

issue and the amount to be issued to the voters of said city after twenty days' public notice by hand bills and publication in two newspapers in the city, and two-thirds of the legal votes cast upon such question shall be in favor thereof before any action shall be taken thereon.

78 C. And the said mayor and city council are hereby authorized to agree with the owner or owners of any land, real estate, spring, brook, water or water course as aforesaid, earth, timber, stone, or other material which they may conceive expedient or necessary to purchase and hold for the purpose of introducing an additional supply into or improving the present supply of water in the city of Cumberland.

May agree  
for  
Property.

78 D. That if the said mayor and city council cannot agree, or if there be any incapacity or disability to contract with the owner or owners of such land, or real estate, spring, brook, water or water course as aforesaid, earth, timber, stone or other material, or with the owner or owners of such land through which they may find it necessary to have a right of way, or entry, or passage for the purpose of conveying the said water into or through the said city, or if such owner or owners shall be absent out of the State, or unknown or without legal capacity to contract, by reason of infancy, coverture or otherwise, it shall be lawful for the mayor and city council of Cumberland to secure by condemnation, any such lands, real estate, spring, brook, water or water course, easement or franchise, earth, timber, stone or other materials which they may deem necessary, in the same manner and by the same proceedings as is now provided for in condemnation by corporations under article twenty-three, section 248, etc., of the Code of Public General Laws of the State of Maryland.

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78 E. That for the purpose of carrying out the provisions of the charter in reference to the water works of the city, and their extension and improvement, the mayor and city council of Cumberland shall, as soon as may be practicable, provide by ordinance for the creation of a board of water commissioners, to be composed of three tax payers and citizens of said city, one of whom shall be of opposite politics, to be appointed by said mayor and city council, and the mayor of the city shall, in addition thereto, be a member and chairman of said board. Said board shall serve for a term of years to be regulated in said ordinance, and shall have full control and charge of the present water works and system of the city, and of any and all alterations in the same, and of any new system which may be created, and shall have the supervision of any new system which shall or may hereafter be constructed, and the mayor and city council shall

Board of  
water com-  
missioners.