officer or department having charge of the said work shall as far as possible make use of the old paving stones and kerb stones and other material which now belong to the Mayor and City Council of Baltimore and which were or will be taken up and removed from streets which have been or will be repaved with improved pavements.

Proviso.

Suits to be abated.

SEC. 3. And be it further enacted, That before any of the work of grading, paving and kerbing hereinbefore stated shall be done, any suit or suits heretofore brought based on the contracts aforesaid, or any of them shall be abated.

Approved March 27, 1896.

ALCAEUS HOOPER, *Mayor.*

No. 48.

An Ordinance to provide for the grading, paving and kerbing Luzerne street between the south side of Fayette street and the north side of McElderry street.

SECTION 1. Be it enacted and ordained by the Mayor and City Council of Baltimore, That the City Commissioner be and he is hereby authorized and directed to have all that part of Luzerne street between the south side of Fayette street and the north side of McElderry street graded, paved and kerbed, in pursuance of the Act of Assembly, Chapter 219 of the Acts of 1892, and according to the provisions of the existing ordinance providing for the grading, gravelling, shelling, kerbing, paving, repaving etc., of streets, lanes and alleys in the City of Baltimore, so far as the same may be applicable; and the entire expense thereof to be assessed against the property holders except the cross streets, which are to be paid for by the city as provided in Ordinance No. 33, approved March 14, 1893, entitled "An ordinance to add additional sections to Article 47 of the City Code in relation to the paving, repaving etc., of streets, lanes and alleys," and in the ordinance amending the said last-mentioned ordinance, being Ordinance No. 50, approved March 24, 1893, and entitled "An ordinance to repeal and re-enact Section 61A in Section 1 of an ordinance approved March 14, 1893, and entitled 'An ordinance to add additional sections to Article 47 of the City Code in relation to the paving, repaving etc., of streets, lanes and alleys.'"

To grade, pave and kerb.

SEC. 2. And be it further enacted and ordained, That the sum of eight thousand