

X. Save as herein provided, the lien shall not attach so as to make the owner liable to a greater sum than the sum payable by the owner to the contractor. R. S. O. 1877, C. 120, S. 6, *part*; 45 V. C. 15, S. 4.

XI. All persons furnishing material or doing labour for the person having a lien under this Act, in respect of the subject of such lien, who notify the owner of the premises sought to be affected thereby, within thirty days after such material is furnished, or labour performed, of an unpaid account or demand against such lien-holder, for such material or labour, shall be entitled, subject to the provisions of sections 6 and 9, payable by such owner, under said lien; and if the owner thereupon pays the amount of such charge to the person furnishing material, and doing labour as aforesaid, such payment shall be deemed a satisfaction *pro tanto* of such lien. R. S. O. 1877, C. 120, S. 8.

XII. In case of a dispute as to the validity or amount of an unpaid account or demand, of which notice is given to the owner under the preceding section, the same shall be first determined by action in the proper court in that behalf or by arbitration, in manner mentioned in section 14 at the option of the person having the unpaid account or demand against the lien holder; and pending the proceedings to determine the dispute, so much of the amount of the lien as is in question therein may be withheld from the person claiming the lien. R. S. O. 1877, C. 120, S. 9.

XIII. In case the person primarily liable to the person giving such notice as mentioned in section 11 fails to pay the amount awarded within ten days after the award is made, the owner, contractor or sub-contractor may pay the same out of any moneys due by him to the person primarily liable as aforesaid, on account of the work done or materials or machinery furnished or placed in respect of which the debt arose; and such payment if made after an award (or if made without any arbitration having been previously had or dispute existing, then, if the debt in fact existed and to the extent thereof,) shall operate as a discharge *pro tanto* of the moneys so due as aforesaid to the person primarily liable. R. S. O. 1877, C. 120, S. 10.

XIV. (1) In case a claim is made by a sub-contractor in respect of a lien to which he is entitled, and a dispute arises as to the amount due or payable in respect thereof, the same shall be settled by arbitration.

(2) One arbitrator shall be appointed by the person making the claim, one by the person by whom he was employed, and the third arbitrator shall be appointed by the two so chosen.

(3) The decision of the arbitrators or a majority of them shall be final and conclusive. R. S. O. 1877, C. 120, S. 18.

(4) In case either of the parties interested in any such dispute, refuses or neglects within three days after notice in writing requiring him to do so, to appoint an arbitrator, or if the arbitrators appointed fail to agree upon a third, the appointment may be made by a County Judge of the county in which the lands in respect of which the lien is claimed are situate. R. S. O. 1877, C. 120, S. 19.

XV. During the continuance of a lien, no portion of the property or machinery affected thereby, shall be removed to the prejudice of the lien; and any attempt at such removal may be restrained by application to the County Court or the Judge thereof, or the High Court respectively, according as the claim is under or over the sum of \$200. R. S. O. 1877, C. 120, S. 22.