

and work 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 and 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 respective owners or occupiers of all lands and grounds, tenements and hereditaments which shall be used and occupied, altered, damaged, spoiled, taken or made use of by means of or for the purposes of this Act.

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 or occupiers, or any of them, then such compensation and 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 within ten days after their appointment, then and in such case it shall and may be lawful for the Governor, upon 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 such agreement, or appointing such arbitrators, 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 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, (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 enquire, 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 award, inquisition or verdict of such jury shall be filed and retained 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 the expenses of such proceedings to be taxed and allowed by the Supreme Court or one of the Judges thereof, 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.

9. The said Company shall erect and set up, or cause to be erected and set up one or more gate or gates, turnpike or turnpikes in, upon and across the said intended Bridge, or within twenty yards thereof, together with toll houses and proper necessary buildings, conveniences and fences, near to each gate or turnpike across the said intended Bridge, or on the road or avenue immediately communicating therewith, and within twenty yards of the said Bridge, and the respective tolls following may be demanded and taken by such person or persons as the said Company shall from time to time appoint as toll gatherers, for each and every time of passing over the said Bridge, that is to say:—For every foot passenger not to exceed ten cents; for every horse, mare, gelding, mule, or ass, not exceeding twenty five cents; for every carriage drawn by one horse or beast of draught, with one person, not to exceed fifty cents; for every horse or beast of draught more than one, drawing a carriage, not to exceed sixty cents; for every person more than one with a carriage, not to exceed sixty cents; for neat cattle not to exceed ten cents; for sheep, calves, or hogs, not to exceed five cents each; provided always, that no toll be exacted from children under ten years of age; and the Corporation shall at all times by their bye laws regulate, alter and lessen the rate of tolls when deemed advisable for the interests of the Company, but in no case to exceed the rates herein specified; and all times when the toll gatherer shall not attend to his duty the gate or gates shall be left open; and the toll shall be collected in such manner as may be prescribed by the said Corporation: The rates of toll shall be fairly and legibly printed in large letters, and kept constantly exposed to the view of passengers.

10. No horse, or beast, or carriage of any kind, shall be taken, rode or driven over the said Bridge at a faster pace than a walk, on pain of a forfeiture of four dollars for each and every offence, to be recovered with costs of prosecution against the owner or driver of such horse or beast, before any Justice of the Peace for the County of Carleton, on the complaint of the toll gatherer or any proprietor of stock in the said Company, on proof of the toll gatherer, who is hereby declared to be a competent witness, or any other legal proof, the amount when recovered to be applied to the use of the said Corporation.

11. Any person who shall run or evade the payment of toll (from) crossing the said Bridge, shall forfeit and pay for the use of the said Corporation, a sum not exceeding ten dollars for each and every offence, to be recovered, together with the toll and costs of suit, as is directed in the last preceding Section of this Act.

12. If any person shall wilfully and maliciously, and to the prejudice of the said undertaking, break, damage, throw down or destroy any of the works to be erected or made by virtue of this Act, any such person shall be adjudged guilty of felony; and every such person so offending and being thereof lawfully convicted, shall be liable to the punishment prescribed for felony by the laws of this Province.

13. No toll whatever shall be demanded or taken for horse, beast, cattle or carriage of whatever description employed or