

ADMINISTRATION, but shall have the right to divert, alter, close or destroy any State road or bridge under the jurisdiction of the State [Roads Commission,] HIGHWAY ADMINISTRATION when necessary in the course of such work, only by agreement with the State [Roads Commission,] HIGHWAY ADMINISTRATION, on such terms as [to] replacing the [same] ROAD OR BRIDGE for the convenience of the public as may [by said] BE REQUIRED BY THE State [Roads Commission be required] HIGHWAY ADMINISTRATION. In the event that [said] BALTIMORE City and the State [Roads Commission] HIGHWAY ADMINISTRATION may not be able to agree upon the terms under which [said] THE State road or bridge is to be altered, diverted, closed or destroyed, or upon the location or character of the State road or bridge to replace the same, or upon any other terms [as to the replacing] CONCERNING REPLACEMENT of the [same,] ROAD OR BRIDGE, the matter shall be referred to the Chief Engineer of the State [Roads Commission for the time being,] HIGHWAY ADMINISTRATION and the Director of Public Works of Baltimore City, for the time being, who shall have [plenary] COMPLETE power IN EVERY RESPECT to consider and decide all questions in connection with such diversion, alteration, closure or destruction of such State road or bridge, and to determine where, how and in what manner, and within what time, the [same] ROAD OR BRIDGE shall be replaced by [said] BALTIMORE City. No State road or bridge shall be closed or altered in whole or in part under the provisions of this subheading until another [shall have been] IS constructed and opened to the public in lieu thereof as herein provided, and [said] THESE Engineers shall have full power and authority to summon, and require the attendance of, all witnesses in connection with their inquiries under this section, and to require that their testimony shall be taken under oath, as required by law. The decision of [said] THESE Engineers in all matters between [the] BALTIMORE City and the State [Roads Commission] HIGHWAY ADMINISTRATION which may [devolve] PASS BY TRANSFER OR SUCCESSION upon them under this section shall be final and conclusive unless impeached for fraud in appropriate proceedings instituted in the Circuit Court [of] FOR Baltimore City, to set aside their findings on such ground. Whenever [said] THESE Engineers may require and determine that the Mayor and City Council of Baltimore shall construct a road to replace any State road diverted, altered, closed or destroyed, or to be diverted, altered, closed or destroyed in the course of the work contemplated by this subheading, [said] BALTIMORE City shall have THE power to agree with the owners of land, property or things to be taken or injuriously affected in the construction thereof, and, in default of agreement, to condemn the right of way under the provisions of this subheading, authorizing the condemnation of property, land or things for the purposes of this subheading, or may, at its election, make application to the State [Roads Commission] HIGHWAY ADMINISTRATION for the opening or alteration of such State road, in which latter event the proceedings shall be those prescribed by law for the opening or alteration of State roads, except that no land owner shall be assessed for any part of the cost thereof, the whole of such cost to be [borne] PAID by the Mayor and City Council of Baltimore. In the event of disagreement between the said Engineers as to any matter