

compound, compromise and agree with the owners and occupiers of any lands upon which they may determine to construct the said road hereby authorized to be constructed, either by purchase of so much of the said land and privileges as they shall require for the purposes of the said Company or for the damages which he, she or they shall and may be entitled to receive of the said Company, in consequence of the said intended road being made and constructed in and upon his, her or their respective lands; and in case of any disagreement between the said Company and the owner or owners, occupier or occupiers as aforesaid, it shall and may be lawful from time to time for each owner or occupier so disagreeing with the said Company either upon the value of the lands and tenements or private privileges proposed to be purchased, or upon the amount of damages to be paid to them as aforesaid, to nominate and appoint one or more indifferent person or persons and for the said Company to nominate an equal number of indifferent persons, who, together with one other person to be elected by ballot by the persons so named, shall be Arbitrators to award, determine, and adjudge and order the respective sums of money which the said Company shall pay to the respective persons entitled to receive the same.

IV. And be it enacted, That if after eight days notice in writing given to the party so disagreeing as to the value aforesaid, such party shall not nominate or appoint an Arbitrator or Arbitrators as aforesaid on his part, then and in such case the Judge of the District Court of the District of Wellington shall and may nominate and appoint one or more Arbitrator or Arbitrators to act on their behalf with the same powers and authority as if appointed by the party or parties so refusing or neglecting to appoint an Arbitrator or Arbitrators in his or their behalf, and to meet and ballot for the additional Arbitrator or Umpire.

lands through  
which the road  
is to pass.

Arbitrators to  
be appointed  
in case of dis-  
agreement.