

Court or Judge may prescribe, to the Sheriff of the County of Albert, or in case he is interested, then to one of the Coroners of the said County, and in case the Sheriff and Coroners are all interested, then to some person or persons, commanding such Sheriff, Coroner, person or persons as the case may be, to summon and empanel a jury of five freeholders within the said County, who may be altogether disinterested, and do not reside within ten miles of the land in question, which jury upon their oaths, (all which oaths, as well as the oaths to be taken by any person or persons who shall be called to give evidence in the matter, the Sheriff, Coroner, or person or persons summoning such jury, is hereby empowered to administer,) shall inquire, ascertain and assess the distinct sum or sums of money or annual rent to be paid as the amount of compensation and satisfaction for the damages that may and shall be sustained by such owner or owners, occupier or occupiers of such private property as aforesaid; and the inquisition, award or verdict of such jury shall be returned and filed in the Office of the Clerk of the Pleas of the said Supreme Court, shall be final and conclusive between the parties; which amount so assessed as aforesaid, and the costs and expenses of such proceeding to be taxed and allowed by the said Supreme Court, shall be borne by the said Corporation, and shall be paid within thirty days after the said inquisition, award or verdict shall be filed as aforesaid, and until such payment shall be made the said Corporation shall not be entitled to enter upon the said land; and in case an annual rent shall be awarded, unless such rent is paid within thirty days after it falls due, the power to enter under the said award shall be deemed to be annulled and discontinued.

Certificate of £8,000 of capital having been paid in to be filed in the Provincial Secretary's Office before any debts be contracted.

9. Before the said Corporation shall contract any debts, a certificate shall be filed in the Office of the Secretary of the Province, verified by the oath of the Secretary or other principal officer of the Corporation, which oath any Justice of the Peace is hereby authorised to administer, to the effect that the sum of eight thousand pounds has been actually paid and expended for the purposes of the said Company, and unless such certificate be filed in manner herein directed, within three calendar months after the acceptance of this Charter, the corporate powers hereby conferred shall cease and become of no effect.

Act not to compromise rights in suit.

10. Nothing in this Act contained shall be construed to interfere with or compromise in any way the rights of the respective parties between whom suits are now pending, for any matter, cause or thing which has happened or been committed before the passing of this Act, any thing herein contained to the contrary notwithstanding.

Provisions of the 8th section limited to one square mile comprised in a certain Crown lease or licence.

11. Notwithstanding the provisions of the eighth section of this Act, the power and authority and provision contained in the said section, to enable the said Corporation to enter upon private property, shall only be deemed and taken to extend to the tract of wilderness land of one mile square, comprised in the Lease or Licence from the Crown made under the Great Seal of this Province to Peter Duffy and John Duffy, bearing date the eleventh day of January one thousand eight hundred and fifty, and registered in the Office of the Secretary and Register of this Province on the twelfth day of January one thousand eight hundred and fifty; nor shall this Act come into operation or be in force until Her Majesty's Royal approbation be thereto first had and declared.

Act suspended till Her Majesty's approbation be declared.

[This Act was specially confirmed, ratified, and finally enacted, by an Order of Her Majesty in Council, dated the 16th day of October 1852, and published and declared in the Province the 17th day of November 1852.]