in case of a failure in a reasonable time of the appointment of either such arbitrators or umpire.

Retaining authority.

SEC. 3. And be it further ordained, That the right and duty is at all times expressly reserved to the Mayor and City Council of Baltimore to exercise, in the interest of the public, full municipal superintendence, regulation and control in respect to all matters connected with said grant and not inconsistent with the terms thereof; and rights and franchises hereby granted shall be forfeited if the terms of the grant herein made are not complied with.

Franchise tax.

SEC. 4. And be it further ordained, That the compensation to be paid by the United Railways and Electric Company of Baltimore unto the City of Baltimore for the value of the franchise hereby granted shall be the payment of the sum of five dollars in cash within ten days from the date of the approval of this ordinance and all expenses of advertising the same.

Acquiring of no right.

SEC. 5. And be it further ordained, That the United Railways and Electric Company of Baltimore shall acquire no rights under this ordinance to construct the aforesaid viaduct until a deed or deeds, to be approved by the City Solicitor, shall have been executed, acknowledged and recorded by the abutting property owner or owners which shall estop and prevent said owner or owners and those claiming title to said land by, through and under them, from objecting to said structure or viaduct from any cause whatsoever; provided further, that a condition of this grant shall be the

removal of the United Railways and Electric Company's tracks now used on the Windsor Mill Road when the same are abandoned.

Effective.

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

Approved June 11, 1902.

THOMAS G. HAYES, *Mayor.*

No. 75.

An ordinance to appoint two constables for each of twenty-three wards of the City of Baltimore.

Constables.

Be it ordained by the Mayor and City Council of Baltimore, That the persons hereinafter named be and they are hereby appointed constables for the wards for which they are hereinafter respectively named, to serve for the period of two years from the fourth Monday in March, 1902, and until their successors are appointed and qualified, that is to say:

First ward—James Barnes, Thomas Boyd.

Second ward—Leonard D. Miller, Thomas Neuberger.

Third ward—J. Frank Robinson, Adolph C. Statter.

Fourth ward—William B. Turlington, Thomas J. Brazier.

Sixth ward—Edward H. Wautke, Harry Shipley.