

7 being in the said streets hereinbefore mentioned, and also for all and every of the said proprietors of such portions of ground as have been, or may be necessary to be taken for the purpose of making and widening the said streets as aforesaid, or their agents usually acting in their behalf, to meet at such time and place as the Governor of the said Island of *Newfoundland* for the time being may for such purpose publicly notify and appoint; and then and there to choose four persons, two whereof to be chosen by the first-mentioned proprietors, or the majority thereof, which may be assembled as aforesaid; and the remaining two by the last-mentioned proprietors or the majority thereof, or their agents as aforesaid, who together shall have power to elect a fifth person as umpire, and which five persons so chosen and elected, shall thereupon, after being duly sworn in such behalf before the Chief Magistrate of the said town for the time being, be appraisers; and shall forthwith proceed to appraise the value of all and every such portions of ground as have been or may be necessary to be taken for the purposes aforesaid, always taking into account the additional value divided to the several proprietors from the convenience and security afforded by the widening of the said streets; and that the said appraised value shall be deemed and considered as the true value of the said portions of ground, and shall be paid by all and every the proprietors of the said houses, tenements, lots and parcels of ground, lying and being in the said streets respectively, in such proportions, with reference to the value of their several interests therein, as the said appraisers so chosen and elected as aforesaid shall assess and appoint, and which they are hereby authorized and required to do: Provided always, That if the said appraisers shall be of opinion, that any proprietors of the said ground so required for the streets as aforesaid, or any of them, may be indemnified at a less expense to the proprietors in general, by having an equal portion of ground assigned to them from any ground adjoining and that such adjoining ground may be taken without material injury to the proprietor or proprietors thereof, it shall be lawful, and the said appraisers are required to mark off, and in like manner to appraise so much of the said adjoining ground as they may think sufficient to replace the ground required for the said streets; and the same so marked off, shall belong to the first mentioned proprietors, and be in lieu of all and every indemnity whatsoever; and the appraised value of the same, shall be paid by the said proprietors in general to the proprietor or proprietors from whom the same was respectively taken, and shall be as a full satisfaction and release of the same, and of all right and title thereto.

10 And be it further Enacted, That the said appraisers shall have power and authority, and they are hereby directed and required, to enter into and upon all and every the lots or parcels of ground lying and being between the said streets called *Water-street* and *Duckworth-street*, and there to mark off such bounds and limits for the building of all houses, out-houses, offices and buildings, at the back of all and every of the houses tenements and lots situated in the said streets respectively, as to the said appraisers may seem just and equitable between the parties; always taking care, and it being the special intention of this clause, that sufficient

Appraisers to
fix Bounds.