

sation and satisfaction shall be determined by three arbitrators, one to be chosen by the said Corporation, their agents or servants, and one by the owner or owners, occupier or occupiers of the private property in question, which two arbitrators so chosen shall choose a third arbitrator, and in case the said two first mentioned arbitrators shall not agree in the choice of a third arbitrator, then and in such case it shall and may be lawful for the Lieutenant Governor or Administrator of the Government for the time being, upon application of the said Corporation, to appoint the third arbitrator, and the award of the said arbitrators, or of any two of them, shall be final and conclusive in the matters referred to them; and in case any of the said owners or occupiers of such private property shall decline making any such agreement, or appointing such arbitrator, then and in every such case the said Corporation shall make application to the Supreme Court of this Province, stating the grounds of such application, and such Court is hereby empowered and required from time to time, upon such application, to issue a Writ or Warrant, directed to the Sheriff of the County in which such lands lie, or in case of his being a party interested, then to any Coroner of the said County, and in case of the said Sheriff and of the said Coroner being both interested, then to some person or persons who may be disinterested, commanding such Sheriff, Coroner, person or persons disinterested, as the case may be, to summon and empanel a Jury of twelve Freeholders within the said County, who may be altogether disinterested, which Jury upon their oath, all which oaths, as well as the oaths to be taken by any person or persons who shall be called upon to give evidence in the matter, the Sheriff, Coroner, or person or persons summoning such Jury, is and are hereby empowered to administer, shall inquire, ascertain and assess the distinct sum or sums of money or annual rent to be paid as the amount of compensation and satisfaction for the damages that may and shall be sustained by such owner or owners, occupier or occupiers of such private property as aforesaid, and the inquisition, award or verdict of such Jury, shall be returned and filed in the office of the Clerk of the Pleas in the said Supreme Court, and shall be final and conclusive between the parties, which amount so assessed as aforesaid, and the costs and expenses of such proceedings to be taxed and allowed by the said Supreme Court, shall be borne by the said Corporation, and shall be by them paid within thirty days after the said inquisition, award or verdict shall be filed as aforesaid.

In case of total disagreement, damages to be assessed by a Jury empanelled under the authority of the Supreme Court.

VI. And be it enacted, That the number of votes which each stockholder shall be entitled to on every occasion, when in conformity to the provisions of this Act the votes of the stockholders are to be given, shall be in the following proportions, that is to say: for one share, and not more than two, one vote; for every two shares above two, and not exceeding ten, one vote, making five votes for ten shares; and for every five shares above ten, one vote; and all stockholders may vote by proxy, if they see fit, provided such proxy be a stockholder, and do produce from his constituent whom he shall represent, or for whom he shall vote, an appointment in writing; and whatever question, matter or thing shall be proposed, discussed or considered in any public meeting of the members of the said Corporation, under the authority of this Act, shall be determined and decided by the majority of votes and proxies then and there present.

Number of votes to be given by stockholders, ascertained.

VII. And be it enacted, That the first general meeting of the said Corporation shall be held on the first Tuesday in the month of July next, at Saint John, and fifteen days previous notice thereof shall be given in one of the Newspapers printed at Saint John, and also in the Royal Gazette printed in the City of Fredericton; and the same general meeting of the said Corporation, and every subsequent general meeting, shall be held on the first Tuesday in June in each and every succeeding year, at such place as the Directors may name and appoint; provided that thirty days previous notice thereof shall be given in manner aforesaid; and at such first, or at any subsequent general meeting, the members present or appearing by proxy, shall choose by a majority of votes, five persons to be Directors, (of whom three shall form a quorum for the transaction of all business which the said Directors shall have power and authority to transact,) being proprietors of at least ten shares each, to be Directors of the said Corporation, for the purpose of managing the affairs and business thereof in the manner hereinafter directed, and as shall from time to time be ordered by the said members in their general meetings; but if at any time it shall appear to any twenty or greater number of the said Corporation, holding together at least two hundred shares therein, that for the more effectually carrying this Act into effect a special meeting of the said members is necessary, it shall be lawful for them to cause notice thereof to be given in the Royal Gazette or other Newspaper published in Fredericton, also in one of the Newspapers published in the City of Saint John, and in such other

Time for holding general meetings.

Five Directors to be then chosen.

Calling of special meetings, and their powers.