

LAWS OF MARYLAND.

such vacancy some person to fill the same, and in the manner and with the same qualifications as prescribed in Section 207 of this Act.

213B. Whenever the County Road Engineer shall find it necessary to open an outlet or watercourse through private property in Caroline County to secure proper drainage of any public road therein, he shall forthwith so inform the County Commissioners of said county, and if the owners of such property consent to the opening of such outlet or watercourses, and if such owners and the said County Commissioners shall agree upon the value and price to be paid for the same, then such consent and agreement shall be entered on the books of the Commissioners, and such outlet or watercourse shall be opened by the said County Road Engineer, but if the owner and the County Commissioners shall have such power and authority to condemn the land for such outlet or watercourse as is now or hereafter may be conferred by the Code of Public General Laws of the State of Maryland for condemning public highways, and shall appoint three examiners to go over such proposed outlet or watercourse for such drainage who, or a majority of whom, shall estimate the damage to the owner or owners of the land through which said outlet or watercourse is tendered to the owner of said private property, the said County Road Engineer shall immediately cause such outlet or watercourse to be opened; said County Road Engineer shall furnish said examiners with a plat showing the proposed location and profile of such outlet or watercourse; and for the purpose of making such plat and profile the said County Road Engineer is authorized to go upon any private property through which said proposed outlet or watercourse shall pass and to make whatever survey or surveys that he may deem necessary for such purpose; provided, that any such outlet or watercourse shall not be opened so as to pass through the buildings, gardens, yard or burial grounds of any person without the consent of the owner in writing.

SEC. 2. *And be it enacted*, That this Act shall take effect on July 1, 1904.

Approved April 12, 1904.

 CHAPTER 645.

AN ACT to appropriate a sum of money to improve the driveways and paths of the Executive Mansion grounds.