

cription of the respective lots or parcels of land, tenements, hereditaments, and premises fronting upon the said extension, or lying in the vicinity thereof, so assessed by the said Commissioners for the said benefit as aforesaid, and also the several and respective sums estimated and assessed as and for the compensation, recompense, or the allowance to be made for the value of the land, tenements, hereditaments, and premises so taken for the purposes aforesaid, as also the sums assessed upon the same for the benefit and advantage of the respective owners of the fee or inheritance of such lands, tenements, hereditaments, and premises respectively, or for the compensation or damages, and for the assessment for the benefit of the respective owners of the leasehold estate or other interest therein, separately; but in all and each and every case and cases when the owners and parties interested, or their respective estates and interests are unknown or not fully known to the Commissioners, it shall be sufficient for them to estimate and assess, and to set forth in their said Report in general terms the respective sums to be allowed and paid to or by the owners or proprietors generally of such lands, tenements, hereditaments, and premises, and parties interested therein, for the compensation and damage, and for the assessment for the benefit and advantage of such owners, proprietors, and parties interested in respect of the whole estate and interest of whomsoever may be entitled unto or interested in the said lands, tenements, hereditaments, and premises respectively, by and in consequence of the extension of the said Street, without specifying the names, or the estates, or interest of such owners, proprietors, or parties interested, or of any or either of them; and upon the coming in and filing of such Report, the same shall be final and conclusive, as well upon the Mayor, Aldermen, and Commonalty of the City of Saint John, as upon the owners, lessees, parties, or persons interested in and entitled unto the lands, tenements, hereditaments, and premises mentioned in the said Report; and the said Mayor, Aldermen, and Commonalty, shall become possessed of all the said lands, tenements, hereditaments, and premises in the Report mentioned, that shall or may be so required for the purpose of extending the said Street, the same to be appropriated, converted, and used to and for such purposes accordingly, and for none other whatsoever; and thereupon the said Mayor, Aldermen, and Commonalty, or any person or persons acting under their authority, may at any time or times thereafter, except as hereinafter provided, take possession of the same, or any part or parts thereof, without any suit or proceedings at law for that purpose; and may at any time thereafter take down and remove all buildings, or parts of buildings, erections, or improvements of any description whatsoever, on the said lands, tenements, hereditaments, and premises; provided that it shall not be lawful for the said Commissioners to allow any sum or compensation whatsoever for any building or buildings which may after the passing of this Act be built, placed, or erected in part or the whole on such part or parts of the said lands, tenements, hereditaments, and premises, that may be required for the extension of the said Street; provided always, that the said Mayor, Aldermen, and Commonalty, shall not proceed to extend the said Street, or take possession of any such lands, tenements, hereditaments, and premises, until after the several sums or assessments required to be assessed in this Section, or so much thereof as may be necessary to pay for the land, tenements, hereditaments, and

premises required to be taken for the purposes of this Act, shall have been levied and collected, and the said Mayor, Aldermen, and Commonalty, are prepared to pay the several sums allowed as and for compensation for the lands, tenements, hereditaments, and premises so required for the extension of the said Street, and shall actually pay or tender the amounts to the several and respective persons and parties entitled to receive the same, their authorized agents or representatives; provided that whenever the persons or parties, any or either of them, in whose favour any such sum or sums or compensation shall be so reported, shall be under the age of twenty one years, non compos mentis, femme covert, or absent from the City of Saint John, and also in all cases where the name of the owner or owners, parties or persons entitled unto or interested in any lands, tenements, hereditaments, or premises that may be so required for any of the purposes aforesaid, shall not be set forth or mentioned in the said Report; or when the said owners, parties, or persons respectively being named therein, cannot upon diligent enquiry be found, it shall be lawful for the said Mayor, Aldermen, and Commonalty to pay the sum or sums mentioned in the said Report payable or that would be coming to such owners, parties, or persons respectively, into the Equity side of the Supreme Court of this Province, to be secured, disposed of, and improved, as the said Court shall direct; and such payment shall be as valid and effectual, to all intents and purposes, as if made to the said owners, parties, or persons respectively, themselves, according to their just rights, if they had been known, present, of full age, discover, or compos mentis.

4. The said Commissioners, after completing their said estimate and assessment, and at least fourteen days before they make their Report to the Common Council, shall deposit a true copy or transcript of said estimate and assessment in the office of the Common Clerk of the said City, for the inspection of whomsoever it may concern, and shall give notice, by advertisement to be published in at least two of the public Newspapers printed in the said City, of such deposit, and of the day on which it will be finally filed as and for a record of their proceedings; and any person or persons whose right may be affected thereby, and who shall object to the same or any part thereof, may within ten days after the first publication of the said notice, state his, her, or their objections to the same in writing to the said Commissioners, or such of them as shall have made such estimate and assessment, and the Commissioners, in case objections shall be so made, shall reconsider their said estimate and assessment, or the part or parts thereof so objected to; and in case the same shall appear to them to require correcting, but not otherwise, they shall and may correct the same accordingly; but should the Commissioners adhere to their original opinion, and notify the party objecting thereof, then it shall be lawful for the party interested objecting, to nominate, by writing, within five days after receiving such notice, one arbitrator, and the Commissioners shall name another, and they two shall name a third, who shall arbitrate and determine the question, provided their award, or the award of any two of them, is made in writing, and filed in the office of the Common Clerk within two days from the date of the appointment by the Commissioners of the arbitrator, in which case the Commissioners shall correct the estimated assessment agreeably to such award.

5. The said Mayor, Aldermen, and Commonalty shall,