

Report of
draft of water
and cargo, to
be furnished
by master.

IX. It shall be lawful for the said Company to require from the master, or person in charge of every vessel, in said docks or basins, a report in writing, signed and certified by him, of his vessel's cargo inwards, and her draft of water—such report to be made before he shall break bulk; also, of her outward cargo, and draft of water before his vessel shall leave the docks or basins, and such other particulars as may be necessary to carry out the provisions of this Act, and in case of refusal or neglect to make such reports, or any of them, it shall be lawful for the said Company to seize and detain such vessel, at the risk, costs and charges, of the master, owner, or person in charge thereof, until such requirements are complied with: provided always, that nothing herein contained shall prevent the Company from making such mutual agreement with the masters, owners, or agents of steam-boats or other vessels, with respect to making such reports, and with respect to the payment of all dues, rates, and tolls, or from commuting the same, on such conditions, and for such periods and sums of money as may be mutually agreed upon.

Agreement
as to reports
and rates.

Seizure of
vessel, how
to be effected.

X. The seizure of any such vessel, which, under this Act, the said Company may make, may be effected by the order of any Judge or Justice of the Peace within Lower Canada, which order, such Judge or Justice of the Peace is hereby authorized and required to give, upon the application of the said Company or its authorized agent, on the institution of any action before such Judge or the court wherein he has jurisdiction, or before any Justice of the Peace, and on the affidavit of any one credible person, that the cause of such action alleged in the declaration, complaint or information, is well founded in fact, and such order shall and may be executed by any Constable, Bailiff, or other person whom the Company may choose to entrust with the execution thereof; and the said Constable, Bailiff, or other person, is hereby authorized and empowered, to take all necessary means, and to demand all necessary aid, to enable him to execute such order.

Master res-
ponsible for
injury to
works.

XI. If any injury is done to any of the docks, gates, basins, wharves, or other erections or works, authorized to be constructed by this Act, by any vessels, or by the carelessness or negligence of the crew thereof, while in the execution of their duty, or the orders of their superior officers, it shall be lawful for the Company to seize such vessel and detain her until the injury so done shall have been repaired by the master or crew, or until security shall have been given by the said master, to pay such amount for the injury and costs, as may be awarded in any suit which may be brought against him for the same, and the said master is hereby declared to be liable to the said Company for any such injury.

Company may
agree with
Collector of
Customs to
collect rates,
&c.

XII. It shall be lawful for the Company to agree with and require the Collector of Customs at the port of Montreal to collect such portion of the said rates, dues, tolls and charges on its behalf, as it may be found for the convenience of trade to collect through him, on first paying and securing to said Collector such remuneration, costs and charges as may reasonably be incurred by such collection.

Company to
make fences,
crossings,
ditches, &c.,
along the
canal.

XIII. It shall be the duty of the Company to construct and maintain on each side of the said canal proper fences of the height and strength of an ordinary division fence, with openings or gates, and bars therein, also to make and maintain sufficient ditches where necessary to keep the farms free from water from the canal; also to make and maintain a bridge or farm crossing over said canal, for each farm through which it