

and if any person send by the said Railway any such goods without distinctly marking their nature on the outside of the package containing the same, and otherwise giving notice in writing to the Book-keeper or other servants of the Company with whom the same are left at the time of so sending the said goods, he shall forfeit to the Company the sum of five pounds currency for every such offence; and it shall be lawful for the Company to refuse to take any package or parcel that they may suspect to contain goods of a dangerous nature, or require the same to be opened to ascertain the fact.

When road
crosses
highways, &c.

Proviso.

XX. And be it enacted, That whenever it shall be necessary for the said Railroad to intersect or cross any stream of water or water-course, or any road or highway lying in the route thereof, between the said city of Kingston and the said city of Toronto, it shall and may be lawful for the said Company to construct their Railroad across or upon the same: Provided always, that the Company shall restore the stream, or water-course, or road, or highway, thus intersected, to its former state, or in a sufficient manner not to impair its usefulness, and shall, moreover, during the continuance of this Company, make and repair sufficient fences upon the line or route of their said Railroad.

Ledge or
flange of road
not to sink,
&c.
more than
one inch,
when crossing
highways.

XXI. And be it enacted, That when the said Railroad shall cross any public highway, the ledge or flange of such Railway, for the purpose of guiding the wheels of the carriages, shall not rise above the level of such road, nor sink below the level of such road, more than one inch; and that when any bridge shall be erected or made by the said Company, for the purpose of carrying the said Railroad over or across any public way, the span of the arch of such bridge shall be formed, and shall at all times be and be continued of such breadth as to leave a clear and open space under every such arch of not less than fourteen feet, and a height from the surface of such public highway to the centre of such arch of not less than twelve feet, and the descent over any such bridge shall not exceed one foot in ten feet, and that in all places where it may be necessary to erect, build or make any bridge or bridges for carrying any public carriage road or highway over the said Railroad, the ascent of every such bridge for the purpose of every such road shall not be more than one foot in ten feet, and a good and sufficient fence shall be made on each side of every such bridge, which fence shall not be less than four feet above the level of such bridge.

Guard-boards.

XXII. And be it enacted, That in all cases where the said intended Railroad shall cross any public highway on a level, the said Company shall be held bound to erect and at all times maintain good and sufficient guard-boards