

Site and plans to be approved by Governor in Council before commencing.

2. The said corporation shall not commence the erection of the said bridge, nor of any work thereto appertaining, until it shall have submitted to the Governor in Council plans of the said bridge and of all intended works thereunto appertaining, nor until such plans and the site of the said bridge shall have been approved by the Governor in Council, and such conditions as the Governor in Council shall have thought fit to impose for the public good touching the said bridge and works, shall have been complied with; nor shall any such plan be altered, nor any deviation therefrom be allowed, except by the permission of the Governor in Council, and upon such conditions as the Governor in Council may impose.

Powers of company to take real property.

Compensation to be made.

Arbitration and arbitrators.

Proviso in case of failure to appoint an arbitrator.

3. For the purpose of erecting, building, maintaining and supporting the said bridge, the said corporation shall, from time to time, have full power and authority to purchase, acquire, hold and take all land, land covered with water, beaches and other property, on either side of the said river, as may be necessary to build, construct and maintain the said bridge,—first, however, making reasonable compensation for the lands so to be taken or occupied,—such compensation to be settled by arbitrators named, one by each party interested and a third one by the two arbitrators so chosen, or in the event of their failing to agree within one week upon a third arbitrator, then such arbitrator may be appointed by a Judge of the Court of Queen's Bench of the Province of Manitoba; Provided that, if in any case, the said corporation, or any owner or occupier of property, required for the purposes of the said bridge, shall fail to appoint an arbitrator after one week's notice in writing to that effect from the other party, a judge of the said court shall, on application, supported by affidavit, appoint an arbitrator on behalf of the party so failing to appoint; and the decision of any two arbitrators shall be final.

Navigation not to be impeded. Swing or draw bridge to be constructed.

Lights.

Proviso: precautions as to navigation during construction.

4. The said bridge shall be so constructed as not materially to obstruct the navigation of the Red River; and the said bridge shall have a swing or draw in the main channel of the said river, which said swing or draw shall be of the width of at least forty feet, and shall otherwise give free and unobstructed passage to vessels of every description navigating the said river: and during the season of navigation suitable lights shall be maintained, if necessary, upon the said bridge to guide vessels approaching the said swing or draw during the night; and the use of the said bridge shall be subject to such regulations as shall be, from time to time, approved of by the Governor in Council; Provided always, that during the construction of the said bridge the navigation of the said river shall not be unnecessarily obstructed by the work, and that proper precautions shall be taken to guide vessels approaching the said works during the night.