

works, until the sums subscribed shall be fully paid, and to order the said sums to be deposited into the hands of the treasurer, to be by him disbursed and paid out as the said president and directors, or a majority of them, shall order and direct; and if any of the said proprietors shall refuse or neglect to pay their said proportions within one month after the same so ordered and advertised as aforesaid, the said president and directors, or a majority of them, may sell at auction, and convey to the purchaser, the share or shares of such proprietors so refusing or neglecting payment, giving at least one month's notice of the sale in one of the Baltimore and Easton newspapers, and after retaining the sum due and charges of sale out of the money produced thereby, they shall refund and pay the overplus, if any, to the former owner; and if such sale shall not produce the full sum ordered and directed to be advanced as aforesaid, with the incidental charges, the said president and directors, or a majority of them, may, in the name of the company, sue for and recover the balance, by action of debt or on the case; and the said purchaser or purchasers shall be subject to the same rules and regulations as if the said sale and conveyance had been made by the original proprietor.

VI. AND, to continue the succession of the said president and directors, and to keep up the same number, BE IT ENACTED, That from time to time, upon the expiration of the said term for which the said president and directors were appointed, the proprietors of the said company, at the next general meeting, shall either continue the said president and directors, or any of them, or choose others in their stead, and in case of the death, removal, resignation or incapacity, of the said president, or any of the said directors, may and shall, in manner aforesaid, elect any other person or persons to be president and directors in the room of him or them so dying, removing or resigning, and may at any of their general meetings remove the president, or any of the directors, and appoint others for and during the remainder of the term for which such person or persons were at first to have acted.

How vacancies are to be filled.

VII. AND BE IT ENACTED, That every president, director and treasurer, before he acts as such, shall take an oath, or affirmation, for the due execution of his office.

An oath to be taken.

VIII. AND BE IT ENACTED, That after the said first meeting of the subscribers at Easton as aforesaid, the attendance of proprietors in person, or by proxy, having fifty shares at the least, shall be necessary to constitute a general meeting of the proprietors on the Wednesday after the second Tuesday of September in every year, at such convenient town as shall be from time to time appointed by the said general meeting, but if a sufficient number should not attend on that day, the proprietors who do attend may adjourn the said meeting from day to day till a general meeting of proprietors shall be had, which may be continued from day to day until the business of the company is finished, to which meeting the president and directors shall make report, and render distinct and just accounts of all their proceedings, and on finding them justly and fairly stated, the proprietors then present, or a majority of them, shall give a certificate thereof, a duplicate of which shall be entered on the said company's books; and at such yearly general meetings, after leaving in the hands of the treasurer such sum as the proprietors, or a majority of them, shall judge necessary for repairs and contingent charges, an equal dividend of all the net profits arising from the tolls hereby granted shall be ordered and made to and among all the proprietors of the said company, in proportion to their several shares, and upon any emergency in the interval between the said yearly meetings, the said president, or a majority of the said directors, may appoint a general meeting of the proprietors of the said company, at any convenient town, giving at least one month's previous notice in one of the Baltimore and Easton papers, which meeting may be adjourned and continued as aforesaid.

Attendance of proprietors of fifty shares necessary, &c.

IX. AND, whereas it is necessary for the making the said canal, locks and other works, that a provision should be made for condemning a quantity of land for the 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 *semi-covert*, under age, *non compos*, or out of the state, on application to any two justices of the peace for 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 twenty-four 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, to every jurymen that shall appear, that he will faithfully, justly and impartially, value the land, (not exceeding in any case the width of two hundred feet,) and all damages the owner thereof shall sustain by cutting the canal through such land, according to the best of his skill and

President, &c. may agree with the owners, &c.