

the said directors, and the third shall be chosen by the two persons to be so named as aforesaid, and such three persons shall be the arbitrators to award, determine, adjudge and order the respective sums of money which the said Company shall pay to the respective persons entitled to receive the same, and the award of such three persons or any two of them shall be final; and the said arbitrators so appointed are hereby required to attend at some convenient place on or near the line of the said canal, to be appointed by the said directors, within eight days after notice in writing shall be given them by the said directors for that purpose, then and there to arbitrate, award and determine such matters as shall be submitted to their consideration by the parties interested; and each of the said arbitrators shall be sworn before one of Her Majesty's Justices of the Peace for the said District, for that purpose, any of whom who may be required to attend the said meeting, for that purpose, well and truly to assess the damages between the parties according to the best of his judgement; Provided also, that if the owner or owners, or other person or persons interested in any of the land required for carrying out the purposes of this Act, shall neglect or refuse to appoint an arbitrator, upon being notified to do so by the directors aforesaid, by writing a letter to that effect, addressed to him, her or them, at his or their last, or then present residence, and by publication of such notice for one month in one or more local newspapers of the district in which the land is situated, then and in that case, after the expiration of thirty days from the time of such notice being fully completed, the Judge of the County Court within which the lands are situate shall act as arbitrator for such party or parties so refusing or neglecting, and the said Judge shall, with the other two arbitrators, as hereinbefore provided, proceed to adjudge or determine the damages or purchase money, or other matter or thing submitted to their judgement, according to the provisions of this Act; And provided further, that either party dissatisfied with the said award may apply to any of the of the Superior Courts of Law or Equity during the term next after the publication of such award, to set it aside, for any cause for which an award would be set aside as between party and party; and any of the said Courts shall have cognizance thereof, although the submission do not provide for its being made a rule of the Court; and provided further, that in all arbitrations under this Act, the arbitrators shall take into consideration the benefit conferred on the property on which they are arbitrating, as well as the damage done to any particular portion thereof.

7. For the purpose of this Act, the said Company shall and may, by some Provincial Land Surveyor in the Province, and by an Engineer by them appointed, cause to be taken and made, surveys and levels of the said lands through which the said intended canal is to be carried, together with a map or plan of such intended canal, and the course and direction thereof, and of the said lands through which the same is to pass, and also a book of reference of the said canal, in which shall be set forth a description of the said several lands, and the names of the owners, occupiers and proprietors thereof, so far as the same can be ascertained, and in which shall be contained every thing that is necessary for the right understanding of such map or plan, copies of which said map or plan and book of reference shall, on the completion of such survey, map and book of reference, be deposited by the said Company in the offices of the respective Registrars for the several counties through which the said canal or any part thereof shall pass, and also in the office of the Secretary of this Province; and all persons shall have liberty to resort to such copies so to be deposited as aforesaid, and to make extracts from or copies thereof as occasion shall require, paying to the said Secretary of this Province, or to the said respective registrars, at the rate of six pence current money of this Province, for