

Court, and securing the payment of any further sum that may be awarded by a jury, such property may be taken; AND WHERE THE PROPERTY IS SITUATED IN WICOMICO COUNTY AND IN THE JUDGMENT OF AND UPON A FINDING BY THE WICOMICO COUNTY COUNCIL THAT THERE IS AN IMMEDIATE NEED TO ACQUIRE PROPERTY FOR PUBLIC USE, THE WICOMICO COUNTY COUNCIL MAY PROVIDE THAT THE PROPERTY MAY BE TAKEN IMMEDIATELY UPON PAYMENT TO THE OWNER OR OWNERS THEREOF, OR INTO COURT, OF ANY AMOUNT THAT A LICENSED REAL ESTATE BROKER APPOINTED BY THE WICOMICO COUNTY COUNCIL ESTIMATES TO BE THE FAIR MARKET VALUE OF THE PROPERTY, IF THE WICOMICO COUNTY COUNCIL SECURES THE PAYMENT OF ANY FURTHER SUM THAT MAY SUBSEQUENTLY BE AWARDED BY A JURY; and where such property is situated in Montgomery County and in the judgment of and upon a finding by the County Council of said County that there is immediate need therefor for right of way for County roads or streets, the County Council may provide that such property may be taken immediately upon payment therefor to the owner or owners thereof, or into court, such amount as a licensed real estate broker appointed by the County Council shall estimate to be the fair market value of such property, provided that the Council shall secure the payment of any further sum that may subsequently be awarded by a jury. In the various municipal corporations within Cecil County, where in the judgment of and upon a finding by the governing body of said municipal corporation that there is immediate need therefor for right of way for municipal roads, streets and extension of municipal water and sewage facilities, the governing body may provide that such property may be taken immediately upon payment therefor to the owner or owners thereof, or into court, such amount as a licensed real estate broker appointed by the particular governing body shall estimate to be a fair market value of such property, provided that the municipal corporation shall secure the payment of any further sum that subsequently may be awarded by a jury. This Section 40A shall not apply in Montgomery County, WICOMICO COUNTY, or any of the various municipal corporations within Cecil County, if the property actually to be taken includes a building or buildings.

SECTION 2. AND BE IT FURTHER ENACTED, That the General Assembly determines that the amendment to the Constitution of Maryland proposed by this Act affects only one county and that the provisions of Article XIV, Section 1 of the Constitution concerning local approval of constitutional amendments apply.

SECTION 3. AND BE IT FURTHER ENACTED, That the foregoing section proposed as an amendment to the Constitution of Maryland shall be submitted to the legal and qualified voters of this State at the next general election to be held in November, 1980 for their adoption or rejection in pursuance of directions contained in Article XIV of the Constitution of this State. At that general election, the vote on this proposed amendment to the Constitution shall be