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MADE AND PASSED

BY THE

GENERAL ASSEMBLY

OF THE

STATE OF MARYLAND,

AT A SESSION BEGUN AND HELD AT ANNAPOLIS, ON WEDNESDAY,
THE 5th DAY OF JANUARY, 1853, AND ENDED ON TUESDAY,
THE 31st OF MAY, 1853.

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PUBLISHED BY AUTHORITY.  
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ANNAPOLIS:

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1853.

Commissions. SEC. 4. *And be it enacted*, That should any part of the sum paid by tax payers as commissions to the collector, remain in his hands after the expiration of a year from the passage of this act, he shall account for the same to the aforesaid county commissioners as belonging to the county of Baltimore.

In force. SEC. 5. *And be it enacted*, That this act shall take effect from its passage.

CHAPTER 179.

Passed May 3, 1853. AN ACT giving the assent of the State of Maryland, to such plan as may be adopted by the President of the United States, for supplying the City of Washington with Water.

Preamble. WHEREAS, the Congress of the United States, have appropriated the sum of one hundred thousand dollars, for the purpose of supplying the city of Washington with water, upon such plan as the President of the United States may approve, on the condition, that if such plan should require said water to be drawn from any source within the limits of the State of Maryland, the assent of that State should first be obtained; *And whereas*, by a joint resolution of Congress, passed in September eighteen hundred and forty-one, it is provided, that no public money shall be expended upon any land or site hereafter to be purchased for the United States, until the consent of the Legislature of the State in which the land or site may be, shall be given for such purpose, and as it is also made the duty of the Secretary or head of the proper department, to apply to said Legislature for a cession of the necessary jurisdiction over said lands; Therefore,

Consent given SECTION 1. *Be it enacted by the General Assembly of Maryland*, That if the plan adopted by the President of the United States for supplying the city of Washington with water, should require said water to be drawn from any source within the limits of this State, consent is hereby given to the United States to purchase such lands, and to construct such dams, reservoirs, buildings and other works, and to exercise concurrently with the State of Maryland, such jurisdiction over the same as may be necessary for the said purpose.

SEC. 2. *And be it enacted*, That if the United States acting through such agent as may be appointed for that purpose, cannot agree with the owners for the purchase of any land which may be required for the purposes aforesaid, or for the purchase of any earth, timber, stone or gravel to be found thereon, which may be required for the construction of said works, or in case the owner thereof should be a feme covert or under age, non compos mentis or non-resident of the State, it shall nevertheless be lawful for the United States to enter upon such lands, and to take and use such materials after having first made payment or tendered payment for the same, at the valuation assessed thereon in the manner hereinafter prescribed.

Lawful for U. States to enter upon lands and use the same.

SEC. 3. *And be it enacted*, That in the condemnation and assessment of such lands and materials as may be necessary for said purposes, the like proceedings in all respects shall be had, as by existing laws are required for the condemnation and assessment of lands and materials, for the use and construction of the Chesapeake and Ohio canal and the works appurtenant thereto.

Condemnation of lands.

SEC. 4. *And be it enacted*, That nothing in this act shall be so construed or understood, as to authorise the United States to interfere with the rights now vested in the Chesapeake and Ohio canal company, or with the rights granted by said company to individuals.

Vested rights.

SEC. 5. *And be it enacted*, That this act shall take effect, whenever the United States shall agree to such conditions as the Chesapeake and Ohio canal company may consider necessary, to secure the canal from injury, in carrying into effect any plan that may be adopted for supplying the city of Washington with water as aforesaid.

To take effect