

Proviso. sites for such warehouses and other erections as may be considered expedient by the said Directors, and to purchase and dispose of the same to and for the use and profit of the said Company; Provided that nothing hereinbefore contained shall be construed to extend to compel the owners of any mill seat which shall be in existence 5 before the construction of the said Canal, or any of its branches or feeders, to sell or convey the same to the said Company, unless the same shall be in the line of the said Canal, or that the possession of the same shall be necessary to the construction of the said Canal or any of its branches and feeders; Provided also, that the owner 10 or owners of any mill seat or mill seats, using any additional supply of water brought thereto by the said canal, or its branches or feeders, shall pay a reasonable compensation therefor to the said Company, to be determined, as hereinafter provided for determining any damage done to property by the said Company. 15

Plan to be submitted to Governor in Council. 3. Before the said Company shall break ground, or commence the construction of the said Canal, the plan, location, dimensions, and all necessary particulars of the said Canal, and the locks, bridges, and other works therewith connected, and the points at which it is to leave the River Niagara, shall have been submitted 20 to, and received the sanction of, the Governor in Council; and the said Canal, and locks, and works thereon, shall not be of a less size, depth, or capacity, than the Cornwall Canal, on the River St. Lawrence;—[and all maps, plans, surveys, levels, reports, and documents, relating to a survey of a Branch Canal to connect the 25 Welland Canal with the mouth of the Niagara River, now in possession of the Government, or copies thereof, shall be open to and placed at the disposal of the said Company, to aid it in the prosecution of its works, and the preparation of the map or plan and book of reference hereinafter mentioned.] 30

Company to have power to take water, &c for the use of the Canal. 4. It shall and may be lawful for the said Company, and they are hereby authorized and empowered, from and after the passing of this Act, to supply the said Canal, whilst making, and when made, with water from all such brooks, springs, streams, water-courses, lakes, hollows or repositories of water, as shall be found in 35 making the said Canal, or within the distance of two thousand yards of the same, or any part thereof, or any reservoir or reservoirs to be made for the supplying of the said canal with water; and the said Company are hereby authorized and empowered to make all such reservoirs, and such and so many feeders, branches, 40 aqueducts, tunnels and channels in connection with and for the use of the said Canal, as to them shall seem necessary and proper; and for the purposes aforesaid, the said Company, their agents, servants, and workmen, are hereby authorized and empowered to enter upon and into the lands and grounds of, or belonging to the 45 Queen's Majesty, Her Heirs or Successors, or any other person or persons, bodies corporate or politic (except as hereinbefore mentioned), and to survey and take lands of the same or any part thereof, and to set out and ascertain such parts as they shall think necessary and proper for the making of the said Canal and 50 its appurtenances, and for the completion of the said water connection and navigation, according to the true intent and meaning of this Act, and all such other matters and conveniences as they shall think proper and necessary for making, preserving, improving, completing, and using the said intended navigation, 55 and also to bore, dig, trench, cut, remove, take, carry away, and lay soil, clay, stone, rubbish, trees, roots, and stumps of trees, beds of gravel or sand, or any other matter or thing which may be dug