



CHAPTER 116

An Act to provide a fixed rate of taxation to be paid the School Commissioners of *des Ecors* by the Montreal Island Power Company

[Assented to, the 24th of March, 1926]

WHEREAS the school commissioners for the municipality of *des Ecors*, in the county of Laval, have, by their petition, represented: Preamble.

That the Montreal Island Power Company, a body corporate of Montreal, proposes to develop a water-power in the Rivière des Prairies, and for that purpose to construct a dam stretching from Cedar Island in the said river to a point on the north shore thereof within the limits of the school municipality of *des Ecors* and to place the necessary buildings, machinery and equipment for such development on the said dam, and in connection with the construction and operation of such development will also occupy within such limits a certain lot where the dam abuts on the shore and other land over which a railway siding will be constructed, and such development will cause certain flooding along the shores of the river, as more fully defined in the contract hereinafter referred to and deposited with the bill:

That the question of liability for taxes and the amount of taxes which may be imposed on property and works of this nature situated on the bed of a river is liable to give rise to serious difficulties and disputes, and it is in the interests of the petitioner that such taxes be fixed in advance in order to avoid such difficulties and disputes;

That, on the 20th of April, 1925, an agreement between the petitioner and the Back River Power Company was entered into before J. W. Lévesque, Notary Public of Montreal, by which it was provided, subject to ratification by this Legislature, that for a term of twenty years the Back

River Power Company, its successors and *ayants cause*, should pay upon the property hereinabove referred to and therein specified, provided and for so long as it was used for the purposes of the said water-power development, a fixed school tax of two hundred dollars per annum, such taxation to commence from the first of January next after the commencement of the construction of the said dam;

That, since the execution of the said contract, the Montreal Island Power Company, which was incorporated especially for the purposes of carrying out the proposed development, has taken over all the rights and obligations of the Back River Power Company relating thereto and has become its successor and *ayant cause* in respect thereof;

That the said petitioner hath prayed for the passing of an act to give effect to the said agreement of the 20th of April, 1925, and for other purposes; and

Whereas it is expedient to grant the said petitioner's prayer;

Therefore, His Majesty, with the advice and consent of the Legislative Council and the Legislative Assembly of Quebec, enacts as follows:

Commuta-
tion of
school taxes.

1. The school taxes and assessments to be paid by the Montreal Island Power Company, a body corporate of Montreal, its *ayants cause* and successors, upon the dam stretching from Cedar Island to the north shore of the Rivière des Prairies and the buildings, equipment and machinery to be thereon erected for the purpose of developing the said water-power, and upon property within the limits of the school municipality of *des Ecors* occupied for the purposes of the said water-power development, are hereby fixed, for a period of ten years from the first of January next after the commencement of work on the said dam, at the sum of two hundred dollars per annum for all school purposes, said tax to be paid to the school commissioners for the municipality of *des Ecors* in the county of Laval, its *ayants cause* or successors; the whole subject to the conditions of the contract entered into between the said school corporation and the Back River Power Company, a body corporate of Montreal, before J. W. Lévesque, Notary Public of Montreal, the 20th of April, 1925, which contract, subject to any modification herein contained, is hereby ratified and confirmed and declared legal and valid according to its tenor.

Contract of
20th of
April, 1925,
ratified.

Substitution
of certain
areas.

2. If, in the construction of the said dam, railway siding and other works, the said Montreal Island Power Company should deem it advisable to alter the locations contemplated in the said agreement of the 20th of April,

1925, the lands and areas specified in the said agreement may be substituted in whole or in part by the new lands affected or required, provided that if the total area of land contemplated by said agreement be increased by over ten per cent, any excess area over ten per cent shall be subject to the ordinary school taxes.

3. This act shall come into force on the day of its sanction.

Excess area taxable.
Coming into force.

