

17. Where said gravel, stone or other materials shall be taken, under the preceding section of this Act, at a distance from the line of the Railway or Tram-way, the Company may lay down the necessary siding and tracks over any lands which may intervene between the Railway or Tram-way and the lands on which said material shall be found; whatever the distance may be; and all the provisions of the "Railway Act" and of this Act, except such as relate to filing plans and publication of notice, shall apply and may be used and exercised to obtain the right of way from the Railway or Tram-way to the lands on which such materials are situated, and such right may be so acquired for a term of years or permanently, as the Company may think proper; and the powers in this and the preceding section may at all times be exercised and used in all respects after the Railway or Tram-way is constructed for the purpose of repairing and maintaining the said Railway or Tram-way.
18. It shall not be lawful for the said Company to divert permanently or change the line of any public road or highway without the consent of the municipality in which such highway or public road is situate, until they have made a plan of such deviation and submitted the same to the person performing, for the time being, the duties of the Government Inspector of Railways for his approval, a copy of which plan, signed by said Inspector, shall be deposited with the Clerk of the Peace of the County or United Counties in which said diversion is situate; and the said Company, upon obtaining such sanction and filing said plan, may divert such public road or highway in the manner shown on the said plan; and further, in every case of making a deviation, as above provided for, the Company shall have all the powers for acquiring the land necessary for the location of the new road or highway, and for any materials necessary to construct the same, and shall possess all the powers given by this Act for the acquiring of land or materials; and also the said Company, in all such cases, shall place the new road or highway as near as can be in the same state of repair as the original road so diverted may have been in at the time of such diversion; and in all such cases, if the Company require it for their Railway or Tram-way purposes, and in that case only they shall have the right to take possession of and use the original highway so diverted. Provided always, and it is hereby enacted that the Company may, with the consent of any municipality in which any public road or highway is situate, take, use and occupy any public allowance for road for the purposes of said Rail or Tram-way, the consent of any such municipality to be given by resolution or by-law, as the Municipal Council of such municipality may determine.
19. If any action or suit shall be brought against any person or persons for any matter or thing done in pursuance of this Act, such action or suit shall be brought within six calendar months next after such cause of action arose; and the defendant or defendants in such action or suit may plead the general issue only, and give this Act and the special matter in evidence on the trial.
20. The said Railway or Tram-way shall be commenced within two years and completed within seven years after the passing of this Act.
21. The said Company incorporated by this Act may enter into any arrangement with The Grand Trunk Railway Company of Canada for the working of the said Rail or Tram-way on such terms as the said two Companies may agree upon, or the said Company may lease the said Rail or Tram-way on such terms and conditions and for such period and at such rent as may be fixed and determined by the Directors of the said Companies.

Power to lay down tracks to gravel pits over intervening lands.

Formalities to be observed before diverting a public road or highway.

Provide.

Limitation of actions.

Commencement and completion of road.

Road may be leased to, or worked by G. T. R. Co. of Canada.