

Dec Ses 1817. city of Baltimore, the president and directors shall have power to fill up the vacancy till a new election.

If whole amt. of stock is not subscribed, comm'rs may again open subscription.

State to have the right of subscribing one fourth of the stock.

Canal to be cut

8. *And be it enacted,* That if the whole amount of stock herein authorised to be subscribed for shall not be taken at the time of closing the subscription by the commissioners as herein before provided for, the president and directors may, whenever and as often as they think proper, open the subscription, on twenty days notice in the newspapers of the city of Baltimore, for the purpose of taking additional subscriptions for such portion or the whole of the unsubscribed stock as they may think necessary for the objects to be effected by the corporation.

9. *And be it enacted,* That the state shall always have the right and privilege of subscribing one-fourth part of the whole stock in said company, and to pay for the same by the issue of certificates of stock to the said corporation, bearing interest of six per centum per annum, redeemable at the pleasure of the state, and for the redemption of which the interest of the state in said corporation shall be and is hereby solemnly pledged, and no other fund whatever, said stock to be issued on the terms and in the manner hereafter to be prescribed by law; and the governor and council are hereby authorised and empowered, in their discretion, to subscribe at any time that subscription books for said stock may be opened in manner aforesaid, for the whole or such portion of said one-fourth of said stock as they may deem advantageous and beneficial for the state, but at no other time.

10. *And be it enacted,* That said president and directors be and they are hereby authorised and empowered, to cut, dig, and make a canal, from such point on Patapsco river above tide water, as they may deem most advantageous, to the city of Baltimore, and the said canal to connect with the tide water of Patapsco river, in such manner and at such place or places as they may think most advantageous, and to divert from their usual course the whole or any part of the waters of the said river Patapsco, and of any other river, creek or stream, which they may think suitable for the purpose, on the said president and directors first obtaining the consent of all persons having any right or interest in whole or in part in such river, creek or stream, from the point where the same may be diverted to the place where they meet tide water, and also the consent of the owners of the lands through which such canal may pass; 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, or any street or streets, lane or lanes, alley or alleys, of the county or city of Baltimore, for the purpose of conveying and conducting said water, and for such purpose to dig, break up and open, at their own expense, all or any part of such highways, streets, lanes and alleys, leaving at all times a sufficient passage-way for carriages, horses and foot passengers, and restoring forthwith all such highways, streets, lanes and alleys, to a good, perfect, and easy passage for horses, carriages and foot passages, by good substantial and sufficient bridges over and across said canal where it may intersect, cross, or interfere with them.

Tolls to be imposed.

11. *And be it enacted,* That said president and directors be and they are hereby authorised and empowered, to impose reasona-