

service or posting shall be deemed a sufficient service on the company.

10. Whenever it shall be necessary in the construction or maintenance of the works of the company, that the company should be invested with lands contiguous thereto, and no agreement can be made for the purchase thereof, it shall be lawful for the directors to apply by petition, with a plan annexed, to any one of the judges of the Supreme Court, setting forth the nature and situation of the lands required, the names of the owners or occupiers thereof, and praying a conveyance of the same to the company; whereupon such judge, being satisfied that the lands are required, and are not more extensive than may be reasonably necessary, shall appoint a time and place for the consideration of such petition, and shall direct a proper notice in writing to be served upon the owners or occupiers of the lands, if in the Province, and to be published for the period of one month in at least two newspapers published in Halifax, and also, if there be any, in one newspaper of the county where the lands lie, requiring them to attend at such time and place, personally or by attorney; and the judge shall require the directors to nominate one appraiser, and such owners to unite in naming two appraisers, and the judge shall nominate two appraisers; but in case such owners do not attend, or shall neglect, or refuse, or can not agree to make such nomination, the judge shall, on proof of such publication, or service of such notice, nominate four appraisers, and shall, by an order in writing, direct the said five appraisers to value the lands so required; and the appraisers, having first subscribed an affidavit in writing, to be sworn to before a Justice of the Peace, and annexed to such order, to the effect that they will faithfully make such appraisement, shall with all convenient speed proceed to and appraise such land, and shall make such appraisement in writing, and return it, under the hands of the appraisers, or a majority of them, with such order and affidavit, to a Judge, who may confirm, modify, alter, or reject such appraisement, or direct an appraisement *de novo*; and the company upon paying or tendering the amount of the appraised value as finally confirmed, and the expenses of the owners on such appraisement, to the owners, or in case of dispute to such parties as the Court or a Judge shall direct, and registering such order, affidavit, appraisement, and confirmation, in the office of the Registrar of Deeds in the county in which such lands lie, who is hereby required to register the same, shall be considered the owners of such lands.

11. The books and accounts of the company shall at all times be open to the examination of such persons as the Governor in Council shall appoint to inspect the same.

12. This act shall cease and determine if effective works shall not be commenced and continued under it within two years from the date of its passing.

13. It shall be lawful for the company to make or construct a railway over and across any roads in the line of the projected railroad, and over and across any railroads or tramroads, and over any river, brook, or stream; subject, nevertheless, in such cases, to regulations

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