

ment Volume), title "Eminent Domain," to provide for the quick taking of property in Anne Arundel County upon tender of the appraised value of such property, and matters generally related thereto CONTINGENT UPON THE ADOPTION OF THE PROPOSED CONSTITUTION BY THE VOTERS OF THE STATE.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 14 of Article 33A of the Annotated Code of Maryland (1967 Replacement Volume), title "Eminent Domain," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

14.

For the purposes of this article, property shall be deemed to have been taken:

1. In cases in which the plaintiff is lawfully authorized to take the property before trial pursuant to Section 40A or Section 40B of Article III of the Constitution of this State, when the payment required thereunder has been made to the defendant or into court and any security required thereunder has been given and the plaintiff has taken possession of the property and actually and lawfully appropriated it to the public purposes of the plaintiff.

2. *Private property shall not be taken for public use without just compensation to be agreed upon between the parties, or awarded by a jury, being first paid or tendered to the party entitled to such compensation, but where such property is situated in Anne Arundel County, AND IS NEEDED BY SAID COUNTY FOR HIGHWAY PURPOSES OR FOR WATER SUPPLY, SEWERAGE OR DRAINAGE SYSTEMS TO BE EXTENDED OR CONSTRUCTED BY SAID COUNTY, the County Council of said county may provide for the appointment of an appraiser or appraisers by a Court of Record to value such property and upon payment of the amount of such evaluation, TO the party entitled to compensation, or into Court, and securing the payment of any further sum that may be awarded by a jury, such property may be taken. THE PROVISIONS OF THIS SECTION SHALL NOT APPLY IN ANNE ARUNDEL COUNTY IF THE PROPERTY ACTUALLY TO BE TAKEN INCLUDES A BUILDING OR BUILDINGS.*

3. **[2]** In all other cases, upon payment of the judgment and costs by the plaintiff pursuant to Subtitle U of the Maryland Rules.

SEC. 2. AND BE IT FURTHER ENACTED, THAT THE PROVISIONS OF THIS ACT SHALL TAKE EFFECT ONLY IF THE VOTERS OF THE STATE ADOPT THE PROPOSED NEW CONSTITUTION AT THE ELECTION OF MAY 14, 1968.

~~Sec. 2. And be it further enacted, That this Act shall take effect July 1, 1968.~~

SEC. 3. AND BE IT FURTHER ENACTED, THAT THIS ACT SHALL TAKE EFFECT JULY 1, 1968, SUBJECT, HOWEVER, TO THE PROVISIONS OF SECTION 2.

Approved May 7, 1968.