

to elect a President and five Directors, to manage the affairs of the said company for one year, and until a new election is had, in the manner and form directed in the by laws of the company; *Provided*, that no subscriber shall be entitled to vote for president and directors, whose stock shall not have been paid in as required by this act, and the by-laws of the said company.

CHAP. 188.
Election of officers

Sec. 5. *And be it enacted*, That the said president and directors shall have power to appoint the time and direct the manner of holding the elections for president and directors, which election shall be made annually; may provide for calling the general meeting of the stockholders; may provide the mode of transferring the stock of the company, and furnishing evidence of the ownership of shares in said company; may have the power and authority to regulate and fix the amount of toll to be paid by persons using and passing along and on said canal.

Regulate elections
transfer-tolls,
&c.

Sec. 6. *And be it enacted*, That the president and directors, who may be chosen in the manner hereinbefore provided for, shall have full and ample power and authority to survey, examine, select and locate, such convenient rout for said canal, as they may deem most advantageous, and the same to cut, dig, excavate, and make from such point near Transquakin bridge, on Transquakin river, to such other point or place as they may select, at or near Hursts' creek, on Great Choptank river; and to divert or change from their usual course the waters of any stream, creek or river, which they may find suitable and necessary for the purpose; the said president and directors having first obtained the consent of all and every person or persons, having any rights, privileges or interests in the same, and also the consent of the owners of the land through which said canal may pass; and if it be necessary that said canal should pass through the land of any person whose consent cannot be had, the damages to be paid by the company aforesaid, shall be assessed by a jury to be summoned and empannelled by the sheriff of Dorchester county, and upon application to the sheriff of said county, by the president and directors aforesaid, it shall be his duty to summon a jury of twelve persons qualified as jurors of the county court, giving them and the owners or parties interested in the land, stream or streams of water, to be assessed at least eight days previous notice of the time and place a jury being empannelled; *Provided*, that the canal shall not pass through the house, garden or orchard of any person.

Locate and construct

Consent of owners

Or proceedings directed