

## ARTICLE 33A.

### EMINENT DOMAIN.

6.

The method of condemnation provided under this section does not impair obligation of contract in B. & O. R. R. charter, this section merely changing the remedy to enforce right of condemnation. Metropolitan Branch built under act 1865, ch. 70. B. & O. R. R. Co. *v.* Maughlin, 153 Md. 375.

7.

Inquisition cannot be vacated for refusal to allow jury to view property of defendant on other side of street in absence of anything to indicate impairment of value or utility of such land by condemnation of land in question. Port Development Commission; harbor improvement. Public use. Evidence. Instructions. See notes to sec. 15. Marchant *v.* Baltimore, 146 Md. 524.

15.

Under this section and under the specific authority granted Public Improvement Commission and Port Development Commission of Baltimore City by chs. 373 and 560 of acts 1920, it was not necessary to have ordinance for particular condemnation for harbor development. See notes to sec. 7. Marchant *v.* Baltimore, 146 Md. 518.

This section referred to in sustaining condemnation proceedings under art. 23, sec. 331, *et seq.*, by Road Directors of Allegany County. Brady *v.* Road Directors, 148 Md. 499.

See notes to sec. 6.

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As to condemnation of property for public roads, see art. 91, sec. 28A.