

thereto and to the collection and enforcement thereof from and against the new Company as such person has against the old Company.

Assets, etc., of old Company.

9. The new Company may acquire all the assets, rights, credits, effects and property real and personal belonging to the old Company, or to which it is or may be or become entitled, and a conveyance and assignment thereof in the form in the schedule to this Act, or to the like effect, shall be sufficient. 5

Form of assignment.

Construction of booms, piers, etc.

10. The new Company may locate, erect and operate in the Restigouche River between the said river and a line drawn from the Mission Point on the Quebec side of the river to John Ferguson's west line (so called) on the New Brunswick side thereof, booms, piers, sheer booms and all other structures necessary for collecting, holding and rafting all lumber, floated or driven, down said Restigouche River and its tributaries within the limits of the said booms. 10 15

Expropriation of lands.

11. The new Company may enter upon, occupy, possess and use, for the purposes of this Act, the water and shore front as well as any of the adjoining lands necessary for any of the purposes aforesaid, and shall, for such use, occupation and possession make to the owners of such lands such compensation as may be agreed upon by and between the new Company and the owners of such lands, and in case they shall not agree, then and in such case the same shall be determined by and under the provisions of *The Railway Act* applicable thereto. 20 25

Navigation not to be impeded.

12. All booms shall be so constructed as to admit the passage of rafts and boats, and to preserve the navigation of the river as far as possible. 30

Booms to be kept open.

13. The new Company shall keep the said booms open in order to receive timber, logs or other lumber floating down the Restigouche River, and its tributaries, from the spring of the year and after the river is clear of ice until the first of October in each year. 35

Rate of charges.

14. The new Company may receive a sum not exceeding twenty cents per ton for each ton of square or sided timber ; a sum not exceeding seventy five cents per thousand for every thousand superficial feet of pine, spruce, cedar and other logs and lumber which may be secured in the said booms and rafted in a substantial manner, such payment being in full for securing, booming, rafting and delivering the said lumber. 40

Lien on timber, etc.

15. The new Company shall have a lien on all timber, logs and other lumber which may be secured or rafted in the said booms, and may retain a sufficient part of such lumber to pay the boomage and raftage until the same is paid or secured, and the new Company may sue for and recover the said boomage and raftage from the owners of the said timber, logs or other lumber in any court competent to try the same, and if the 50