

said principal sum with the trustees of the sinking fund of the City of Cumberland, and it shall be the duty of the trustees of the sinking fund to invest such sums so paid to them for said purpose, together with all interest which may accrue, in proper securities, and they shall have power to purchase bonds issued hereunder for said sinking fund.

SEC. 3. *And be it further enacted*, That the Mayor and City Council of Cumberland shall cause proper advertisement to be made stating the time and place where bids, conditioned as the said Mayor and City Council may require, will be opened for the sale of said bonds as a whole or in parts, reserving unto itself the right to reject any and all bids. Said bids, together with such certified checks as may be required, shall be filed with the City Clerk, and at the time and place advertised, shall be opened by him in the presence of the Mayor and City Council, and if said bids be satisfactory to the Mayor and City Council, it shall sell said bonds, or any part thereof, to the highest bidder or bidders therefor, of whose ability to comply with the terms of sale the said Mayor and City Council, in its discretion, is satisfied. In the event that said bonds be sold, the proceeds thereof shall be placed in a separate fund and shall be used for the sole purpose of constructing an elevated highway from the east side to the west side in the vicinity of Park Street and Green Street, in order to eliminate grade railway crossings in the middle of said City, and such other expenses as may be immediately incident thereto and if there be a surplus of money remaining after accomplishing the purposes of this Act the said surplus shall be deposited with the sinking fund trustees and shall be used as part of the sinking fund to retire said bonds at maturity.

SEC. 4. *And be it further enacted*, That any and all Acts or parts of Acts or any part or parts of the Charter of the City of Cumberland, Maryland, conflicting in any way herewith is or are repealed in so far and to the extent that the same shall so conflict.

SEC. 5. *And be it further enacted*, That this Act shall take effect upon the first day of June, 1937.

Approved May 18, 1937.

CHAPTER 458.

AN ACT to add a new section to Article 89B of the Annotated Code of Maryland (1935 Supplement), title "State Roads", said new section to be known as Section 7A $\frac{1}{2}$ and to follow