

Black Water River to such point on the head of Parson's Creek in Dorchester county, as may be deemed most advantageous; and to divert from their usual course the waters of any stream, creek, or river, which they may think suitable for the purpose; the said president and directors having first obtained the consent of all persons having any right or interest in the same, and also the consent of the owners of the land through which such canal shall pass; or if such consent cannot be had, and 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 of said county, giving them and the owners of the land, stream or water, to be assessed, at least eight days previous notice of the time and place of a jury being empannelled: *Provided*, that the canal shall not pass through the house, garden, or orchard, of any person.

Compensate owners of land.

Proviso

Sec. 7. *And be it enacted*, That the President and Directors, having paid to the owner of the land, stream, or water, the sum so awarded by the Jury aforesaid, they shall have power to cut, dig, and make the Canal as aforesaid, through such land, stream or water, in the same manner as if the consent of the owner had been given thereto; and the said President and Directors shall have full power and authority to make and dig such Canal along, under and across, any public highway, for the purpose of conducting and conveying said water, and for such purpose to dig, break up and open at their own expence, all, or any part of such highway, leaving at all times a sufficient passage way for carriages, horses and foot passengers, and restoring forthwith all such highway, to good, perfect, and easy passage for horses, carriages, and foot passengers, by good, substantial, and sufficient bridges over, and across said Canal, when it may intersect, cross, or interfere with said highways.

Further authority granted

Sec. 8 *And be it enacted*, That the said company shall be subject to the same tax as all other incorporated companies of this state, of similar kind.

Right to tax reserved

CHAPTER 55.

*An act to authorize Benjamin Chew, jun. of the city of Philadelphia, to sell out of this state, certain negro slaves, who are slaves for a term of years.*

Passed Feb 2, 1839

Section 1. *Be it enacted by the General Assembly of Maryland*, That Benjamin Chew, jun. of the city of Philadelphia,

Permission granted