

owners, such lands, sand, earth or gravel, as may be necessary for the purposes of said company; or if the owner is absent from said county, or under any legal disability, then said company may require a justice of the peace to issue a warrant to the sheriff, commanding him to summon a jury of twenty inhabitants of the county, where such lands lie, and the same proceedings shall be had and the mode of condemnation and assessment of damages pursued, which are prescribed by the 16th section of the act of Assembly, passed at December session 1831, chapter 207, entitled, an act to incorporate the Cecil County Rail Road Company; and upon the return of the inquisition to the county court, upon the application of either party, the said court shall review the same, and if the said court shall be of opinion, either from the testimony in the case, and from a view of the premises, which, if the judges deem it expedient, they may take, that the damages assessed are too high or too low, then the inquisition shall be set aside, and a new inquisition ordered to be taken."

Strike out the word "that" 1st line, 11th section, to the word "the" 18th line, same section.

Strike out the 12th section.

Strike out the 16th section.

At the end of the 18th section, add: And provided, that if the said company shall not bona-fide commence their works in two years, and complete the same in seven years, then this act shall be, and it is here by declared to be, forfeited and of none effect."

In the 15th line of the second section strike out the word "either;" and in the same line, same section, strike out the words "or approved note of hand;" and in the 16th line, same section, strike out the words "and notes."

In the 5th section, strike out the words "together with all the right, privileges and franchises of, or incident to a corporation."

Read the first and by special order the second time, assented to, and the bill as amended ordered to be engrossed.

Mr. Hammond submitted the following message, which was read and assented to.

*House of Delegates,*

*March 7th, 1840.*

*Gentlemen of the Senate:*

We have received from your honorable body, the bill which originated in this house, for the regulation of the municipal government of Howard District, of Anne Arundel county, with the amendments which you propose.

We have every reason to believe that the people of said district, are greatly opposed to an election for commissioners, before the next annual election, as they have just passed through one of great excitement, and desire to avoid all unnecessary expenses at this time when their municipal government is but just going into operation. But for the purpose of getting the provisions of this bill in operation so soon as possible, we have concurred in your amendment requiring an election for commissioners, though we