

(3) "PROPERTY" MEANS REAL PROPERTY IN FEE SIMPLE OR ANY LESSER RIGHTS, INTEREST OR ESTATES THAT ARE NECESSARY FOR EITHER THE INTRASTATE OR INTERSTATE PURPOSES OF THE OIL PIPELINE CORPORATION OR BOTH, AND INCLUDES;

(I) ANY PRIVATELY OWNED PROPERTY,

AND

(II) PROPERTY OWNED BY ANY PUBLIC BODY,

(III) PROPERTY DEVOTED TO ANY PUBLIC USE IF THE ACQUISITION DOES NOT MATERIALLY INTERFERE WITH THAT PUBLIC USE.

(B) AN OIL PIPELINE CORPORATION WHICH IS OPERATING EXISTING OIL PIPELINES IN THIS STATE MAY ACQUIRE BY EMINENT DOMAIN ANY PROPERTY ~~WITHIN ITS EXISTING RIGHTS OF WAY~~ NECESSARY FOR THE CONSTRUCTION AND OPERATION OF ADDITIONAL OIL PIPELINES AND APPURTENANCES ALONG, ON, ADJACENT TO, OR INCIDENTALLY DEVIATING BUT NOT MORE THAN 50 FEET, FROM THOSE ROUTES FOLLOWED WITHIN ~~ITS EXISTING THESE ITS EXISTING~~ RIGHTS OF WAY.

(C) ANY ACQUISITION UNDER THIS SECTION SHALL BE IN ACCORDANCE WITH THE PROVISIONS OF TITLE 12 OF THE REAL PROPERTY ARTICLE OF THE CODE.

(D) THE EXERCISE OF THE AUTHORIZATION IN THIS SECTION IS LIMITED TO ANNE ARUNDEL, BALTIMORE, CARROLL, CECIL, HARFORD, HOWARD, MCNTIGMERY, AND PRINCE GEORGE'S COUNTIES AND BALTIMORE CITY.

(E) ANY PROPERTY USED FOR CONSTRUCTION OR MAINTENANCE OF ANY PIPELINE SHALL BE RESTORED TO ITS ORIGINAL CONDITION BY THE OIL PIPELINE CORPORATION AND SUCH CONSTRUCTION OR MAINTENANCE AND THE RESTORATION SHALL BE COMPLETED WITHIN 7 DAYS AFTER ITS COMMENCEMENT WITH RESPECT TO THAT PARCEL OF PROPERTY. HOWEVER, IF WEATHER CONDITIONS OR THE NATURE OF THE TERRAIN THROUGH WHICH THE PIPELINE GOES MAKE UNFEASIBLE COMPLETION OF SUCH CONSTRUCTION, OR MAINTENANCE AND RESTORATION WITHIN 7 DAYS, THEN THE OIL PIPELINE CORPORATION SHALL HAVE 30 DAYS.

~~(F) (F) OTHER THAN FOR ACQUISITIONS UNDER SUBSECTION (B) OF THIS SECTION,~~ THE RIGHT TO ACQUIRE ANY PROPERTY UNDER THIS SECTION MAY NOT BE EXERCISED UNLESS THE OIL PIPELINE CORPORATION, WHETHER OR NOT IT IS OTHERWISE SUBJECT TO THE JURISDICTION OF THE PUBLIC SERVICE COMMISSION OF MARYLAND, FIRST OBTAINS AN ORDER FROM THE PUBLIC SERVICE COMMISSION AFTER A PUBLIC HEARING WITH WRITTEN NOTICE TO ALL AFFECTED PROPERTY OWNERS FINDING THE ACQUISITION TO BE IN THE PUBLIC INTEREST, AND THE PUBLIC SERVICE COMMISSION IS AUTHORIZED TO MAKE A FINDING AND ISSUE AN ORDER.

~~(F) (G)~~ THE PROVISIONS OF THIS SECTION MAY NOT BE CONSTRUED AS IN ANY WAY AFFECTING ANY LAW OF THIS STATE WHICH IS APPLICABLE GENERALLY OR SPECIFICALLY TO OIL