

Power to acquire certain lands in Kingston, etc.

4. The Company shall have power to acquire unoccupied lands and unoccupied water-lot property within the City of Kingston, not to exceed in all ten acres, and to acquire in the Township of Loughborough twenty acres, and in the Township of Olden or the Township of Oso twenty acres, for the erection and maintenance thereon of necessary wharves, piers, warehouses, stations, curves and sidings; and to enable the Company to acquire the same, all the provisions of the Railway Act shall be as fully applicable as if the acquisition of such areas of land were authorized by the said Act.

Powers relative to branches, etc.

5. Notwithstanding anything in "The Railway Act" contained, the said Act shall as fully apply to the laying out, construction and maintenance of any branch of the Railway as if such branch formed part of the main line; and for the laying out, construction and maintenance of necessary waggon roads, the Company shall have power to enter upon and construct and maintain the same through the lands, not being a messuage or its curtilage, of any person or corporation, subject to the application of the provisions contained in sections sixteen to thirty-one inclusive, of chapter forty-nine of the Consolidated Statutes of Upper Canada: Provided that if the Municipality within whose jurisdiction such road may be shall desire to assume the same, such road shall be delivered up to the Municipality on payment of the cost thereof, and thereupon the Company shall cease to be responsible for the maintenance or repair of such road; and if such road shall become unnecessary for the use of the Company, and the Municipality shall decline to assume the same as aforesaid, the Company shall have power to dispose of the land occupied by the road by public auction.

Power to acquire vessels, etc.

6. The Company shall have power to construct, purchase, charter and navigate scows, boats, sail and steam vessels on any lake, river or stream near to, or touched by the Railway for the purposes of traffic therewith.

Requisite notices to be published in county newspaper and Gazette.

7. The publication of any notice required by "The Railway Act" or this Act, shall, unless otherwise provided by this Act, be sufficiently made by one publication of the same in a newspaper within the county, and in the *Ontario Gazette*; and the said *Ontario Gazette* shall, on production thereof, be conclusive evidence of the sufficiency of such notice.

Capital stock.

8. The Capital Stock of the said Company shall be one hundred thousand dollars, with power to increase the same in the manner provided by this Act, to be divided into one thousand shares of one hundred dollars each, which amount shall be raised by the persons hereinbefore named, and such other persons and corporations as may become shareholders in the Company; and the money so raised shall be applied, in the first place, to the payment of all fees, expenses and disbursements for procuring the passing of this Act, and for making the surveys, plans and estimates connected with the Railway; and all the rest and remainder of such money shall be applied towards making, completing and maintaining the said Railway, and other purposes of this Act: Provided always, that until the said preliminary expenses shall be paid out of the Capital Stock, it shall be lawful for the Municipality of any County, Town, Village or Township, to pay out of the funds of such Municipality

and application of same.

Proviso.

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