

tated Code of Maryland (1939 Edition), title "Aeronautics," sub-title "Airports," relating to municipal airports or landing fields and regulations applicable thereto.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Sections 35, 36, 37, 38, 39 and 41 of Article 1A of the Annotated Code of Maryland (1939 Edition), title "Aeronautics," sub-title "Airports," be and the same are hereby repealed and re-enacted, with amendments, to read as follows:

35. Every city, village, or town in this State is hereby authorized to acquire, establish, construct, own, control, lease, equip, improve, maintain and operate airports or landing fields or other facilities for the use of any type of aircraft either within or without the limits of such cities, villages, or towns, and may use for such purpose or purposes any property suitable therefor that is now or may at any time hereafter be owned or controlled by such city, village, or town.

36. The Board of County Commissioners of any county in this State is hereby authorized to acquire, establish, construct, own, control, lease, equip, improve, maintain and operate airports or landing fields or other facilities for the use of any type of aircraft within the limits of such counties, and may use for such purpose or purposes any property suitable therefor that is now or may at any time hereafter be owned or controlled by such county.

37. Any property, including air rights or interests acquired, owned, controlled, or occupied by such cities, villages, towns, or counties for the purposes enumerated in Sections 35 and 36 hereof shall and are hereby declared to be acquired, owned, controlled, and occupied for a public purpose and as a matter of public necessity, and such cities, villages, towns, or counties shall have the right to acquire property of every kind, including air rights or interests, for such purpose or purposes under the power of eminent domain as and for a public necessity.

38. Private property of every kind, including air rights or interests, needed by a city, village, town, or county for an airport or landing field or other facilities for the use of any type of aircraft shall be acquired by purchase if the city, village, town, or county is able to agree with the owners on the terms thereof, and otherwise by condemnation, in the manner provided by law under which the city,