

appeals of the western shore, there to be kept as other public records are kept. Dec. Ses. 1828

12. *And be it enacted*, That all and singular the rights, privileges and advantages heretofore granted to the proprietors of the Susquehanna Canal, by the act, entitled, an act for making the river Susquehanna navigable from the line of this state to tide water, or by any of the supplements thereto, be, and the same are hereby reserved to the said proprietors as fully and entirely, as if this act have never been passed; and in order that the rights of the said proprietors under the act and supplements aforesaid, and the injury, if any, by them sustained by the operation of this act, may be speedily and fairly ascertained.

Rights of
Susquehanna
Canal Com-
pany reser-
ved.

13. *And be it enacted*, That in the event of this law being accepted as herein after provided, and before any thing shall be done in execution thereof by the actual commencement of the work of the said Baltimore Canal, on the banks of the said river Susquehanna, the judges of Anne-Arundel County Court shall be, and they are hereby authorised and required upon the application of the proprietors of the said Susquehanna Canal, and upon due examination of the said original act and supplements thereto, adjudge and decree what are the rights of the said proprietors under the same, and shall record the same among the records of Anne-Arundel county court, and if the said court shall be of opinion that the aforesaid proprietors have any right or interest in the waters of the river Susquehanna which were granted by the said original act and supplements, and which will be injured or destroyed in the manner contemplated by the original act and supplements thereto, by the canal authorised by this act, then and in such case the aforesaid judges shall issue their writ to the sheriff of Anne-Arundel county, setting forth their opinion, and requiring him to summon twelve good and lawful men wholly without interest in the said Susquehanna Canal, who being duly sworn in such form as the court shall prescribe, to act impartially and honestly in the premises, shall be charged by the court to ascertain and assess the damages which the said proprietors or company sustain by reason of the canal authorised by this act, and the verdict of the said jury shall be conclusive upon the said company or proprietors, and no appeal shall be had from the same on the proceedings of the court in the premises.

How to be
ascertained.

14. *And be it enacted*, That the amount so ascertained and assessed shall be paid for in a certificate or certificates of stock to be issued by the corporation of the City of Baltimore, giving and granting to the said proprietors, an interest in the canal authorised by this act, equal to the amount of the damages so assessed and ascertained, and specifying in the said certificates that the holders thereof shall receive a rateable proportion of the dividends of the tolls received from the said canal in the same manner that such dividends may be declared and paid to the other holders of capital expended in making said canal;—*Provided*, that the damages may in the option of the said Mayor and City Council of Baltimore, be, at any time paid to the said proprietors, and the certificates thereof redeemed upon giving not less than sixty days notice.

How paid
for.

15. *And be it enacted*, That the persons who now are or may be appointed to hold elections in the several wards of the said city for delegates to the General Assembly, shall, and it is hereby required of them, to hold and conduct an election for the said delegates to the said convention in the same manner that elections for delegates to

Provide.

Election of
delegates.