

roadway, or the street, road or avenue immediately communicating therewith; and the respective tolls following may be demanded and taken by such person or persons as the Company may appoint, for each and every time of passing over or upon the said bridge or roadway, that is to say:—For every foot passenger, not to exceed two pence; for every horse, mare, gelding, mule or ass, not to exceed one shilling; for every carriage drawn by one horse or beast of draught, with one person, not to exceed two shillings; for every horse or beast of draught more than one, drawing a carriage, not to exceed six pence; for every person more than one with a carriage, not to exceed two pence; for neat cattle, not to exceed four pence each; for sheep, calves or hogs, not to exceed one half penny each; children under five years of age to pass free.

Rate.

15. It shall be lawful for any collector of tolls to stop and prevent the passage of any person neglecting or refusing to pay the said tolls, or any of them, or of the horse, beast, cattle, carriage or other thing, for or in respect of which the said tolls ought to be paid; and it shall be lawful for any such collector to seize and detain the goods and chattels of such person, or such horse, beast, cattle, carriage, or other thing; and in case the tolls shall not be fully paid or satisfied, with all reasonable costs and charges of making, detaining and keeping such distress within five days, the collector may sell the same, rendering the overplus, if any, after deducting such costs and charges of making, detaining and selling such distress, to the owner thereof.

Passage of horses, &c., may be prevented for non-payment.

Seizures may be made.

16. If any dispute shall arise respecting the amount of tolls due, or the amount of such costs and charges, the collector or person distraining may detain the distress, or the money arising from the sale thereof, until the amount shall be ascertained by some Justice of the Peace of the City and County of Saint John, who on application, shall examine the matter on the oath or oaths of the parties, or other parties, and shall determine the amount of tolls, costs and charges due, which amount shall be paid to the collector before he shall be obliged to return the distress, or the overplus after sale.

Disputes as to amount of tolls to be settled by a Justice of the Peace.

17. The Company shall make and allow, and pay reasonable and proper compensation and satisfaction for all lands, tenements and hereditaments taken, used, occupied or appropriated for the purposes of this Act; and in case no agreement can be made by the Company and the respective owners of such lands, tenements and hereditaments, the Mayor of the City, or should he be a stockholder in the said Company, then and in such case any Judge of the Supreme Court, shall issue a warrant to the Sheriff of the City and County of Saint John, or in case of his being a party interested, then to the Coroner of the said City and County, and in case of his being interested, then to some person who may be disinterested, requiring him to summon a jury of twelve disinterested freeholders of the City and County, who shall set and appraise the damages sustained by such owner, on oath of the said jurors, and any witness or witnesses, to be administered by such Sheriff, Coroner or other person; and the jury shall also inquire and return in their verdict who are the owner or owners to whom such value and damages shall be paid.

Compensation to be made for land, &c., taken.

In case of disagreement amount to be ascertained by a Jury impanelled under the authority of the Supreme Court.

18. The Sheriff, Coroner or other person, as the case may be, in holding such inquiry, shall be entitled to the same fees and invested with the same jurisdiction, powers and authority as such Sheriff would have in executing any writ of inquiry of the Supreme Court; and the jury shall be authorised in assessing the damages, to take into consideration the advantages which may accrue to such owner by the erection and establishment of the bridge, in diminution of such damages; and the amount assessed shall be returned with the name

Fees of the Sheriff, &c.

Jury in assessing damages to consider accruing advantages.

or