

General issue. may plead the general issue and give this Act and the special matter in evidence at any trial to be had thereupon, and may aver that the same was done in pursuance and by authority of this Act.

Penalty on persons obstructing the free use of the Railroad.

£5.—£10.

How recoverable and applicable.

XXI. And be it enacted, That if any person shall by 5  
any means or in any manner or way whatsoever, obstruct  
or interrupt the free use of the said Railroad, or the car-  
riages, vessels, engines or other works incidental or  
relative thereto, or connected therewith, such person shall  
for every such offence incur a forfeiture or penalty of not 10  
less than nor exceeding  
currency; one half of which penalty and forfeiture, to be  
recovered before one or more Justices of the Peace for  
the County in which the offence shall be committed or  
the offender shall be taken, shall go to the prosecutor or 15  
informer, and the other half to Her Majesty, Her Heirs  
and Successors, and shall be paid into the hands of the  
Receiver General, and be applied for the public uses of  
this Province and the support of the Government  
thereof. 20

Punishment of persons breaking down or obstructing or damaging the Railroad or any works of the Company.

XXII. And be it enacted, That if any person or per-  
sons shall wilfully and maliciously, and to the prejudice  
of the said Railroad authorized to be made by this Act,  
break, throw down, damage or destroy the same, or any 25  
part thereof, or any of the houses, warehouses, toll-  
houses, watch-houses, weigh-beams, cranes, carriages,  
vessels, engines, inclined planes, machines or other works  
or devices incidental and relative thereto or connected  
therewith, or do any other wilful hurt or mischief, or wil-  
fully or maliciously obstruct or interrupt the free use of 30  
the said Railroad, vessels or works, or shall obstruct,  
hinder or prevent the carrying on, completing, supporting  
and maintaining the said intended Railroad, vessels or  
works, such person or persons shall be adjudged guilty of  
a misdemeanor, unless the offence committed shall under 35  
some other Act or law amount to a felony, in which case  
such person shall be adjudged guilty of a felony, and the  
Court by and before whom such person or persons shall  
be tried and convicted shall have power and authority to  
cause such person or persons to be punished in like man- 40  
ner as persons guilty of misdemeanors, or felons (as the  
case may be) are directed to be punished by the laws in  
force in this Province.

Company to contribute among themselves the necessary sums for carrying on their undertaking.

XXIII. And to the end that the said Company may be  
enabled to carry on so useful an undertaking: Be it 45  
enacted, That it shall and may be lawful for the said  
Company and their successors, to raise and contribute  
among themselves, in such proportions as to them shall  
seem meet and convenient, a competent sum of money  
for the making and completing the said Railroad and all 50  
such other works, matters and conveniences as may found