

the commission will hear objections and make such corrections as may be proper. After the expiration of said period of fifteen days a final report, including such plat or plats as may be necessary, shall by the commission be deposited with the clerk of the circuit court for the county in which the property to be taken lies; and thereupon the commission shall, by advertisement inserted three times successively in one or more newspapers published in said county, give notice to the parties interested (naming them) that such final report has been deposited, and that after the expiration of twenty-one days from the date of the first publication the said report will become (and the same shall become) absolute and final as against all persons who shall not in the meantime have appealed therefrom to such circuit 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. 206-212 and 329-335. *Dunne v. State*, 162 Md. 274, 290.

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

Duties and Powers.

1931, ch. 539, sec. 26.

41. 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.

42. 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