

An act for the benefit of the town of Elkton, in Cecil County, and to authorise the Town Commissioners to do certain acts therein mentioned, for the benefit of the said town. Passed Feb. 26,
1839.

WHEREAS, it has been represented to the General Assembly, by the town commissioners, and many of the citizens of Elkton, that the town is very badly supplied with water, and in case of fire stands in the most imminent danger of being consumed, without adequate means of relief within reach:—Therefore. Preamble

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That for the purpose of supplying the town of Elkton with water, to be used in cases of fire and for other purposes, the present board of town commissioners and their successors, be, and are hereby authorised and empowered to divert a part of the Big Elk Creek from its present channel, and bring it along by and through the said town, by means of a ditch or canal, to be cut of such dimensions as the said town commissioners may deem most advisable, and in such manner and such direction as they may think proper. Power to divert
Elk Creek

Sec. 2. *And be it enacted,* That the president of the board of town commissioners, may agree with the owner, or owners, of any land or property through which it may be necessary to cut the said ditch or canal, for the purchase, or use, and occupation of the same; and in case they cannot agree, then the said president, on application to a justice of the peace of Cecil county, the said justice shall issue his warrant under his hand and seal, directed to the sheriff of the said county, requiring him to summon a jury of twenty inhabitants of said county, to meet on the land to be valued, not less than five, nor more than ten days after issuing the same, and in case any of the jurors aforesaid do not attend, the said sheriff shall instanter summon as many jurors as may be necessary with the jurors in attendance, to furnish a pannel of twenty jurors in attendance, and from them, each party, his, her or their agent, and if either be not present in person, or by agent, the sheriff may strike off four persons Authority to con-
tract with propri-
etors

Case of non-agree-
ment

Mode of valuation
prescribed