Relating to assessment of benefits for the opening of streets.

SECTION 10 A. Whenever there is any appeal from the action of the Commissioners for Opening Streets to the Baltimore City Court, either by Mayor and City Council of Baltimore, or by any person having or claiming to have any interest in any lot or parcel of ground assessed with benefits, or the whole, or any part of which is taken for the laying out, opening, extending, widening or straightening of any street, square, lane or alley, the jury shall award and assess *de novo* the damages and benefits to be allowed and charged for and to such lot of ground. In assessing the value of any lot taken in whole or in part for the public use the jury shall value the fee simple interest of the part taken and add thereto compensation for such damages, if any, as is done by the taking to the fee simple interest in the part not taken; and shall apportion the damages so awarded among the owners of the different estates therein according to the value of their respective interests. Upon the filing of any appeal or appeals from the action of the Commissioners for Opening Streets in the Baltimore City Court, the Clerk of the Baltimore City Court shall, within ten days thereafter, cause to be inserted in two of the daily newspapers of the city of Baltimore, twice a week for two weeks, a notice to all persons interested that an appeal has been prayed from the action of the Commissioners for Opening Streets in the matter of laying out, opening, extending, widening or straightening of such a street, square, lane or alley, as the case may be, and warning them to take such steps to protect their several interests as they may deem proper; the cost of the insertion of said notice to be paid by the Mayor

and City Council of Baltimore; the failure of the clerk, to insert such a notice, however, shall not in any way affect the jurisdiction of the Baltimore City Court to hear and determine any and all such appeals.

Approved April 25, 1895.

FERDINAND C. LATROBE, *Mayor.*

No. 40.

An Ordinance to appropriate a sum of money to purchase a lot of ground and the building thereon, known as No. 217 Asquith street, near Lexington street, for the use and accommodation of Male and Female Grammar School No. 13.

$4,500 appropriated.

Be it enacted and ordained by the Mayor and City Council of Baltimore, That the Mayor, Comptroller of the City and the President of the Board of Commissioners of Public Schools be and they are hereby authorized to purchase, in fee, a lot of ground with the building thereon, immediately adjoining on the south the lot now occupied by Male and Female Grammar School No. 13, and fronting about twenty-five feet on said east side of Aisquith street, with a depth of that width of about one hundred and eighty-five feet, for the use and accommodation of said school; and that the sum of four thousand five hundred dollars, or so much thereof as may be necessary, be and the same is hereby appropriated to pay for the purchase of said lot and the building thereon; said sum to be taken out of the appropriation for ordinances and resolutions for the year 1895.

Approved April 25, 1895.

FERDINAND C. LATROBE, *Mayor.*