

Governor in Council, nor until the same shall have been approved by him in Council as aforesaid.

XXI. And be it enacted, That the gauge of the said Rail- Gauge.  
way shall be such as shall be approved of by the Governör in  
5 Council.

XXII. And be it enacted, That any Shareholder in the said Aliens may  
Company, whether a British subject or alien, or a resident in vote, &c.  
Canada or elsewhere, has and shall have equal rights to hold  
stock in said Company, to vote on the same, and be eligible  
10 to office in the said Company.

XXIII. And be it enacted, That the Provincial Government Government  
may at any time after the commencement of said Rail-way, may assume  
assume the possession and property thereof, and of all the pro- the Rail-road.  
perty which the said Company is empowered to hold and shall  
15 then have, and of all the rights and privileges and advantages  
vested in the said Company ; all of which shall, after such  
assumption, be vested in Her Majesty, on the Government  
giving to the Company four months' notice of the intention to  
assume the same.

20 XXIV. And be it enacted, That the Government shall, within  
four months after the Company shall render an account in  
writing of the amount of money expended by the said Com-  
pany, and all their then ascertained liabilities, up to the time  
of such assumption, pay to the said Company the whole  
25 amount of the money so expended and of the liabilities so as-  
certained, together with interest at the rate of six per cent., and  
ten per cent. additional thereon after deducting the amount of  
any dividends before then declared, and the said Government  
shall also, from time to time, pay and discharge all liabilities  
30 of the Company not ascertained at the time of such assumption,  
as the same shall be established against the said Company.  
Provided always, That in case of a difference between the  
Government and the Company as to the amount so to be paid  
by the Government, such difference shall be referred to two  
35 Arbitrators, one to be named by the Government, the other by  
the Company ; and, in case of disagreement, such difference  
shall be referred to an Umpire, to be chosen by said Arbitrators  
before entering into the consideration of the said difference,  
and that the said award so made by the Arbitrators or the  
40 Umpire shall be final ; and provided also that in case of refusal  
by the Company to appoint an Arbitrator on their behalf, the  
same shall be appointed by any two of the Judges of either of  
the Superior Courts of Common Law for Upper Canada on  
application of the Government.

Compensation  
to be made in  
case of such  
assumption.

Proviso.

Proviso.