

their successors in office, or a majority of them assembled, shall have full power and authority to appoint, and at their pleasure dismiss, such clerk, treasurer, engineer or engineers, and such other agents as they may deem expedient, and to fix their compensation, and to agree with any person or persons on behalf of the said company to cut said canal, erect dams, open feeders, make cuts, construct locks and such other works as they shall judge necessary or expedient for completing said canal, and to repair and keep the same in order.

Dismiss at
pleasure.

SEC. 6. *Be it enacted*, That when any vacancy or vacancies shall occur in the board of directors of said company, by death, resignation, or otherwise, the remaining directors shall choose others in their stead from the stockholders of said company, who shall continue in office until the next general election of directors.

Vacancy—
how filled.

SEC. 7. *Be it enacted*, That the said president and directors, or their agent or agents authorized by them, may agree with the owner or owners of any land, earth, gravel, stone, timber, material, streams or any improvements which may be wanted for the proper construction or repair of said canal or any of its works, for the purchase and use and occupation or diversion of the same; and if they cannot agree, or if the owner or owners or any of them be an infant, *feme covert*, who is not possessed of the property to her sole separate use, or authorized to contract in reference to the same, *non compos mentis*, or out of the county where such property wanted may lie, when such property may be wanted, or for any other cause be legally incapable of contracting, application may be made by the said company to any justice of the peace of said county, who shall thereupon issue his warrant, under his hand and seal, to the sheriff of the county, requiring him to summon a jury of twenty of the inhabitants of said county above the age of twenty-one years, not related to the parties nor in any wise interested, to meet on the land or near the materials or other property wanted, on a day named in said warrant, not less than ten nor more than twenty days after issuing the same; and if at said time and place any of the said jurors summoned do not attend, the sheriff shall immediately summon as many persons similarly

Purchase and
occupation.

Legally inca-
pable.

Summon jury.