side of said tracks; the provisions of Ordinance No. 9 of 1897 are not to be read into, or treated as part of or in any way affecting this ordinance.

Special conditions.

SEC. 4. *And be it further ordained*, That the Mayor and City Council of Baltimore hereby expressly reserves the right and duty at all times to exercise in the interest of the public, full municipal superintendence, regulation and control in respect to all matters connected with the grant hereby made and not inconsistent with the terms hereof, the right and privileges hereby granted shall be exercised and enjoyed six months after the grant as provided by Section 37 of Article IV of the Code of Public Local Laws of Maryland, entitled "City of Baltimore," sub-title, "Charter," providing that if the grading has not been completed and the street bed is not in proper condition for the laying of tracks, when this ordinance becomes effective, then the six months limitation shall not begin to run until the grading has been completed and the street bed is in proper condition for the laying of tracks, and the rights and franchises herein granted to said corporation shall be held, exercised and enjoyed, as franchises or rights, in perpetuity.

Franchise tax.

SEC. 5. *And be it further ordained*, That the right and duty is hereby expressly reserved to the Mayor and City Council of Baltimore at all times to exercise in the interest of the public, full municipal superintendence, regulation and control in respect to all matters connected with the aforesaid grant and not inconsistent with

the terms thereof. And in the event of the grantee, its successors and assigns, refusing or failing to comply with any of the terms or conditions upon which said franchises or rights are hereby granted, said franchises or rights shall be and become wholly null and void. The compensation to be paid by the United Railways and Electric Company of Baltimore to the Mayor and City Council of Baltimore for the easements, franchises and rights herein granted shall be the same sum payable by the Mayor and City Council of Baltimore to the Railways Company for the easements, rights and franchises heretofore enjoyed by the latter in said portion of the Franklin or Calverton road, to wit: ($1.00) one dollar.

SEC. 6. *And be it further ordained*, That the rights and obligations of the Railways Company, as to duration of franchise and payment of park tax from its lines on the public highway covered by this ordinance, shall be according to the provisions of the Act of 1906, Chapter 566.

Approved December 28, 1911.

JAMES H. PRESTON, *Mayor*.

No. 60.

An ordinance to condemn and open Palatka avenue (formerly known as Belle avenue), from the west side of Garrison avenue to the westernmost boundary of Baltimore city, in accordance with a plat thereof filed in the Office of the Commissioners for Opening Streets on the eleventh day of September, 1911, and now on file in said office.

To open Palatka avenue.

SECTION 1. *Be it ordained by the Mayor and City Council of Baltimore*, That the