

Authority to go on adjacent lands and lay out a road, &c.

A draw not less than thirty feet to be left on the channel side of the river.

Compensation to be made for lands, &c., taken, occupied or damaged.

In case of disagreement the amount to be settled by arbitrators or by a Jury empanelled under the authority of the Supreme Court.

and grounds lying on each side of the said river, and to cut and level the banks of the said river in such manner as shall be necessary and proper for building the said bridge; and to cut, remove, take and carry away all and every impediment whatsoever, which may in any wise tend to hinder the erecting and completing the said bridge; and to execute all other things necessary and requisite, useful or convenient, for erecting, building, maintaining and supporting the said bridge according to the tenor and effect, true intent and meaning of the said Act; and further, that they may from time to time enter and go in and upon the lands and grounds adjacent to the said river, on either side thereof, for the purpose of making surveys, examinations or other necessary arrangements for fixing the site of the said bridge; and further, they may explore, lay out, and make a road not more than four rods in width, leading from either end of the bridge to the highways in the Parishes of Newcastle, Northesk, or Nelson, respectively; and further, for the purpose of erecting, building, maintaining, repairing and supporting the said bridge, the said Company shall from time to time have full power and authority to land on either side of the said river within two hundred yards of the said bridge, all materials and other things to be used in and about the same, and there to work and use such materials and things according as they the said Company, and the persons to be by them appointed, shall think proper, without any previous agreement with the owner or owners, tenant or tenants of the property on which such bridge and every part thereof shall be built, or in and upon which such surveys, examinations or other arrangements may be made, or through which such roads may be explored, laid out, worked and made, or on which such materials and other things shall be landed, worked or used, doing as little damage as may be, and making such satisfaction as hereinafter mentioned to the respective owners or occupiers of all lands and grounds, tenements and hereditaments which shall be and are occupied, altered, damaged, spoiled, taken or made use of by means or for the purposes of this Act; provided always, that the said Company shall in the erection of the said bridge, erect, build, and complete in a good, substantial and efficient manner in the said bridge on the channel side of the said river, a draw not less than thirty feet in width, to be drawn on all occasions when required for the free passage of vessels of every description navigating the said river, without hindrance or impediment from the erection of the said bridge.

8. The said Corporation shall make, allow and pay reasonable and proper compensation and satisfaction for all lands, tenements and hereditaments taken and occupied, altered, damaged or spoiled by means of, and for the uses and purposes of the said Corporation, to be agreed upon by the said Corporation and the respective owners and occupiers of such lands, tenements and hereditaments; and in case of disagreement between the said Corporation and the said owners and occupiers, or any of them, then such compensation or satisfaction shall be determined by three arbitrators, one to be chosen by the said Corporation, and one by the owner or owners, occupier or occupiers of the private property in question, which two arbitrators so chosen shall choose the third arbitrator; and in case of their not agreeing in such choice within ten days after their appointment, 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 the application of the said Corporation, to appoint the third arbitrator, and the award of the said arbitrators, or 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 lands 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, or some Judge thereof, stating the grounds of such application; and such Court or Judge 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 such County not interested, and in case of the said Sheriff and Coroner being both interested, then to some other person or persons who may be disinterested, commanding such Sheriff, Coroner, person or persons, as the case may be, to summon and empanel a jury of five freeholders within the said County, who may be altogether disinterested, which jury upon their oaths (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 hereby empowered to administer) shall inquire, ascertain and assess the distinct sum or sums of money