

court. Every such appeal shall, upon order of the appellant's attorney, be docketed as a separate case in the name of the appellant against the State of Maryland. Accompanying such order shall be a statement of the grounds upon which the appeal is based, and every such appeal shall be heard as promptly as may be on such day as the court shall fix. The appellant shall be entitled to have the amount of his damages or benefits assessed by a jury, and shall have the right to appeal to the court of appeals on any question of law involved. At every such inquisition the State shall proceed as if party plaintiff, and the costs in the circuit court shall be paid by the State. If no such appeal from the report of the commission shall be taken, or when all such appeals have been finally disposed of, it shall be lawful for the State Roads Commission (if for any reason such course may become necessary) to pay into court, under an order of the judge thereof, the amount due to any person in interest, and thereupon the title to the property so paid for shall be vested in the State of Maryland. In addition to publishing the notice of the preliminary report herein provided for, the commission shall cause a printed copy of such notice to be mailed to the persons interested, so far as their postoffice addresses are known or can reasonably be ascertained; provided, however, that such action shall not be deemed a pre-requisite to the validity of the proceeding. If any of the parties in interest residing in this State are within the age or non compos mentis or other contractual disability and are not represented by a guardian, committee or trustee, it shall be the duty of the commission to certify such fact to the court at the time of filing its final report, and thereupon the court shall make such order for the protection of the rights of such person under disability as may be proper.

This section does not constitute consent by the State Roads Commission to be sued in an original proceeding. State Roads Commission may condemn for highway purposes under this section or according to the methods prescribed in art. 23, secs. 203-209 and 331-337. *Dunne v. State*, 162 Md. 274, 290.

See notes to Md. Constitution, art. 3, sec. 40.

1931, ch. 539, sec. 26.

26. It shall be lawful for the State Roads Commission to make, from time to time, such changes as to it may seem desirable in the projected locations of any road authorized to be constructed hereunder.

1931, ch. 539, sec. 27.

27. It shall be lawful for the State Roads Commission to make and enforce, from time to time, such regulations and orders as it may deem necessary for the preservation of State roads, and herein to regulate the use of the same by traction engines, wagons, sleds and such other vehicles or conveyances as by such use produce more than an ordinary amount of wear and tear thereon. Such orders and regulations, when and as promulgated or altered, shall be published once a week for three successive weeks in some newspaper of the county in which the road or roads affected may lie. Any person knowingly violating any such order or regulation shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be