

SEC. 2. *And be it enacted*, That if the United States acting through such agent as may be appointed for that purpose, cannot agree with the owners for the purchase of any land which may be required for the purposes aforesaid, or for the purchase of any earth, timber, stone or gravel to be found thereon, which may be required for the construction of said works, or in case the owner thereof should be a feme covert or under age, non compos mentis or non-resident of the State, it shall nevertheless be lawful for the United States to enter upon such lands, and to take and use such materials after having first made payment or tendered payment for the same, at the valuation assessed thereon in the manner hereinafter prescribed.

Lawful for U.
States to en-
ter upon lands
and use the
same.

SEC. 3. *And be it enacted*, That in the condemnation and assessment of such lands and materials as may be necessary for said purposes, the like proceedings in all respects shall be had, as by existing laws are required for the condemnation and assessment of lands and materials, for the use and construction of the Chesapeake and Ohio canal and the works appurtenant thereto.

Condemna-
tion of lands.

SEC. 4. *And be it enacted*, That nothing in this act shall be so construed or understood, as to authorise the United States to interfere with the rights now vested in the Chesapeake and Ohio canal company, or with the rights granted by said company to individuals.

Vested rights.

SEC. 5. *And be it enacted*, That this act shall take effect, whenever the United States shall agree to such conditions as the Chesapeake and Ohio canal company may consider necessary, to secure the canal from injury, in carrying into effect any plan that may be adopted for supplying the city of Washington with water as aforesaid.

To take effect