

proprietors of the said company, at any convenient town, giving at least one month's previous notice in the Maryland, Delaware and Pennsylvania news-papers, which meeting may be adjourned and continued as aforesaid.

**IX. And be it enacted,** That for and in consideration of the expences the said stockholders will be at, not only in cutting the said canal, and other works for opening the said navigation, but in maintaining and keeping the same in repair, the said canal and works, with all their profits, shall be and the same are hereby veiled in the said corporation for ever; and that it shall and may be lawful for the said president and directors, at all times for ever after the said canal shall be made navigable, to demand and receive —

**X. And be it enacted,** That in case of refusal or neglect to pay the toll at the time of offering to pass through the same, and previous to the vessel's passing through the same, the collectors of the said tolls may lawfully refuse passage to such vessel; and if any vessel shall pass without paying the said toll, then the said collectors may seize such vessel wherever found, and sell the same at auction for ready money, which, so far as is necessary, shall be applied towards paying the said toll, and all expences of seizure and sale, and the balance, if any, shall be paid to the owner, and the person having the direction of such vessel shall be liable for such toll, if the same is not paid by the sale of such vessel as aforesaid; provided, that the said proprietors, or a majority of them, holding at least — shares, shall have full power and authority, at any general meeting, to lessen the said tolls, or any of them, or to determine that any article may pass free of toll.

**XI. And be it enacted,** That the said canal, and works to be erected thereon in virtue of this act, when completed, shall for ever thereafter be esteemed and taken to be navigable as a public highway, free for the transportation of all goods, commodities or produce whatsoever, on payment of the tolls imposed by this act; and no other toll or tax whatever for the use of the water of the said canal, and the works thereon erected, shall at any time hereafter be imposed by all or either of the said states.

**XII. And,** whereas it is necessary for the making the said canal, locks and other works, that provision should be made for condemning a quantity of land for that purpose, **Be it enacted,** That it shall and may be lawful for the said president and directors, or a majority of them, to agree with the owners of any land through which the said canal is intended to pass, for the purchase thereof, and in case of disagreement, or in case the owner thereof shall be a feme covert, under age, non compos, or out of the state, on application to any two justices of the county in which such land shall lie, the said justices shall issue their warrant, under their hands, to the sheriff of their county, to summon a jury of — inhabitants of his county, of property and reputation, not related to the parties, nor in any manner interested, to meet on the land to be valued, at a day to be expressed in the warrant, not less than ten nor more than twenty days thereafter; and the sheriff, upon receiving the said warrant, shall forthwith summon the said jury, and when met, shall administer an oath, or affirmation, as the case may require, to every jurymen that shall appear, that he will faithfully, justly and impartially, value the land, (not exceeding in any case the width of — feet) and all damages the owner thereof shall sustain by the cutting the canal through the said land, according to the best of his skill and judgment, and that in such valuation he will not spare any person for favour or affection, nor any person grieve for hatred, malice or ill will; and the inquisition thereupon taken shall be signed by the sheriff, and some twelve or more of the jury, and returned by the sheriff to the clerk of his county, to be by him recorded; and upon every such valuation the jury are hereby directed to describe and ascertain the bounds of the land by them valued, and their valuation shall be conclusive on all persons, and shall be paid by the said president and directors to the owner of the land, or his legal representative, before they shall take possession of said land; and on the payment thereof the said company shall be seized in fee, of said land, as if conveyed by the owner to them, and their successors, in fee, by legal conveyance; provided nevertheless, that if any further damage shall arise to any proprietor of land, in consequence of opening such canal, or in erecting such works, than had been before considered and valued, it shall and may be lawful for the said president and directors, or a majority of them, to recover compensation for any damages which may happen to any mills, forges, or other works or improvements, which shall be begun or erected by such proprietor after such valuation, unless the same damage be willfully or maliciously done by the said president and directors, or by some person by their authority.

**XIII. And be it enacted,** That the said president and directors, or a majority of them, are hereby authorized to agree with the proprietors for the purchase of a quantity of land, not exceeding one acre, at or near each of the said places of receipt of tolls aforesaid, for the purpose of erecting necessary buildings, and in case of disagreement, or any of the disabilities aforesaid, or the proprietor being out of the state, then such land may be valued, condemned and paid for as aforesaid, for the purpose aforesaid, and the said company shall, upon payment of the valuation of the said land, be seized thereof in fee simple as aforesaid.

**XIV. And,** whereas, some of the places through which it may be necessary to conduct the said canal may be convenient for erecting mills, forges, or other works, and the persons, possessors of such situa-

tions, may design to improve the same, and it is the intention of this act not to interfere with private property but for the purpose of improving and perfecting the said navigation, **Be it enacted,** That the water, or any part thereof, conveyed through any canal or cut made by the said company, shall not be used for any purpose but navigation, unless the consent of the proprietors of the land through which the same shall be led, be first had; and the said president and directors, or a majority of them, are hereby empowered and directed, if it can be conveniently done to answer both the purposes of navigation and waterworks aforesaid, to enter into reasonable agreements with the proprietors of such situation, concerning the just proportion of the expences of making large canals or cuts, capable of carrying such quantities of water as may be sufficient for the purposes of navigation, and also for any such waterworks as aforesaid.

**XV. And be it enacted,** That it shall and may be lawful for every of the said proprietors to transfer his share or shares by deed executed before two witnesses, and registered, after proof of the execution thereof, in the said company's books, and not otherwise, except by devise, which devise shall also be exhibited to the president and directors, and registered in the company's books, before the devisee or devisees shall be entitled to draw any part of the profits from the said tolls; provided, that no transfer whatsoever shall be made, except for one or more whole share or shares, and not for part of such shares, and that no share shall at any time be sold, conveyed, transferred, or held in trust for the use and benefit or in the name of another, whereby the said president and directors, or proprietors, of the said company, or any of them, shall or may be challenged or made to answer concerning any such trust, but that every person appearing as aforesaid to be a proprietor shall, as to the others of the said company, be to every intent taken absolutely as such, but as between any trustee and the person for whose benefit any trust shall be created, the common remedy may be pursued.

**XVI. And be it enacted,** That if the said capital, and the other aids already granted by this act, shall prove insufficient, it shall and may be lawful for the said company, from time to time, to increase the said capital, by the addition of so many more whole shares as shall be judged necessary by the said proprietors, or a majority of them, holding at least three hundred shares, present at any general meeting of the said company; and the said president and directors, or a majority of them, are hereby empowered and required, after giving at least one month's previous notice thereof in the Maryland, Delaware and Pennsylvania newspapers, to open books, in the before-mentioned places, for receiving and entering such additional subscriptions, in which the proprietors of the said company for the time being shall and are hereby declared to have the preference of all others for the first thirty days after the said books shall be opened as aforesaid, of taking and subscribing for so many whole shares as any of them shall choose; and the said president and directors are hereby required to observe, in all other respects, the same rules therein as are by this act prescribed for receiving and adjusting the first subscriptions, and in like manner to return, under the hands of any four or more of them, an exact list of such additional subscribers, with the sums by them respectively subscribed, into the general courts as aforesaid, to be there recorded; and all proprietors of such additional shares shall be, and they are hereby declared to be, from thenceforward incorporated into the said company.

**XVII. And be it enacted,** That if the stockholders, or the president and directors aforesaid, should neglect or omit, or be by any accident prevented from performing any act or thing on the particular day on which it shall be directed by this act to be done and performed, such neglect or omission shall not be construed or taken in any manner to destroy or invalidate this charter, but the said act may be done at the next convenient day.

**XVIII.** This act, and every part thereof, to be void and of none effect, unless an act shall be passed by the legislature of Delaware upon similar principles.

**Citizen O'DUHIGG,**  
RESPECTFULLY informs the public, that he purposes to return to Annapolis, where he means to open a DANCING SCHOOL, the first Monday in January, at the house of Mr. MARTZ, and solicits the patronage of the ladies and gentlemen on the occasion.  
December 24, 1795. *J. M. M.*

**NOTICE** is hereby given, that I intend to apply to the next Saint-Mary's county court for a commission to prove the bounds and lines of three tracts of land, lying in Saint-Mary's county, called CHANCE, LINDSEAD and DISCOVERY, agreeable to the act of assembly in such cases made and provided.  
*ZACHARIAH MATTINGLY.*

**NOTICE.**  
THE subscriber intends to apply to the court of Charles county, at their March term next, for a commission to mark and bound his land called LEWIS'S SWAY, lying in Charles county, agreeably to the act for marking and bounding land.  
*JOHN BRENT.*  
Charles county, December 22, 1795.

**To be SOLD,**  
A COMMODIOUS DWELLING-HOUSE, in a pleasant part of this city. Apply to the PRINTERS.

**BY HIS EXCELLENCY  
JOHN HOSKINS STONE,  
GOVERNOR OF MARYLAND,  
A PROCLAMATION.**

**WHEREAS** it has been represented to the executive that Cokesbury college, in the town of Abington, in Harford county, was, on the fourth day of December, in the year of our Lord one thousand seven hundred and ninety-five, consumed by fire, and that some malicious persons are supposed to have wilfully set fire to the same, and whereas it is of the greatest importance to society, that the perpetrators of such a crime should be discovered and brought to justice, I have therefore thought proper, by and with the advice and consent of the council, to issue this my proclamation, thereby offering a reward of TWO HUNDRED DOLLARS for the discovery of the person or persons by whom the said offence may have been committed, provided, that the said person or persons be brought to justice therefor.

Given in council; at the city of Annapolis, under the seal of the state of Maryland, this eleventh day of December, in the year of our Lord one thousand seven hundred and ninety-five.  
**J. H. STONE.**

By his excellency's command,  
NINIAN PINNEY, Secretary.  
**GOD, SAVE THE STATE.**

**NOTICE.**

THE subscriber intends to apply to the next Anne-Arundel county court, for a commission to mark and bound a tract of land, called LEONARD'S NECK, lying in Anne-Arundel county, as also to mark and bound that part of said tract of land which belongs to him.  
**RICHARD GARDINER.**  
December 16, 1795.

ALL persons indebted to the estate of WILLIAM THOMAS, late of St. Mary's county, deceased, are requested to make immediate payment, and those having claims are desired to bring them in, legally attested, that they may be settled.  
ELIZABETH THOMAS, Executrix.  
December 16, 1795.

RAN away from the subscriber, living near the middle ferry on Monocacy, Frederick county, about two weeks ago, a negro fellow named JERRY, about 25 years of age, a very stout well made negro, about 5 feet 7 inches high. He was bought of Doctor Davidge last spring, who formerly lived in Annapolis, where this negro was raised, who, in his masters absence to Britain, was hired out to work at brick-making both at Annapolis and Baltimore-town; at one of other of those places it is supposed he may be found. It is supposed that he carried off with him a bay horse and bridle; the horse is about fourteen hands-high, and branded on the left buttock something like L. Whoever takes up the said negro and puts him into gaol in Baltimore or Anne-Arundel county, shall receive SIX DOLLARS REWARD, and if brought home and delivered to me TWELVE DOLLARS.  
**J. DELAVENCENDIERE.**  
Frederick county, December 1, 1795.

COMMITTED to my custody as a runaway, a negro man who, when committed, called himself SAMUEL BUTLER, but since says his name is JACK, and that he belongs to GEORGE HARNESS, on the South Branch, in the state of Virginia; that he, the said Harness, purchased him from a certain FREEMAN CARTER, who formerly was a resident of this county; he is about five feet ten inches high, appears to be about twenty or twenty-one years of age, has a very remarkable scar above his right eye which extends up a little in his hair, appears to have been occasioned by a burn, he has also a scar on the right side of his nose; his cloathing was only a pair of fusian trousers, a white cloth jacket, and a castor hat half worn. His master is desired to take him away, or he will be sold to discharge his prison fees, &c.  
**JOSEPH GREEN, Sheriff**  
of Charles county.  
November 18, 1795.

COMMITTED to my custody as a runaway, on the 20th instant, a negro man named SAM, how says he belongs to SAMUEL HARRISON, Herring Bay. His master is hereby directed to pay his fees and take him away, or he will be sold on the 20th day of January next, according to law, by  
**RICHARD HARWOOD, Sheriff**  
of Anne-Arundel county.  
Annapolis, November 30, 1795.

**NOTICE.**

THE subscribers have assorted their STORE with about their usual quantity of GOODS at this season of the year, which they will dispose of on moderate terms for CASH.  
They earnestly entreat those indebted to them, or to HENRY HALL DORSEY, on his private books, to call and close their accounts; as after the first day of March, 1796, all vouchers of debts that remain open at that time, will be put in the hands of PHILIP B. KEY Esquire, who will, in the course of a few weeks, receive a list of balances for all sums due to us that exceed ten pounds.  
**HENRY & THOMAS DORSEY.**  
Indian Landing, Nov. 10, 1795.