

thorised and directed to survey, lay out and locate, within ninety days from the passage of this act, an avenue of the width of one hundred feet, beginning for the centre thereof, at the intersection of the centre of O'Donnell street, with the centre of Third street, as laid out on the plat of the property of the Canton Company, then for the centre of said Avenue, Northwardly with the centre of Third street, to the centre of Bank street; then for the centre of said Avenue with the centre of Bank street, Westwardly to the centre of First street, as laid out in the plat aforesaid; then for the centre of said Avenue with the centre of first street, as laid out in said plat, Northwardly to a point where the centre of East Monument street would strike, if continued Eastwardly in a straight line from its present termination, at the Eastern boundary line of the city of Baltimore.

SEC. 2. *And be it enacted*, That the said Commissioners or a majority of them, shall proceed to condemn, value and assess, the damages to be sustained, and the benefit to be derived from the opening of such Avenue, by the owners of property through which the same may pass, and as soon as may be after such location, shall file a map of said Avenue, so located, together with a report of their proceedings, with the clerk of the Circuit Court for Baltimore county, showing the amount awarded to or assessed against each property owner, in the laying out and locating said Avenue.

Shall proceed to condemn.

SEC. 3. *And be it enacted*, That upon the assent thereto of J. S. Nicholas Wilson, N. Nicholas, Miles White, H. R. Glenn, W. W. Glenn, John Glenn, W. H. Gatchell, Thomas G. Pratt, J. H. Pleasants, President of the Canton Company, Keyser and Manderson, and A. and J. Manderson, owners of four-fifths of the ground fronting on said Avenue, signified by the payment of the damages and expenses assessed against them in said report, to the Sheriff of Baltimore county, to be by him distributed, the aforesaid Avenue shall be deemed and taken as condemned, for a public highway forever; *Provided however*, that the opening of said Avenue shall not be a charge upon Baltimore county, but that the same shall be located and opened at the expense of the party petitioners hereto.

Condemned.

Proviso.