

dispossess, if either of the parties desire it; and the said arbitrators shall name a third in case of differing in opinion, and the said arbitrators after having been sworn by a Justice of the Peace shall take cognizance of the contestation, and after visiting the premises shall settle the amount of the indemnity to be granted to such owner; and the said arbitrators 5 shall have the right to decide which of the parties shall pay the costs of the arbitration.

Purchase of land  
to widen Streets,  
&c.

LXXXVIII. The said Town Council shall have full and entire power to purchase and acquire, with the funds of the said City, any land and immoveable property whatever in the said City which it shall deem neces- 10 sary for the opening or widening of any street, public place, or market place, or for the erection of a public building, or for any object of public utility of what kind soever it may be.

Purchase of land  
for Cemeteries,  
&c.

LXXXIX. The said Town Council shall have full power and authority to purchase real property in the said City, and also out of and beyond the 15 limits thereof if it think proper so to do for any purpose whatever, and especially in order to establish a public Cemetery or public Cemeteries in or near the said City for the use and benefit of its inhabitants.

Valuation of land  
by arbitrators in  
certain cases

XC. When the proprietor of a piece of land which the said Town Council shall wish to purchase for any useful purpose shall refuse to sell 20 at a private sale, or when such proprietor shall be absent from the Province, or when such piece of land shall belong to minors, children yet unborn, idiots, lunatics, or married women, the said Council may apply to the Circuit Court for the County of St. Hyacinthe, or to any other Court for the appointment by the said Court of an arbitrator, to make in con- 25 junction with the arbitrator of the said Council a valuation of the said piece of land, with power to the said arbitrators to name a third in case of differing in opinion; and when the said arbitrators shall have made their report to the said Council at a regular sitting, it shall be lawful for the said Council to take possession of the said piece of land on depositing 30 the price at which it shall have been valued by the said arbitrators in the hands of the Prothonotary of the District of Montreal or of the County of St. Hyacinthe for the use of the person entitled to it; and if any such person entitled to such indemnity do not present himself within six months after the making of the deposit in the hands of such Prothonotary so to 35 claim the sum deposited it shall be lawful for the said Prothonotary, and he is hereby required, to return such sum to the Secretary-Treasurer of the said City, to be by him placed with the moneys of the said City, which sum shall bear interest at the rate of six per cent, and shall be payable by the said Council in capital and interest to any person entitled thereto 40 within three months after a formal notification to pay such sum shall have been given to the Secretary-Treasurer of the said City.

Public Act.

XCI. This Act shall be deemed and held to be a public Act, and it shall subject to the effect of interpretation Act.