

payment, in the name of the company as aforesaid, to sue for and recover of the said subscribers, their heirs, executors or administrators, the sums by them respectively subscribed, by action of debt, or upon the case, in any court of record within this state.

C H A P.
XVII.

XIV. AND BE IT ENACTED, That if the said capital and said aids 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 one 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 in one of the Baltimore and Easton papers, 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 three or more of them, an exact list of such additional subscribers, with the sums by them respectively subscribed, into the general court of the eastern shore as aforesaid, to be there recorded, and all proprietors of such additional shares shall and are hereby declared to be from thenceforward incorporated into the said company.

Capital may be
increased, &c.

XV. AND BE IT ENACTED, That in consideration of the expences the said proprietors shall be at in opening the said river, and improving and extending the navigation thereof, and in keeping the works in repair, the said works and canals, with all their profits, shall be and the same are hereby vested in the said proprietors, their heirs and assigns, for ever, as tenants in common, in proportion to their respective shares, and the same shall be deemed real estate, and be for ever exempt from the payment of any tax, imposition or assessment whatsoever; and that it shall and may be lawful for the said president and directors, at all times for ever hereafter, to demand and receive, at such place or places on the said river or canal as they shall hereafter adjudge and determine to be most convenient for all merchandise and commodities conveyed through the whole extent of said canal or river, according to the following table and rates, to wit: Every pipe or hoghead of wine containing more than sixty-five gallons, fifty cents; every hoghead of rum, or other spirits or cider, fifty cents; every hoghead of tobacco, fifty cents; every cask between sixty-five and thirty-five gallons, one half of a pipe or hoghead; barrels, one fourth part, and smaller casks or kegs in proportion, according to the quality and quantity of their contents of wine, cider or spirits; for every cask of linseed oil the same as spirits; every bushel of wheat, peas, beans or flax-seed, two cents; every bushel of Indian corn, or other grain or salt, one cent; every barrel of pork, twenty-five cents; every barrel of beef, twenty-five cents; every barrel of flour, twenty-five cents; every ton of hemp, flax, potash, bar or manufactured iron, twenty-five cents; every ton of pig iron or castings, twenty-five cents; every ton of copper, lead, or other ore, other than iron ore, fifty cents; every ton of stone, or iron ore, twelve and a half cents; every hundred bushels of lime, twenty-five cents; every chaldron of coals, twelve and a half cents; every hundred pipe staves, twenty cents; every hundred hogheads staves, or pipe or hoghead heading, twelve and a half cents; every hundred barrel staves, or barrel heading, five cents; every hundred cubic feet of plank or scantling, twenty-five cents; every hundred cubic feet of other timber, twenty-five cents; every gross hundred weight of all other commodities or packages, four cents; every cord of wood, three cents; every thousand three feet shingles, three cents; every thousand of every other kind of shingles, three cents; and every empty boat or vessel which has not commodities on board to yield so much, except an empty boat or vessel returning, whose load has already paid the toll aforesaid, in which case she is to repass toll free, fifty cents; and that the said rates, under the limitations aforesaid, shall be collected at such places and in such proportions, at the said respective places, as the president and directors of the same company, or a majority of them, may from time to time determine, and that the said tolls be rated and paid in current money of the United States, or may be discharged in foreign gold and silver of equal value.

Works, &c.
vested in the
proprietors, &c.

XVI. AND BE IT ENACTED, That the books of the said company shall always be open to the inspection of the general assembly of Maryland, or of any person or persons to be appointed by them for that purpose.

Books to be
open.

XVII. AND BE IT ENACTED, That the tolls herein before allowed to be demanded and received, are granted and shall be payable on condition only that the said Pocomoke company shall make the

Tolls granted
on condition,
&c.

H h h

river