

up and audited half yearly, for the half years respectively ending on the thirtieth of June and thirty first of December in each year, and such half yearly Accounts shall be delivered to the Auditors at least fourteen days before the holding of the ordinary meetings in each year.

29. That all acts which by the recited Acts relating to the Company are required to be done or may be done at the annual meetings therein mentioned, except the election of Directors and Auditors, as to which special provision is herein made, may be lawfully done and transacted at any ordinary general meeting of the Company.

30. That in addition to the notice prescribed by the Act of Incorporation as necessary for convening general meetings of the Company, notice thereof shall also be given by advertisement in one or more of the daily morning Newspapers published in London, and every such advertisement shall specify the place, the day, and hour of meeting, and in case of an extraordinary meeting the purpose for which the meeting is called.

31. And whereas doubts have been entertained whether under the provisions of the said recited Acts the Company have power to purchase compulsorily land for Stations and other Railway purposes, where the lands so required would exceed six rods in width, and it is expedient that such doubts should be removed, and that the Company should be empowered to purchase and take compulsorily land for such purposes without such limit as aforesaid; Be it therefore enacted, that the Company shall have power to purchase and take compulsorily such lands as may be required for stations, approaches, sidings, warehouses, offices, sheds, and workshops, connected with and necessary for the undertaking; provided that the lands so taken shall not exceed six rods in width in addition to the six rods authorized to be taken by the original Act of Incorporation, and sixty rods in length, and in no case shall the Stations taken under this Act on granted or ungranted lands be at less than five miles distance apart, and further that before taking the same, a distinct plan and description by metes and bounds, of the quantity required, shall be filed in the Provincial Secretary's Office, and a copy thereof furnished to the owner of such lands at least twenty days previous to any Order in Council made thereon, and that the lands so taken shall not be vested in the Company until the location and plan be approved and confirmed by the Lieutenant Governor in Council.

32. Whenever any stream, river, water course, pond, or lake may lie in the route of the said Railway or its branches, to drain, divert, or alter the course of which, may be necessary for the construction of the said Railway or its branches, or for the security and preservation thereof when constructed, it shall and may be lawful for said Company to drain, divert, or change the course of any such river, stream, water course, pond, or lake, and for that purpose to enter upon and take any lands that may be necessary for such draining, diversion, or altered course, and construct such works as may be required for the construction, security, and safe working of said Railway and its branches, subject to the payment of such loss and damage as any person may sustain in consequence thereof, provided that before making such diversion, a plan, copy, Order in Council, and confirmation shall be first filed, served, and had as provided in and by the thirty first Section of this Act, with reference to lands.

33. That the owners of all lands taken pursuant to this Act, and any person who may be injured by the diversion and drainage of any stream, river, water course, pond, or lake, shall be entitled to compensation, to be assessed and paid as prescribed in the thirty first

Section of the Act of Incorporation in regard to lands, provided that in assessing such damages for any lands or diversion under this Act, no deduction shall be made for any direct or indirect advantage which may accrue to the owner by reason of such location or diversion.

34. That the said Company shall be bound to fence all lands taken under this Act in the same manner as is provided for lands taken under the Act of Incorporation, and in all cases of the diversion of streams, shall be bound to secure the banks of the new cut occasioned by said diversion.

35. That in case the lands so taken under this Act shall at any subsequent period be found by the said Company to be unnecessary for the purposes of the said Railway, then the original owner thereof, or his assigns, shall be entitled to the pre-emption thereof upon fair and reasonable terms to be settled in case of disagreement by arbitration in the ordinary manner.

36. That three years from the time of taking any land, or making any diversion or drainage under the provisions of this Act, be allowed to the owner of the land taken or person sustaining damage in consequence of such diversion or drainage, to make and submit his claim therefor in writing to the Company.

37. That all the provisions of this Act shall be deemed to be incorporated into and form part of the Acts now in force relating to the Company, and so much of the said Acts respectively as are inconsistent with or repugnant to the provisions of this Act, or in lieu of which other provisions are made by this Act, is hereby repealed.

38. That this Act shall not come into operation or be in force until Her Majesty's Royal approbation thereof is first had and declared.

SCHEDULE.

(A)

Form of Transfer of Shares or Stock.

I of in consideration of the sum of paid to me by of , do hereby transfer to the said Shares numbered in the undertaking called "The European and North American Railway Company," (or £—— consolidated Stock in the undertaking called the European and North American Railway Company,) standing in my name in the Books of the Company, to hold unto the said his Executors, Administrators, and Assigns, (or Successors and Assigns) subject to the several conditions on which I held the same at the time of the execution hereof; and I the said do hereby agree to take the said shares (or stock) subject to the same conditions. As witness our hands and seals this day of

(B)

European and North American Railway Company.

No. — £100 Sterling.
Company's Bond transferrable under the authority of the Legislature of New Brunswick.

The European and North American Railway Company hereby acknowledges to have received, and promises to pay in London to the Bearer, the sum of £100 Sterling, twenty five years from and after the day of , 18 , likewise the interest from the same date, at the rate of £6 per cent. per annum, to be paid half yearly on the presentation of the proper Coupons for the same, as hereunto annexed, on the day of , and the day of in each year, at the Offices or Bankers of the Company in London.