

economic welfare of the westernmost counties of Maryland the State Roads Commission is authorized to acquire by purchase, gift or condemnation real property or any interest in such property adjacent to or near U.S. Route 40 between Hancock in Washington County and the Pennsylvania line in Garrett County for the purpose of providing areas suitable for roadside parks and recreational areas, provided that such authorization shall be limited to ten roadside parks and recreational areas each not to exceed an area of twenty acres, and provided further that no such area shall be acquired by the State Roads Commission until written approval is received from the Department of Natural Resources to the effect that the land is appropriate for and will be developed by said Department as a park or recreational area.

The State Roads Commission may not acquire such property other than by purchase or gift unless the Commission, determines that the property is necessary in its judgment for such roadside parks or recreational areas, the acquisition by condemnation to be in accordance with the provisions of Title 12 of THE REAL PROPERTY Article [21] of [this] THE Code.

10.

In cases where the State Roads Commission decides to construct a new highway or decides to make a major improvement to an existing highway, the Commission shall adhere to the hereinafter described procedure for acquiring, by condemnation, land and property rights for such highway construction or improvement. Insofar as practicable, the Commission shall use such condemnation procedure in acquiring rights-of-way and property rights for major highway construction or reconstruction, but in cases where the Commission deems the procedure inappropriate, it shall not be precluded from acquiring property under the provisions of the appropriate sections of this article and Title 12 of THE REAL PROPERTY Article [21] of [this] THE Code.

18.

In the event either the Commission or the property owner shall be dissatisfied with the findings and award of the board of property review either shall have the right of appeal to the circuit court for the county or the Superior Court for Baltimore City, as the case may be, in whichever jurisdiction the property is situated. Upon appeal the case shall be heard and determined under the procedure set forth in this article and Title 12 of THE REAL PROPERTY Article [21] of [this] THE Code. If the Commission shall have failed to acquire title to the property and ascertained the amount to be paid for same