

**CHAP. 77.** nation which said jury are hereby authorised and empowered to make, shall allow to every such owner or owners, or person or persons interested as aforesaid, an additional compensation of fifteen *per cent.* over and above the real value of the property which shall be taken from them in virtue of this act; *Provided*, that the mayor and city council of Baltimore shall not have the privilege of taking or using the waters, or any part of the waters, of Gwinn's Falls, Gwinn's Run, Jones's Falls or Herring Run, or of any other stream whereon a mill is erected, for the purposes aforesaid, without the permission and consent of all and every person who may have any lands or tenements adjoining the same, or who may have any benefit or advantage from the use of any of the said waters.

*Proviso.*

*On payment of sum assessed right to land vested in mayor, &c.*

8. **AND BE IT ENACTED**, That upon the payment of such sum or sums of money as shall or may be contracted or agreed for between the parties, or assessed by the jury aforesaid, for the land, real estate, spring, brook, water or water-course as aforesaid, or a legal tender thereof made by the said mayor to such owner or owners, as such other person or persons interested therein, at any time after the same shall have been so agreed for, or assessed, or if he, she or they, cannot be found, upon the payment thereof into one of the banks of Baltimore for his, her or their use, the right of such land, real estate, spring, brook, water or water-course, and the right of way and user in such grounds as aforesaid, in the manner as aforesaid, as shall be mentioned and specified in the agreement, bargain or contract, as aforesaid, or in the inquisitions aforesaid, shall thenceforth be vested in the mayor and city council of Baltimore, and their successors, for ever, or for term or term of years, according to the terms of said agreements or inquisition, and it shall and may then be lawful for the said mayor and city council of Baltimore, and their successors, their agents, workmen and servants, to enter at any and at all times hereafter upon the said premises, for the purpose of erecting necessary and convenient works and machines, cutting and opening trenches, laying and fixing or of repairing pipes, and covering the same, and finally, of doing all such matters and things as may be requisite for carrying the law into full and complete operation.

*A pannel of persons summoned to be returned—allowance to jury-men.*

9. **AND BE IT ENACTED**, That it shall be the duty of the several sheriffs who shall summon any person to attend as a juryman in virtue of this act, to return a list or pannel of such persons so summoned by him, to the sheriff of Baltimore county, before the day on which they are to be impannelled, and every such person who shall attend as a juryman aforesaid shall be allowed and paid by the mayor and city council of Baltimore the sum of four dollars *per diem* for their attendance, and also the amount of two days attendance for itinerant charges; and if any such juryman shall neglect or refuse to attend according to the said summons, the sheriff of Baltimore county shall return a list of all such persons to the next county court of their respective counties, who are hereby authorised to inquire into the circumstances, and fine such delinquent, in their discretion, not exceeding the sum of fifty dollars current money; and the said respective sheriffs shall be allowed the same fees as they are entitled by law to receive in all other cases for summoning and impannelling juries, to be paid by the said mayor and city council of Baltimore.