lar strip of land containing about 29,000 square feet more or less, lying between the present boundaries of said park and the waters of the Middle Branch of the Patapsco river, together with all riparian rights thereto appertaining, and especially the right to build out or fill in to the bulk. head line, in accordance with the Ordinances of the Mayor and City Council of Baltimore, and the Laws of the State of Maryland, thereto appertaining.

SEC. 2. And be it further ordained, That if in the furtherance of this purpose, the said Park Commissioners are unable to acquire from the owner or owners the title of such ground, or any part thereof, by agreement, or if such owner or owners are at the time of such application under age, femme covert, non compos mentis, the unknown heirs of some deceased person or persons, non-resident of the City of Baltimore, or under disability to contract for the same, they shall have power to condemn the same. In case of such condem. nation, the course of proceedings shall be as follows: A petition shall be filed in the Baltimore City Court in the name of the Mayor and City Council of Baltimore, setting forth a description of the land proposed to be acquired, together with the statement that the said land is desired as a portion of the New South Baltimore Park, and that the said Park Commissioners are unable to agree with the owner or owners thereof, or some of them are under age, femme covert, non compos mentis, the unknown heirs of some deceased person or persons, non-residents of the City of Balti-

more, or are under some legal disability to contract, and a prayer that the Court will have the same condemned; the Court shall thereupon pass an order requiring the owner or owners, or supposed owner or owners of the property, and for the husband and wives respectively, of those who may be named, to be served by the Sheriff and returned by some day to be named in said order, not less than ten or more than twenty days from the filing of said petition; or, if the said owner or owners are nonresidents of the City of Baltimore, or are the unknown heirs of some deceased person or persons, the Court shall order the Sheriff to set up a copy of the summons upon the property, and shall order a notice to said non-resident or non-residents, or unknown heirs of such deceased person or persons, to be published twice a week for four successive weeks in two daily newspapers published in the City of Baltimore, requiring them to appear in the said Court and defend their interests on or before some day named in the order, which day shall not be less than six weeks nor more than eight weeks from the day of the filing of the petition to condemn; upon the return of the said summons, or upon the expiration of the time prescribed in the said order of publication, or upon the appearance of the owner or owners, or supposed owner or owners of said property, the Court shall hear and determine any reasons that may be alleged why said property shall not be lawfully condemned for the purpose set forth, and if it appears to the Court that any such owners or reputed owners are under any legal disability to make his, her Defense.