

vessel, navigating the said canal or other part of the said navigation, shall permit the same to be gauged and measured, and refusing to permit the same, shall forfeit and pay the sum of *five pounds*, and it shall be lawful for the person appointed for that purpose by the said Directors to gauge
 5 and measure all vessels using the said navigation, and his decision shall be final in respect to the tolls to be paid thereon, and he may mark the tonnage or measurement on every vessel habitually using the said canal, and such measure so marked by him shall always be evidence respecting the tonnage in all questions respecting the tolls or dues to be paid to the
 10 said Company by virtue hereof.

XVII. In case of neglect or refusal to pay any toll or dues or the value of any damage done to any part of the said navigation, by any vessel or craft using the same the officer or officers appointed for the collection of the same by the said Company shall have power to sue for and recover the
 15 same in his or their own name, in any court of competent jurisdiction, and may seize and retain all such vessels and their cargoes or any portions thereof, and hold and retain the same until all lawful tolls, dues, rates and damages which ought to be paid in respect thereof have been fully paid and satisfied.

Proceedings
in case of re-
fusal to pay
tolls.

20 XVIII. The said Company may hold all such lands, hereditaments and tenements as may at any time be granted to them by Her Majesty the Queen, Her Heirs or Successors, in furtherance of the objects contemplated by this Act, or by any person or persons, body or bodies corporate or politic, and may also purchase any lands within the Province, and hold and enjoy
 25 the same, and may sell and dispose of, alienate and convey the same in such manner and for such price and consideration as they shall think proper; Provided always, the number of acres which the said Company shall, at any time, hold by purchase shall not exceed five hundred thousand acres, exclusive of such survey as may be granted to them by Government;
 30 Provided also, that the proceeds of all such lands as may be granted to the said Company shall be used for the furtherance of the objects of this Act; And the Governor in Council may grant to the said Company any waste or marsh lands along the line of the said navigation as he may think fit to grant.

Company may
hold certain
real estate.

Proviso.

Proviso.

35 XIX. All parties whomsoever shall have free liberty to use the said Canal and the rivers and lakes forming portions of the said navigation, with any boats, schooners, rafts or vessels suitable for the navigation thereof; also to use the said towing-paths with horses for drawing and hauling such vessels or rafts, upon payment of such rates and dues as shall
 40 be established by the said Company as aforesaid.

All parties
may use canal,
&c., upon pay-
ment of tolls,
&c.

XX. The said rates and dues shall be paid to such person or persons, and at such place or places near to the said Canal, in such manner and under such regulations as by the by-laws of the said Company shall be directed, and in case of neglect or refusal to pay the same on demand, or any part
 45 thereof, to the person or persons authorized to receive the same, the said Company may sue for and recover the same in any Court of competent jurisdiction: And may also seize and retain all such boats, vessels or rafts, or the cargoes thereof, or any part thereof, in respect of which the said rates and dues shall be imposed, and detain the same until payment thereof.

How and
when such
shall be paid.

50 XXI. The Capital Stock of the said Company, shall not exceed £6,000,000 currency or the equivalent in sterling [exclusive of any real
 shares.

Capital stock
and number of
shares.