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properly have incurred in the discharge of its duty, and no part of said proceeds of sale of said bonds shall be paid out by said school treasurer except on the warrant of said building committee.

Approved March 22, 1906.

CHAPTER 123.

AN ACT to enable the Mayor and City Council of Baltimore City to appropriate money to compensate Arthur W. Shanklin for the loss of a spring.

Preamble.

WHEREAS, The Mayor and City Council of Baltimore caused to be constructed a water tunnel or conduit in Baltimore county, which runs through the property of Arthur W. Shanklin, in connecting Loch Raven with Lake Montebello; and

WHEREAS, The said tunnel has drained and caused to go dry a large and valuable spring on the property of said Arthur W. Shanklin, depriving him for all time of the water therefrom, leaving him without any water supply whatever, doing him incalculable damage, and causing him the expense and inconvenience of obtaining water from a long distance by means of pipes; and

WHEREAS, The damages allowed said Arthur W. Shanklin for the right of way through his property, before the said tunnel was constructed, were merely nominal, and did not take in consideration the loss of the aforesaid spring, the testimony of the expert engineers for the city being that the said spring would not be affected; and

WHEREAS, The city of Baltimore has received all the water from the said spring since the said tunnel was constructed, and will continue to do so as long as the same shall exist; and

WHEREAS, The said Arthur W. Shanklin has never been paid for the loss of his spring; therefore,

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That the Mayor and City Council of Baltimore city are hereby authorized and empowered to appropriate such a sum of money as they shall find upon investigation to be a just and fair compensation to said Arthur W. Shanklin for the loss of said spring.

Sum of money
appropriated.