

tenements, hereditaments, goods, chattels, and things in action in this island and its dependencies, and to use and dispose of the same, and to do all other acts and things within the scope of the Act of Incorporation of the said Company, or for the purposes contemplated by it, in the same manner and to the same extent as the said Company may do the same in Newfoundland, or as if it were incorporated by the Legislature of this island.

II. The said Corporation may establish, construct, purchase, hire, keep in order and work any line or lines of magnetic, electric, or other telegraph or means of telegraphic communication in any part of this island or its dependencies, or places under its jurisdiction, or between any two or more points therein, or between any point or points therein and any other island, province, country, or place in or near the continent of America, or in or near the continent of Europe, or in the Atlantic ocean; and during the existence of the said corporation, no other person or persons, body or bodies, politic or corporate, shall be permitted to extend, to enter upon, or touch any part of this island or the coast thereof, or of the islands or places within the jurisdiction of the Government of this island, with any telegraphic cable, wire, or other means of telegraphic communication from any other province, state, country, or place whatsoever beyond the continent of America.

III. So soon as the electric telegraph shall have been completed between Cape Traverse and Cape East, and connected therewith by submarine cables with New Brunswick and Newfoundland, it shall and may be lawful for the Governor or Administrator of the Government to issue grants under the Great Seal of this island to the said corporation for one thousand acres of unoccupied land on township number fifty-five, subject nevertheless to the usual taxation attendant upon the possession of wild lands in this island; and the right of the public to construct any road in and over the said land, or any part thereof as to the Governor or Administrator of the Government, with the advice of the Executive Council, may seem just and reasonable.

IV. The Company may erect or maintain their said lines of telegraph along the side of or across any public highways, bridges, watercourses, or other such places, provided they do not interfere with the public right of travelling thereon; and may enter upon any lands or places, and survey and set off such parts thereof as may be necessary for the said lines of telegraph, and may take from any part of the ungranted and unoccupied crown lands of this colony any posts or building materials necessary to make or repair the lines, or any buildings in connection therewith; and in case of disagreement between the Company and any owner or occupier of lands which the Company may take for the purposes aforesaid, or in respect to any damage done to the same by constructing the lines through or upon the same, the Company and such owner or occupier, as the case may be, shall each choose an arbitrator, which two arbitrators shall choose a third, and the decision (on the matter in difference) of any two of them in writing shall be final; and if the said owner or occupier, or the agent of the said Company, shall neglect or refuse to choose an arbitrator within four days after notice in writing to him from the opposite party, or if such two arbitrators, when duly chosen and appointed, shall disagree in the choice of a third arbitrator, in any such case it shall be lawful for the Colonial Secretary for the time being to nominate any such arbitrator, or such third arbitrator, as the case may be, who shall possess the same power as if chosen in manner above provided.

V. The Government of Great Britain, of the United States, of Newfoundland, and of this island shall respectively have, at all times, a preference over all persons of conveying messages upon the said lines of telegraph relating to the public services of these Governments respectively; and the rate of charges therefor shall not exceed the charges made to private individuals; and the said Company shall at all times transmit the messages of private parties without preference or delay.

VI. Any person wilfully interrupting the free use by the said Company of any telegraph line established or used by it, or any works connected therewith, shall be subject to a penalty of not less than ten pounds, nor more than one hundred pounds, to be recovered by any person informing and suing for the same in a summary way before one or more justices of the peace, and to be levied by a warrant of distress and sale of the offender's goods and chattels; one half of such penalty shall go to the party suing for the same, and the other half to be paid to the treasurer of the island for the use thereof; and in default of goods and chattels to satisfy such warrant every such offender shall be committed to gaol by such justice or justices for any period not exceeding one hundred days; and if any person shall wilfully or maliciously obstruct or damage any such telegraph line, works, buildings, machinery, or other property connected therewith, he shall be guilty of misdemeanor, and shall be punished by imprisonment for a period not exceeding one year, and by a fine not exceeding two hundred pounds; and every operator, agent, or servant of the said Company, employed in the transmission or delivery of intelligence or messages, shall, before he enters on the duties of his office, make oath before a judge or justice of the peace that he will not wilfully divulge the contents of any message transmitted by the said Company, or left with any of its operators, agents, or servants for transmission or delivery; and every person violating the said oath shall be adjudged guilty of misdemeanor, and punished by imprisonment for a period not exceeding one year, and by a fine not exceeding two hundred pounds.