the Baltimore City Passenger Railway Company," which gave to the said Mayor and City Council of Baltimore the privilege to purchase and buy out the property and franchises of the said corporations in —— manner and upon the terms and conditions therein mentioned; and all the rights of the said Mayor and City Council of Baltimore, under the provisions of the Act of Assembly of 1870, Chapter 438, entitled "An Act to incorporate the Citizen's Railway Company of Baltimore City, which gave to the said Mayor and City Council of Baltimore the privilege to purchase and buy out the property and franchises of the said last mentioned company in manner and upon the terms and conditions in said last mentioned Act specified," be and the same are hereby reserved, affirmed and continue in full force and effect; and, provided also, that any curve or switch which may be constructed under this ordinance, which shall have a physical connection with any railroad property that the Mayor and City Council of Baltimore may hereafter purchase under the terms of the hereinbefore mentioned Acts of Assembly, shall be purchasable by the Mayor and City Council of Baltimore at the same time and at a price to be ascertained in the manner provided for fixing the price of the railroad property and franchises in said Acts of Assembly specified."

City's prerogatives as to purchase unchanged.

SEC. 2. And be it further ordained, That the said curves, switches, connections and tracks shall be built under the supervision of the City Engineer, and the rails shall be of the most approved pattern, of the width

and gauge used by the said United Railways and Electric Company on its other tracks, and be so constructed and laid down as not to obstruct or impede the free flow of water across the street or down the gutters; and that in laying down said curves, switches and tracks the company shall conform to the grade of the several streets used by it, as the same are now or may be hereafter established by law; and that no one shall be allowed to use or run vehicles on said tracks to the hindrance and delay of the cars thereon; and all persons, who, upon the call or signal of the motorman, conductor or other person in charge of a car of the said company passing on its route, shall neglect or wilfully refuse to vacate said tracks shall be subject to a fine of not less than two ($2) dollars or more than five ($5) dollars for each and every offense, to be collected conformably with the provisions of the Baltimore City Code relating to fines.

Tracks to conform to grade of street.

Fine for wilful obstruction of track.

SEC. 3. And be it further ordained, That the said railway tracks shall be so made as to conform to the grades of the several streets to be occupied by them, and in case the several streets to be occupied by them shall in future be paved or repaved with any improved pavement the proprietors of said railway shall repave the spaces between the tracks of said railway and two feet on the outer limits of either side of said tracks with said improved pavements at their own exclusive expense, under a penalty of twenty ($20) dollars per square for each week that said spaces between the said railway tracks and two feet outside remain unpaved with said improved pavement; and

Provision for re-pavement of street.