

wharf rights, mill rights, water rights, franchises, rights of ingress and egress, and rights to light and air; to acquire all the material to be used in constructing and maintaining the works and improvements hereby authorized; and to do all the foregoing things and any other thing or things necessary and proper in preventing or lessening the danger from floods in said City of Cumberland and carrying out any and all of the provisions of said Partial Flood Prevention Plan; provided, however, that the foregoing rights and powers, and those hereinafter granted, shall be exercised by said Mayor and City Council of Cumberland only within the present limits of said City and within a distance of one mile in any direction beyond said limits.

1927, ch. 479, sec. 10.

**124.** If the Mayor and City Council of Cumberland shall determine to carry out said Partial Flood Prevention Plan or any part thereof by contract, or contracts, it shall advertise for bids upon the work contemplated, and shall furnish specifications to prospective bidders for the work to be contracted for, and said advertisement shall be published once a week for two consecutive weeks in two newspapers published in the City of Cumberland, and said Mayor and City Council may let said contract to the lowest responsible bidder, or said Mayor and City Council may reject all bids and re-advertise. Such contract or contracts, when awarded, shall be reduced to writing and shall be accompanied by or shall refer to plans and specifications for the work to be done prepared by an engineer, and each contractor shall give a good and approved bond, with ample security, conditioned upon the proper performance of said contract or contracts.

1927, ch. 479, sec. 11.

**125.** Said Mayor and City Council of Cumberland for the purpose of carrying out all or any part of the work necessary in putting into effect or completing said Partial Flood Prevention Plan, or in carrying out or exercising any of the powers granted by this Act, shall have a right of eminent domain over all property and property rights to be affected by said Plan, or necessary and proper in carrying out said Plan, and shall particularly have the right to condemn any and all walls, foundations, windows, doorways, rights to light or air, sewers, or any outlet or intake, in or along either side of Will's Creek within the limits of the City of Cumberland, any and all sheds, houses, fences, buildings or other structures or improvements in said Will's Creek Flood District, the bed, channel and banks of Will's Creek and any and all riparian rights in or to said Will's Creek within said City Limits; and said right to condemn shall include the right to change, alter, modify or remove any or all of said properties and rights, or any part or parts thereof, and to subject the same to permanent, temporary or partial uses, or any of them. And said Mayor and City Council of Cumberland shall also have a dominant right of eminent domain over the right of eminent domain of any railroad, telegraph, telephone, electric light, gas, water power, canal or other company