

ter county, Maryland, connecting the headwaters of the Little Blackwater River with the headwaters of Cambridge Creek, so as to connect the navigable waters of the Little Blackwater River with the navigable waters of the Great Choptank River through Cambridge Creek; and to regulate, levy and collect tolls or charges for the use of said canal; and to own, use and operate vessels, barges and other appliances in, through, or in connection with said canal, and generally to do and perform all such acts and things, and make all such agreements and contracts as may be necessary for the objects and purposes of the construction, ownership and operation of said canal, or of any business connected therewith.

‘Sec. 3. And be it enacted, That the said company shall have the right and power to determine the width, course and depth of said canal, which shall not exceed forty feet (40) in width on the surface at mean low water, and shall have a depth of not less than five (5) feet at mean low water, to contract for and acquire the right-of-way over and through the lands where the said canal may run, or be constructed, provided that if said land, right-of-way, easements or any of the property necessary for the construction, ownership and operation of said canal cannot be acquired and secured by agreement with the owner or owners thereof, or any part thereof, or if the owner or owners, or any of them, be a feme covert, under age, non compos mentis, out of the county in which the property needed or required may be located when or at the time the same may be needed, or if for any reason whatever the said company cannot obtain or acquire the land, right-of-way, easements or property necessary for the construction, ownership and operation of said canal, the said company shall have the right and power to acquire the same by condemnation in the manner now provided by the Code of Public General Laws of Maryland; and provided, further, that the said company shall not only have the right and power to secure and acquire by contract, gift, purchase, deed, conveyance of any kind, or condemnation proceedings the land, right-of-way, easements or property necessary for the construction, ownership and operation of said canal channel proper, of the dimensions hereinbefore set forth, but the said company shall also have the right and power to secure and acquire by contract, gift, purchase, deed, conveyance of any kind, or condemnation proceedings, as hereinbefore set forth, a strip of land on each side of said canal not to exceed forty (40) feet in width, and to run along with, bind on and border upon each side of the said canal channel proper, the said strips