

proposed object; and the whole amount of such valuation, when finally decided on, shall be paid, or tendered to the said owner or owners, before any part thereof shall be destroyed, removed or used, unless such owner or owners shall assent thereto in writing, as now provided for by law. And the said Commissioners, after giving ten days' notice in two of the daily newspapers of the City of the time and place, manner and terms of sale, shall sell by public auction to the highest bidder, the materials of any house or houses which it shall be necessary to remove, in whole or in part, and also the residue of any lot, of which a part shall be taken and used to effect the object confided to the Commissioners, and which residue shall have been, with the consent of the Commissioners aforesaid, surrendered by the owners thereof as aforesaid; the purchase money to be paid when full possession shall be given of the property or materials so sold. And the said Commissioners, or a majority of them, on receiving the purchase money aforesaid, and not before, shall by a good and sufficient deed convey the lot or lots of ground by them so sold to the purchaser. And all such sales shall be made before the Commissioners shall proceed to assess the amount of damages and expenses as may be directed to be assessed by ordinances relating to the condemnation of streets. And the said Commissioners are duly empowered to take and receive a good and sufficient bond from the purchaser or purchasers aforesaid, with a penalty to the Mayor and City Council of Baltimore, conditioned that the purchase money shall be duly paid at such time as the said Commissioners are prepared to deliver possession of said lot, or lots and improvements, or improvements, as the case may be, and conditioned further, that said purchaser or purchasers shall remove, within sixty days thereafter, from the bed of the street all such materials so sold, and all rubbish or other obstructions in said street occasioned thereby, and in the event of the purchaser or purchasers not complying with the terms of said sale, the Commissioners shall re-sell the said lot, or lots and improvements, or improvements, as the case may be, at the risk of the former purchaser or purchasers, giving not less than five days' notice of said re-sale in two of the daily newspapers of the City aforesaid; *provided*, however, that when in the judgment of the said Commissioners a part only of the whole of a lot, or a part of the whole of the