

or inland water communication into the Harbor of Halifax, or which they, at any time or times hereafter, may require for finishing and completing the same, and all work and improvements, as aforesaid, which they may think necessary therefor, and also for the purpose of paying and discharging all legal and just outstanding claims against the company, either by way of mortgage or preferential stock secured upon the company's property and works, and at and upon such rate of interest as they may be enabled to obtain the same, and that all and every deed, conveyance, or mortgage made and executed by the directors of such company of the property and works of the company, for securing the payment of all and every such sum or sums of money to be borrowed in the terms of this Act, shall be a good, legal and valid charge and lien upon such property and works, binding the same, and every part thereof, from the time such deed, conveyance or mortgage is given, any clause, matter or thing in the said deed from the Honorable James McNab to such company, or in the Act incorporating such company, or in the several Acts thereafter passed altering, amending, or in relation thereto, to the contrary notwithstanding. Provided, however, that no stockholder of such company, or subscriber to such preferential stock, shall be liable for or in respect of such sum or sums of money so borrowed under the terms of this Act, or interest to accrue thereupon, for any further or other greater sum than the actual amount or sum so taken or subscribed: and to such stock by such stockholder or subscriber, respectively, notwithstanding any Act, clause, matter or thing contrary thereto contained in the Act incorporating such Inland Navigation Company, or the several Acts thereafter passed altering, amending, or in relation to such Act. 10 20

4. The directors of such company shall, at any time, and at all times hereafter, be at liberty to sell and dispose of all or any part of the lands and property contained in the before-mentioned deed, which they may deem not actually required for the due and convenient working of such canal or inland water communication, anything contained in the before-mentioned deed, in such Act of incorporation, and the several Acts heretofore mentioned altering, amending, or in relation thereto, to the contrary notwithstanding.

5. The president and any one or more of the directors shall make and execute a bond to the Receiver-General of the Province, or to such person or persons as Her Majesty's Provincial Government shall appoint, binding themselves in a sum equal to that raised by them by any of the means aforesaid, to expend all and every such sum in the first instance towards the finishing and completion of the works as aforesaid to the waters of Halifax Harbor, and then to the payment of the outstanding debts of the company now or hereafter to be incurred. 30

On 19th February, 1862, a certificate was given by the Provincial Government that the Inland Navigation Company had complied with the terms imposed under the deed which transferred the property to them by completing a water communication between the harbor of Halifax and the Basin of Minas, and declaring that the said property was free from any claim on the part of the Government.

In point of fact, the Canal had then been completed.

The mortgages by the Inland Navigation Company to Starr, Stairs and Black, were foreclosed and sold, and the property conveyed by the Sheriff of Halifax County, to Samuel Gray and John Stairs 18th June, 1862; and these persons, on the 9th December, 1862, declared that 40