

CHAP. LXXVII.

CHAP. 77.

*An Act to enable the Mayor and City Council of Baltimore to introduce Water into the said City.* Lib. JG. No. 3, fol. 475.

Passed Dec. 18.

Preamble.

WHEREAS the conveying of water into the city of Baltimore, from the neighbouring springs or streams, will greatly contribute to the security of the said city from fire, and to the health and convenience of the inhabitants thereof;

2. BE IT ENACTED, by the General Assembly of Maryland, That the mayor and city council of Baltimore may, from time to time, and at all times hereafter, contract for, purchase, lease and hold, to them and their successors, in fee-simple, or for term of years, any land, real estate, spring, brook, water and water-course, and also the right to use and occupy for ever, or for term of years, any land, real estate, spring, brook, water and water-course, which they may conceive expedient and necessary for the purpose of conveying water into the said city, for the use of the said city, and the health and convenience of the inhabitants thereof, and also the right to enter and pass through, from time to time, as occasion may require, to dig canals in, lay pipes, and cleanse and repair the same, and to use and occupy the lands or grounds through which they may deem it necessary to convey the said water into the said city.

Mayor and city council may hold real estate, &c.

3. AND BE IT ENACTED, That upon the application of the mayor of the said city, (he being duly authorised by the city council of said city to make applications of such nature,) it shall and may be lawful for any justice of the peace for the county of Baltimore, from time to time, to issue his warrant to any surveyor of said county, to survey and plot any such land or parcel of ground, and any such spring, brook, water or water course, and every such tract or way through any lands or grounds for the conveying of any stream or streams of water into the said city, as shall be shewn to him by the said mayor, and it shall be thereupon the duty of said surveyor to proceed to make a correct survey and plot thereof, and the same, when finished, to deliver to the mayor of the said city, with a certificate and explanation thereof.

Land to be surveyed on application of mayor.

4. AND BE IT ENACTED, That if the mayor and city council of Baltimore shall make any agreement, bargain or contract, with the owner or owners of, (as the case may be,) or the person or persons solely or jointly interested, in possession, remainder or reversion, in any such land, real estate, spring, brook, water or water course, which they may conceive expedient or necessary to purchase and hold for the purpose of introducing water into the said city, or with the owner or owners, (as the case may be,) or the person or persons solely or jointly interested in possession, reversion or remainder, in any such grounds through which they may be desirous of conveying the said water into the said city, and for any right to enter and pass through the same, dig canals in, and lay or repair pipes therein, touching or concerning the purchase money to be paid, or recompense to be made to him, them, or any of them, respectively, then and in such case, such agreement, bargain or contract, shall be reduced to writing, specifying and declaring that the said land or real estate, and the said spring, brook, water or water-course, thus purchased as aforesaid by the said mayor and city council, for the purpose of introducing water into the said city, and the said grounds through which a right as aforesaid shall by said mayor and

Agreement with owners to be in writing.