

6. That the province of Canada account shall be made up at simple interest at the rate of five per centum per annum, as has been agreed upon between the parties.

7. That in the separate accounts of Ontario and Quebec the said provinces shall respectively be allowed simple interest on any balance from time to time existing in their favour, at the rate of five per centum per annum, except where some other rate has been expressly agreed to.

8. That the question as to whether or not the Dominion shall be allowed simple interest at the rate of five per centum per annum on any balance that may from time to time be found to exist in its favour, in the separate accounts of Ontario and Quebec, be reserved for further argument.

In respect of the matters mentioned in paragraphs 1, 2 and 3, we have proceeded upon our view of a disputed question of law.

IN WITNESS WHEREOF, WE, the said John Alexander Boyd, George Wheelock Burbidge, and Louis Napoléon Casault, have hereunto set our hands this 2nd day of November, A.D. 1893.

J. A. BOYD,
GEO. W. BURBIDGE,
L. N. CASAULT.

AWARD OF ARBITRATORS AS TO INTEREST ON OVERPAYMENTS BY THE DOMINION.

31st August, 1894.

To all to whom these Presents shall come :

The Honorable John Alexander Boyd, of the city of Toronto and Province of Ontario, Chancellor of the said province ; the Honourable George Wheelock Burbidge, of the city of Ottawa, in the said province, Judge of the Exchequer Court of Canada ; and the Honourable Sir Louis Napoléon Casault, of the city of Quebec, in the province of Quebec, Judge of the Superior Court, of the said province of Quebec, SEND GREETING :

Whereas it was in and by the Act of the Parliament of Canada, 54-55 Victoria, chapter 6, and in and by an Act of the Legislative Assembly of Ontario, 54 Victoria, chapter 2, and in and by an Act of the Legislature of Quebec, 54 Victoria, chapter 4, among other things provided that for the final and conclusive determination of certain accounts which had arisen or which might arise in the settlement of accounts between the Dominion of Canada and the provinces of Ontario and Quebec, both jointly and severally, and between the two provinces, concerning which no agreement had theretofore been arrived at, the Governor General in Council might unite with the Governments of the Provinces of Ontario and Quebec in the appointment of three arbitrators, being judges, to whom should be referred such questions as the Governor General and Lieutenant-Governors of the provinces should agree to submit ;

And whereas we, the undersigned, John Alexander Boyd, George Wheelock Burbidge, Sir Louis Napoléon Casault, have been duly appointed under the said Acts and have taken upon ourselves the burdens thereof ;

And whereas it was provided in and by the said Acts, that such arbitrators or any two of them should have power to make one or more awards, and to do so from time to time ;

And whereas certain questions respecting the allowance of interest to the Dominion, and the accounts relating to the Montreal Turnpike Trust and Debentures have been submitted to such arbitrators, and they have heard the parties thereto ;

Now, therefore, the said arbitrators exercising their authority to make a separate award at this time respecting the said matters, do award, order and adjudge in and upon the premises as follows, that is to say :

1. That in respect of the separate accounts of both provinces, the Dominion be allowed interest at five per centum per annum on all sums included in any balances in its favour that represent transfers from the province of Canada account, or payments made by the Dominion under any liability of the province of Canada to which it succeeded.