Effective.

SEC. 6. And be it further ordained, That this ordinance shall take effect from the date of its passage.

Approved April 15, 1902.

THOMAS G. HAYES, *Mayor.*

No. 45.

An ordinance to grant permission to Henry Smith & Sons to construct temporary tracks for steam propulsion on Gay street, between Pratt and Water streets.

Lay tracks on Gay street.

Be it ordained by the Mayor and City Council of Baltimore, That Henry Smith & Sons, contractors for and builders of the New United Custom House, be and the same are hereby authorized and empowered to construct, maintain and operate a line of track upon the bed of Gay street, from Pratt street to Water street, upon the following terms and conditions:

Operated.

1. That the said tracks shall be used and operated by said Henry Smith & Sons to convey by steam propulsion cars for the purpose of carrying materials of every kind and description necessary in and about the construction of the said New Custom House.

2. That the said tracks shall not be used longer than is necessary to complete the construction of said New Custom House.

Supervision of City Engineer.

3. That the work of constructing said tracks shall be done under the supervision of the City Engineer, and also the expenses of said supervision, and also the expenses of advertising, to be borne by the said Henry Smith & Sons.

Plans.

4. That the said tracks shall be laid according to a plan previously submitted to the City Engineer by said Henry Smith & Sons and by him approved.

Retaining power.

SEC. 2. And be it further ordained, That the Mayor and City Council of Baltimore shall, at all times, have and retain the power and right to reasonably regulate in the public interest the exercise of the right herein granted, and said right shall be exercised and enjoyed within six months after the grant, as provided by Section 37, Article 4 of the Code of Public Local Laws of Maryland, entitled "City of Baltimore," sub-title "Charter," and that the right herein granted shall be held, exercised and enjoyed for the period of years, or until the construction of said new Custom House shall be completed, when the said grant shall terminate and become void.

Bond.

SEC. 3. And be it further ordained, That at the termination of the herein mentioned grant, the said Henry Smith & Sons shall remove said tracks, and place the said Gay street in as good condition for public use as it is before the exercise of the within privilege, and as a condition precedent to the exercise of this grant, the said Henry Smith & Sons shall execute a bond to the Mayor and City Council of Baltimore, with acceptable surety or sureties, to save the said City from any and all loss, damage or hurt which may or shall arise from the exercise of the said grant.