

all fines that shall be imposed as provided by said section shall be appropriated by said criminal court in conformity with existing laws.

SEC. 2. *And be it enacted*, That this act shall take effect from **Effective.** the date of its passage.

Approved April 8, 1890.

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CHAPTER 606.

AN ACT to repeal and re-enact with amendments section thirty-eight, of article two, of the Code of Public Local Laws, title "Anne Arundel county," sub-title "Annapolis."

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That section thirty-eight, of article two, of the Code of Public Local Laws, title "Anne Arundel county," sub-title "Annapolis," **Repeat** be and the same is hereby repealed and re-enacted with amendments so as to read as follows:

38. Whenever in the judgment of the mayor, counsellor and aldermen of the city of Annapolis, it is deemed advisable to open, widen, straighten or extend any street, lane or alley or any part thereof in said city, and the owner or owners of the land or improvements thereon cannot agree with said corporation upon the value of the property necessary for said purpose; or if the owner or owners or any of them be an infant, *non compos mentis* or for any other cause be legally incapable of contracting, application may be made by said corporation to any justice of the peace of Anne Arundel county who shall issue his warrant directed to the sheriff of said county, requiring him to summon a jury of twenty inhabitants of said city not related to the owner or in anywise interested in said land, nor connected with said corporation, to meet on the land to be valued and condemned on a day named in said warrant, not less than ten nor more than twenty days after issuing the same; and if at the time and place any jurors summoned do not attend or shall be excused by the sheriff, then the sheriff shall immediately summon as many jurors as may be necessary to make twenty jurors, and from them each party or its. his, her or their agent or attorney shall strike four jurors, or if either party be not present in person or by agent or attorney, the sheriff may strike off four jurors, and from those remaining on the list shall select twelve to act as the jury of inquest of damages; before the jury shall proceed to act the sheriff shall administer to each of the jurors an oath that he will justly and impartially value the damages which the owner of the property sought to be condemned, will sustain by reason of the occupation of the land required by the corporation for the purpose aforesaid, **To open streets, &** **Jury.**