

paid or satisfied, and all such charges may be recovered in any court of competent jurisdiction from the owners or persons in charge of such vessel, boat or raft.

11. In case of any accident requiring immediate repair on the said canal, or any part of the said navigation, the said Company, their agent or workmen, may enter upon the adjoining land (not being an orchard or garden) without any previous treaty with the owners or occupiers thereof; and dig for, work, get and carry away and use, all such gravel stone, earth, clay or other materials as may be necessary for the repair of the accident aforesaid, doing as little damage as may be to such land and making compensation therefor, and in case of dispute or difference regarding the amount to be so paid, the same shall be decided by arbitration as hereinbefore provided: Provided however that if any action or suit shall be brought against the said Company for any matter or thing done in pursuance of this Act, such action or suit shall be brought within twelve calendar months after the fact committed, and not afterwards.

12. The said company may open, cut and erect such ponds and basins for the lying up and turning of vessels, boats or rafts, using the said canal or navigation, and at such portions of the navigation as they shall deem expedient, and they may also build and erect such dry docks, slips and machinery connected therewith for the hauling out and repairing such vessels, as they shall think proper, and may let the same on such terms as they shall deem expedient, or carry on the business of the same by their servants or agents, as the said company or the directors thereof shall decide from time to time.

13. The said company in order to entitle themselves to the benefit and privileges conferred upon them by this Act, shall commence the said work within three years, and complete the said canal within six years after the passing of this Act; otherwise this Act and any thing herein contained shall be null and void to all intents and purposes.

14. Every vessel of whatsoever kind using the said canal, shall have her draught of water legibly marked in figures of not less than six inches long, from one foot to her greatest draught, upon the stem and stern posts, and any wilful misstatement of such figures, so as to mislead the officers of the canal as to any vessel's true draught, shall be punishable as a misdemeanor on the part of the owner and master of such vessel, and the said directors may detain any such vessel upon which incorrect figures of draught shall be found, until the same are corrected at the expenses of her owner.

15. And for preventing disputes touching the tonnage of vessels navigating the said canal, every owner or master of every boat, barge, raft or vessel, navigating the said canal, or other part of the said navigation, shall permit the same to be gauged and measured, and for refusing to permit the same, shall forfeit and pay the sum of twenty dollars, and it shall be lawful for the person appointed for that purpose by the said directors, to gauge and measure all vessels using the said navigation, and his decision shall be final in respect to the tolls to be paid thereon, and he may mark the tonnage or measurement on every vessel habitually using the said canal, and such measure so marked by him shall always be evidence respecting the tonnage in all questions respecting the tolls or dues to be paid to the said company by virtue thereof.

16. The said company may hold all such lands and water, hereditaments and tenements as may at any time be granted to them by Her Majesty the Queen, Her Heirs or Successors, necessary for the works.