

as aforesaid, shall have four days' notice) to proceed with the assessment or arbitration, at which time the same shall be proceeded with, unless upon good cause the said Caddy, or such other competent person, sees fit to put off the same, which he is hereby empowered to do from time to time, and upon such terms as to him shall seem just, and the award or assessment in writing of the said arbitrators or assessors or any two of them, shall be final and binding upon all parties concerned, and the amount thereof, together with such costs to be specified therein as the said arbitrators or any two or them may allow, shall be paid by the party or parties adjudged to pay the same, within the time mentioned in section five of this Act, and if not then paid the same may be recovered as aforesaid, upon proof only of the execution of the said award or assessment by the said arbitrators or assessors or any two of them, and until paid, the amounts mentioned therein shall be a charge or lien upon the said strips, if filed in the said Registry Office as aforesaid.

8. The said Caddy or such other competent Surveyor, upon tender by either of the said parties, his, her or their representative or representatives, of the costs and expenses attending the obtaining of the same, is hereby empowered to cause a subpoena or subpoenas *ad testificandum* or *duces tecum* to be issued out of either of the Superior Courts of Common Law at Toronto, requiring the witnesses to be named therein to appear before him at such time and place as shall be mentioned therein and any witness or witnesses served therewith as in ordinary cases, and disobeying the same, shall be guilty of contempt of the Court out of which the said subpoena or subpoenas may issue, and may be examined under oath, which the said Caddy or such other competent person, is hereby authorized to administer; Provided always, that any person whose attendance shall be required, shall be entitled to the like conduct money and payment for expenses and loss of time as for and upon attendance at any trial of a cause in the said courts.

9. The Corporation of the said Township shall impose and levy a rate upon the freeholders of the said concessions in proportion to the quantity of land held by them in such concessions, in the same manner as a rate for any sum required for any other local purpose authorized by law, may be imposed and levied for the purpose of defraying the expense of such survey, maps, reports and monuments.

10. The several allowances for roads and division lines between lots, when the monuments aforesaid shall have been placed as directed by this Act, shall be taken to be and to have been the original boundaries of the lots in each of the said concessions, whether the same, upon admeasurement, be found to contain the exact width or more or less than the exact width expressed in any letters patent, grant or other instrument, in respect of the said lots or any or either of them, and every patent, grant or instrument, purporting to be for any aliquot part of the said lots or any of them shall be construed to be a grant of such aliquot part of the quantity the same may contain, whether such quantity be more or less than that expressed in such patent, grant or instrument, any law, usage, or custom, to the contrary, in any wise, notwithstanding.

11. The assessment or award mentioned in the preceding sections of this Act, shall be made within three months from the date of the notice mentioned in the Proviso to the fifth section of this Act.

12. This shall be a Public Act.

Mode of summoning witnesses.

Corporation to levy a rate to defray expense of survey.

Boundaries under this Act to be taken to be the original boundaries.

Assessment to be made within three months of date of notice.