

other legal disability, or out of said county, the said company may proceed to condemn and acquire the use of the same for the purposes of said electric railway or railways or for the purposes of the motive power thereof (provided that the right of condemnation shall not apply to any water power or other property adjacent thereto and necessary therefor used in part or in whole for manufacturing purposes) in the manner provided for by the Code of Public General Laws article 23, section 167 inclusive, so far as the same may be applicable to said corporation and provided further that before said company shall lay the tracks for said railway along any of the routes that may from time to time be determined upon by it, the said company shall file with the county commissioners of said county, a written description of the particular route selected as far as the same shall effect the highways of said county and the said commissioners shall thereupon, at the expense of said company, cause to be published, once a week for two successive weeks in each of two newspapers published in said county, a notice describing the particular highways sought to be used by said company, and specifying some day not less than five days after the publishing of the last notice herein required, on which the said application shall be considered, and if said commissioners shall determine that the building of the proposed railway, over each particular route that may from time to time be selected and for which permission may from time to time be asked, shall be for the benefit of the public, the said commissioners may grant the permission sought, and if they shall determine that any such permission sought if granted will not result in benefit to the public the same shall be by them refused, and said commissioners shall attach to the granting of any such permission, such reasonable regulations as to the manner of constructing any of said railways and the time in which the same shall be completed, as to them may seem proper, and if after the granting of permission to use the highways of said county for the purposes of any such lines of electric railway as are mentioned in this act, the said commissioners shall determine, after hearing, that the construction and completion of any such railway is not being pushed to final completion with reasonable diligence the said commissioners shall revoke the same and said commissioners shall grant no new permission to construct railways under this act, along the highways of this county until all railways, for the construction of which along said highways permission had previously been given, have been substantially completed, and provided further that nothing herein contained shall be so construed as to in any manner prevent the said