

limited to the laying down across the same, (that is in the line of the said Branch or continuation, at whatever angle it may intersect such highway,) the rails and other contrivances forming part of the Railroad, subject to the limitations mentioned in the 5 section, or any other part of this Act.

XV. And be it enacted, That it shall be lawful for the said Company to take, use, occupy and hold, but not to alienate, so much of the public beach or beach road, or of the land covered with the waters of the River St. Lawrence and of the River Richelieu, or Lake Champlain, as may be required for the wharves and other works of the said Branch or continuation, and other works, which they are hereby authorized to construct, not more than two hundred yards in length, nor more than one hundred and fifty yards in breadth, doing no damage to nor causing any obstruction in the navigation of the said rivers: Provided always, that such land shall not be taken, or any such wharf or work erected thereon, except by permission of the Governor of the Province, and in accordance with any conditions he shall think proper to impose, nor shall any land vested in the Principal Officers of Her Majesty's Ordnance be taken without their consent.

Company may use beaches, &c.

Proviso.

XVI. And be it enacted, That after any lands or grounds shall be set out and ascertained, in manner aforesaid, for making and completing the said Branch, continuation and other works, and for other the purposes and conveniences hereinbefore mentioned, it shall and may be lawful for all bodies politic, corporate or collegiate, corporations aggregate or sole, communities, *grevés de substitution*, guardians, curators, executors, administrators, and all other trustees or persons whomsoever, not only for and on behalf of themselves, their heirs and successors, but also for and on behalf of those whom they represent, whether infants, issue unborn, lunatics, idiots, *femes-covert*, or other persons or parties who are or shall be seized, possessed of or interested in any lands or grounds which shall be so set out and ascertained as aforesaid, or any part thereof, to contract for, sell and convey unto the said Company, all or any part of such lands or grounds which shall under this Act be set out and ascertained as aforesaid; and that all contracts, agreements, sales, conveyances and assurances so to be made, shall be valid and effectual in law to all intents and purposes whatsoever; any law, statute, usage or custom to the contrary thereof in anywise notwithstanding; and that all bodies politic, corporate or collegiate, or communities, and all persons whomsoever, so conveying as aforesaid, are hereby indemnified for what any of them shall respectively do by virtue of or in pursuance of this Act: Provided always, that before the map or plan and book of reference shall be deposited as aforesaid, and before the lands required for the said Branch, continuation and works shall be set out and ascertained, it shall be lawful for any party who might, under this Act, convey any lands to the said Company, if the same were so set out and ascertained, to agree with the Company for the price to be paid for such lands, if they shall be thereafter so set out and ascertained; and such agreement shall be binding, and the price agreed upon shall be the price to be paid by the Company for the same lands, if they shall be afterwards so set out and ascertained, within one year from the date of such agreement, and although such land may in the meantime have become the property of a third party; and possession of the same may be taken, and the agreement and price may be dealt with, as if such price had been fixed by an award of Arbitrators as hereinafter mentioned, and as if the agreement were such award.

After lands have been set out, bodies corporate, &c. may sell their property therein to Company.

Proviso.