

he may hold each stockholder shall be allowed one vote, and each stockholder may depute any other person to vote for him, her or them, as his, her, or their proxy and the commissioners aforesaid or any four or more of them shall be judges of said first election of directors.

CHAP. 104.

Votes.

Sec. 6. *And be it enacted,* That the Stockholders in said company, or a majority of them in value, shall, on the first Monday of May, after the organization of the company as directed in the preceding section of this act, and on the first Monday in May in each succeeding year, elect by ballot as aforesaid for the ensuing year, twelve directors as aforesaid, six of whom shall be citizens of the State of Maryland, and six citizens of the state of Delaware; and the directors of said company or a majority of them, shall have power to appoint one or more judges of all elections, and to elect a president as aforesaid, and to allow him a compensation for his services if they shall deem proper, and may fill all vacancies occurring in their body, until the next annual election; and all elections required by this act to be made on a particular day, and not made on that day, may be made on any other day after thirty days public notice thereof; and general meetings of the stockholders may be called during the interval between their stated annual meetings, by the President and directors or a majority of them, or by any number of the stockholders holding one fourth of the stock of said company; *Provided,* That public notice of at least thirty days be first given of the time and place of holding such meeting, which said notice shall also state the object of the call.

Annual election of directors &c.

General meetings

Proviso.

Oath of office.

Sec. 7. *And be it enacted,* That every president and director of said company, before he acts as such, shall swear or affirm, as the case may be, that he will well and truly discharge the duties of his office, to the best of his skill and judgment.

Sec. 8. *And be it enacted,* That when this act of incorporation shall be confirmed by the Legislature of the State of Delaware, the said President and board of directors of said company or a majority of them, may construct and repair a rail road from some suitable point on the Chester River, near Millington, to some other suitable point on Duck Creek, near Smyrna, in Delaware; the said points to be determined by the president and board of directors of said company; and they may contract for the making of the said rail road, and may, with their agents, enter upon, use and excavate any land they may need for the site of the said road, or the erection of warehouses or other works necessary to said road, and may build bridges, fix scales and

Confirmation of Delaware required.

Authority to construct a road &c.