

displacement, tonnage and motive power of all vessels which shall navigate the back water formed by its said dam or dams, and erect, equip and maintain all dams, feeders, aqueducts, locks, wharves and basins and such other appurtenances and accessories thereto as may be necessary, and in order to acquire the necessary property for each of the objects aforesaid shall have all the powers of section 3 herein, as well as such powers contained in said charters of the proprietors of the Susquehanna Canal and Tidewater Canal Company as are duly applicable to such acquisition, without limit to the quantity of land to be condemned except the necessity of said corporation as by it determined. B. To acquire, own and hold by purchase or otherwise the stock, franchises, property or assets of, or exchange stock with, merge with or consolidate with the said Tidewater Canal Company or the proprietors of the Susquehanna Canal or the "Susquehanna Canal and Power Company," a corporation of Pennsylvania, or of any other corporation or association, whatsoever or wheresoever, and also to assume, pay or guarantee any indebtedness or contracts of any other corporation or association on such terms or conditions as may be mutually agreed upon. C. To charge and collect tolls for the navigation of the bed of said river above its dam or dams or of the tail-races thereof, not exceeding the rate of two cents per ton per mile, as a remuneration to said corporation for the improvements aforesaid.

SEC. 6. *And be it further enacted*, That all power and authority hereby granted the said Susquehanna Power Company, its successors and assigns, whether as a corporation for the creation, delivery and transmission of electrical energy, or for the establishment of a real and complete navigation of the Susquehanna river, whether by means of its dam and back water, or its canals, or both together, shall be construed to be granted for the equal benefit of the public without prior or preferred right in the public to demand the right of navigation or the right of connection or facility for electrical energy in derogation or exclusion each of the other or vice versa, but so far as said public is concerned, each of said rights shall stand and be maintained as nearly as possible in equal rank, entitled to be recognized and performed equitably and with equal favor; provided, that in every such dam so constructed by said company the said company shall construct and maintain sufficient fish ways or fish ladders to permit the passage of fish from the waters below to the waters above any such dam.

SEC. 7. *And be it further enacted*, That the said corporation, so far as its gross receipts may result from the sale of electric energy shall be subject to the provisions of chapter