

carry on the operations for which the said Company is incorporated, and shall and may be sued for by the said Corporation, and recovered in any Court of Record within the Province.

6. So soon as the capital stock shall have been paid in and expended for the purposes of this Corporation, it shall and may be lawful for the said stockholders, at any general meeting to be for that purpose called, to increase the said capital stock from time to time, in such sums as they may deem expedient, to a sum not exceeding one hundred thousand pounds, and they shall have power from time to time to increase the number of shares accordingly, or from time to time to assess such increase upon the original number of shares, or to increase the capital by both assessments and increase of shares. Capital may be increased.

7. The Company shall have power to levy and collect assessments upon the shares from time to time, of such sums of money as may be deemed necessary for carrying on the business of the said Company; and whenever any assessment shall be made by the stockholders of the Company, it shall be the duty of the Treasurer to give notice thereof in a newspaper printed and published in this Province, and also in the Royal Gazette, requiring payment of the same within thirty days; and if any stockholder shall neglect or refuse to pay to the Treasurer the amount of such assessment upon his shares at the time prescribed, it shall be the duty of the Treasurer to advertise all such delinquent shares for sale at public auction, giving at least thirty days notice of the time and place of such sale; and all shares upon which the assessment is not then paid, with interest from the time such assessment became due, shall be sold to the highest bidder, and after retaining the amount of such assessment and interest due on each share, and the expense of advertising and selling, the residue, if any, shall be paid over to the former owner, and a new certificate or certificates of the shares so sold shall be made out and delivered to the purchaser; provided always, that no assessment shall be made except by a vote of the stockholders and a majority of all the shares. Assessments on shares may be levied to carry on the business.

8. If at any time it shall be deemed necessary by the said Corporation, their agents or servants, to enter upon the estate, lands or grounds, being the private property of any person or persons, for the purpose of carrying on their mining operations, they shall allow to the owners of such lands such reasonable compensation, by way of rent or otherwise, as may be agreed upon, for the damages such owner may sustain by reason thereof, and if the said Corporation shall not be able to agree with such owner or owners of the soil, as to the amount to be paid to the said owner or owners, for the damages he or they may sustain in consequence of such mining operations being carried on upon his or their land, then such compensation and satisfaction shall be determined by three disinterested arbitrators, one to be chosen by the said Corporation, and one by the owner or owners, occupier or occupiers of the private property in question, which two arbitrators so chosen shall choose a third arbitrator, and in case of their not agreeing in such choice within ten days after their appointment, then and in such case it shall and may be lawful for the Lieutenant Governor or Administrator of the Government for the time being, upon the application of the said Corporation, to appoint the third arbitrator; and the award of the said arbitrators, or any two of them, shall be final and conclusive in the matters referred to them; and in case any of the owners or occupiers of such private property shall decline making any such agreement or appointing such arbitrator, then and in every such case the said Corporation shall make application to the Supreme Court, or any Judge thereof, stating the grounds of such application, and such Court or Judge is hereby required from time to time, upon such application, to issue a writ or warrant in such form as the said Court Right of entry on private property granted on payment of damages found by agreement, or assessed by arbitrators or a jury.