

tioned, before their passage over the said Bridge shall be permitted, the following Tolls, and no greater, shall be taken before such passage be permitted; that is to say, for each four wheeled coach, loaded or unloaded, with the driver and four persons or less, drawn by two or more horses or other beasts of draught, nine pence, currency; for each wagon or other four wheeled carriage, loaded or not loaded, with the driver and four persons or less, drawn by one or by two horses, or other beasts of draught, six pence, currency; for each chaise, calash, chair with two wheels, or carriole, or other such carriage, loaded or unloaded, with the driver and two persons or less, drawn by two horses or other beasts of draught, five pence, currency; but in all other cases the Tolls fixed by the said Act shall be those to be taken in like cases, under the authority of this Act.

Act to be a public Act.

IV. And be it enacted, that this Act shall be deemed a public Act, and shall be judicially noticed as such by all Judges, Justices and others whomsoever, without being specially pleaded.

C A P. LVII.

An Act to amend the Act Incorporating the Tay Navigation Company.

[9th December, 1843.]

Preamble

WHEREAS, by reason of the great delays which have occurred in obtaining the awards of Arbitrators in cases of disagreement between the Tay Navigation Company and the parties to whom the said Company is bound to make compensation for damages occasioned by their operations under the Act hereinafter mentioned, it is expedient to amend the said Act by repealing so much thereof as requires such arbitration before such damages can be assessed by a Jury; Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, that so much of the fifteenth, sixteenth, seventeenth, and twenty-sixth sections, or of any other part of the Act of the Legislature of the late Province of Upper Canada, passed in the first year of the Reign of His late Majesty King William the Fourth, and intituled, *An Act to incorporate certain persons therein mentioned, under the style and title of the Tay Navigation Company*, as makes it necessary that an award of Arbitrators

Certain parts of the Act of Upper Canada, W. 4, c. 10, repealed.

tors should be made, before the compensation to be paid to any party for property taken or damage done by the said Company in carrying into effect the powers granted them by the said Act, can be assessed by a Jury in the manner therein provided, shall be and so much of the said Act is hereby repealed; and from and after the passing of this Act, if any party shall be entitled to or claim compensation from the said Company for any such damages as aforesaid, it shall be lawful for such party or for the said Company, without any previous award of arbitrators, to serve a notice on the other party in the manner provided by the seventeenth section of the said Act, as either party might have done without this Act, if such award had been first obtained; and after such notice all other proceedings shall be had, and the compensation shall be assessed by a Jury, in the manner by the said Act provided, and with the same effect to all intents and purposes whatsoever: Provided always, that the expense of causing such compensation to be assessed as aforesaid, shall be paid by the said Company, unless, before the service of the notice above mentioned, they shall have tendered as such compensation, a sum equal to or greater than that assessed by the Jury; anything in the said Act to the contrary notwithstanding.

Damages may be assessed without previously obtaining an award of Arbitrators.

Proviso,—as to the expenses of the proceeding.

C A P. LVIII.

An Act to authorize the Court of Queen's Bench and the High Court of Chancery, at their discretion, to admit Samuel Bealey Harrison to practise as an Attorney and Solicitor thereof, respectively.

[9th December, 1843.]

WHEREAS the Honorable Samuel Bealey Harrison, of the Town of Kingston, Barrister at Law, hath by his Petition represented, that he was called to the Bar by the Honorable the Society of the Middle Temple, in England, and hath been duly admitted as a Barrister in all the Courts of Upper Canada, and the said Petitioner hath prayed that the High Court of Chancery in this Province, and the Court of Queen's Bench for Upper Canada, may be authorized in their discretion to admit him to practise as a Solicitor and as an Attorney in the said Courts, respectively; And whereas it is expedient to grant the prayer of the said Petition; Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted

Preamble.