

Proviso for Timber
not intended to be
Boomed.

to pay the Boomage until such Boomage is paid or secured: Provided always, that nothing herein contained shall be construed to extend to authorize the said Corporation to detain or interfere with any joint, joints or rafts of Timber, Logs, Masts, Spars or other Lumber, which may be on its passage to any place either above or below said Booms with men on, and may by the force of the current or other accident get into said Booms and be caught therein, but the owner or owners thereof shall be permitted to remove the same with care, or the Agent or Servants of the said Corporation may do so at their option.

Rafts entering the
Boom by accident
to be protected and
charged specified
rates.

X. And be it enacted, That for any floating Joints or Rafts of Timber, Logs, Masts, Spars or other Lumber without men on which may run into the said Boom or Booms by force of the current or accident, or be caught therein, the said Corporation shall protect such Joints or Rafts, and be entitled to receive therefor at and after the rate of two pence per ton for each and every ton of such Timber, and six pence per thousand superficial feet for every thousand superficial feet of Logs, Spars, Masts or other Lumber, provided that the said Corporation shall not be entitled to receive for any such Rafts or Joint a larger sum than three pounds.

Liability of Corpo-
ration for loss by
Timber escaping
from the Boom.

XI. And be it enacted, That the said Corporation shall not be liable for the loss of any Timber, Logs, Masts, Spars or other Lumber which may pass out of or by the said Boom, or escape therefrom, unless such loss is occasioned by their neglect or default, or the neglect or default of the Agents or Servants: Provided always, that the said Corporation, their Agents or Servants shall be bound to follow and use all due diligence to collect together and pick up and secure and raft all such Timber, Logs, Masts, Spars or other Lumber, of which they may have been previously furnished with the marks as prescribed by the eighth section of this Act, which may pass out of or by or escape from or run below the said Boom.

Disputes as to
quantity of Timber,
mode of rafting, &c.
to be settled by
arbitration.

XII. And be it enacted, That all questions of difference or dispute of any kind relating to the quantity of Timber, Logs, Masts, Spars or other Lumber, or to the mode of rafting such Timber, Logs, Masts, Spars or other Lumber, shall be submitted to the award or arbitrament and determination of three persons indifferently chosen between the parties, the award and determination of them or any two of them shall be final and conclusive between the parties, which referees or any two of them shall also determine and award by whom and how the expenses of such reference shall be paid: Provided always, that such reference may be made to one person if the parties can agree upon such one, who shall be vested with the like powers herein assigned to the three referees.

Shares in Stock
may be assessed for
carrying on the
business of the Cor-
poration.

XIII. And be it enacted, That the said Corporation shall have power to levy and collect assessments upon the Shares from time to time of such sums of money as may be deemed necessary for carrying on the business of the said Corporation, and whenever any such assessment shall be made by the Stockholders of the Corporation, it shall be the duty of the Treasurer to give notice thereof in a newspaper printed in Fredericton, requiring payment of the same within ten days, and if any Stockholder shall neglect and refuse to pay to the Treasurer the amount of such assessment upon his Share or Shares at the time prescribed, it shall be the duty of the Treasurer to advertise all such delinquent Shares for sale at Public Auction, given at least fifteen days notice of the time and place of such sale, and all Shares upon which the assessment is not then paid, with interest from the time such assessment became due, shall be sold to the highest bidder, and after retaining the amount of assessment, and interest due on each Share, and the expense of advertising and selling, the residue, if any, shall be paid over to the former owner, and a new certificate or certificates of the Shares so sold, shall be made out and delivered to the purchasers: Provided always, that no assessment shall be made except by a vote of the Stockholders and by a majority of all the Shares.

Shares may be sold
for default.

Act to be void if
Boom be not
erected and Certifi-
cate filed in Secre-
tary's Office within
four months.

XIV. And be it enacted, That unless a good and sufficient Boom for the purpose contemplated by this Act, shall be erected within four months after the passing of this Act, and a certificate thereof under the hand of the Agent or the principal Officer of the said Corporation, attested to by such Agent or other principal Officer before one of Her Majesty's Justices of the Peace, and which oath such Justice is hereby authorized to administer, shall be filed in the Office of the Secretary of the Province, then the corporate powers hereby granted shall be deemed null and void.

Liability of the
members of the
Corporation.

XV. And be it enacted, That the Members and Stockholders of the said Corporation shall be chargeable in their private and individual capacity, and shall be holden for the payment of all debts at any time due from the said Corporation,