

operating the Expressway, and, inasmuch as the Expressway will at all times belong to the State, such covenant will have the force of contract between the State and the holders of such revenue bonds.

The Commission is hereby authorized to fix, revise, charge and collect tolls for the use of each turnpike project and the different parts or sections thereof, and to contract with any person, partnership, association or corporation desiring the use of any part thereof, including the right-of-way adjoining the paved portion, for placing thereon telephone, telegraph, electric light or power lines, gasoline stations, garages, stores, hotels, and restaurants, or for any other purpose except for tracks for railroad or railway use, and to fix the terms, conditions, rents and rates of charge for such use.

Provided, however, that the Commission shall construct any gasoline service facilities which it may determine are needed on the project, and provided further, that to afford users of the project a reasonable choice of motor fuels manufactured, produced or marketed by different companies, each such gasoline service station shall be separately offered for lease upon sealed bids, and after notice of the offer has been published once a week in three successive weeks in a newspaper having general circulation in this State; and in order to promote competition and prevent monopolies, a sufficient number of gasoline service stations not less than two in number may be established in each service area along any Expressway, and the fuel products offered for sale and sold on said Expressway shall be sold at not more than the price prevailing for said products at service stations adjacent to and in the vicinity of said Expressway. In the event an acceptable bid shall be received in the judgment of the Commission, each such lease shall be awarded to the highest responsible bidder therefor, but no person shall be awarded or have the use of, nor shall motor fuel identified by the trade marks, trade names or brands of any one supplier, distributor or retailer of such fuel be sold at more than one service station if they would constitute more than twenty-five per centum of the service stations on the entire project. **NO ONE PERSON MAY BE AWARDED A LEASE OR HAVE THE USE OF MORE THAN 50% OF THE TOTAL NUMBER OF SERVICE STATIONS ON THE ENTIRE PROJECT, NOR SHALL ANY ONE SUPPLIER, DISTRIBUTOR, OR RETAILER OF MOTOR FUEL HAVE THE RIGHT TO MARKET FUEL IDENTIFIED BY ITS TRADEMARK, TRADE NAME, OR BRAND, AT MORE THAN 50% OF THE TOTAL NUMBER OF SERVICE STATIONS ON THE ENTIRE PROJECT.**

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1973.

Approved May 21, 1973.

CHAPTER 394

(Senate Bill 412)

AN ACT to repeal and re-enact, with amendments, Section 9 of Article 89B of the Annotated Code of Maryland (1969 Replacement Volume), title "State Roads," subtitle "In General," to amend the procedure for a quick taking of property by the State Roads Commission, to delete certain obsolete references, and generally relating to condemnation of property by the State Roads Commission.