

Section 4. By-law chapter 447, intituled: "By-law respecting the closing of a portion of Plaisante and St. Thomas streets", is repealed.

PASSED AND ADOPTED on the fourteenth day of January, one thousand nine hundred and twenty-four.

(Signed) ARTHUR BETTEZ, *Mayor*.
" ARTHUR BÉLIVEAU, *Clerk*.

Certified true copy of the original remaining in the archives of my office.

The Clerk,
ARTHUR BÉLIVEAU.

City Hall,
Three Rivers, P. Q.
January 15th, 1924.

C H A P. 137

An Act to ratify a resolution of the town of Montreal East, of date the 30th of January, 1924

[Assented to, the 15th of March, 1924]

Whereas the town of Montreal East has, by its petition, Preamble. represented:

That lots Nos. 72, 73, 74 and 75 of the official cadastre of Pointe-aux-Trembles are situated within its boundaries and shown upon the valuation rolls for the years 1918-1919, and the following years up to the present time, in the names of St. Lawrence Land Company, Canadian Hydro-Stone, Limited, Canada Cement Company, Limited, Canadian Electric Steel, Limited, and The Pointe-aux-Trembles Terminal Railway Company;

That the valuation of such properties since 1918 has been contested before the courts of this Province, and before the Supreme Court of Canada, except that for the year 1919-1920, when payment of the tax imposed was made under protest and without prejudice to a claim for repayment in part;

That it is in the interest of the parties to put an end to the existing litigation;

That it is in the interest of the town to be assured for a period of twenty years of the payment of an amount fixed and indisputable;

That it is necessary to ensure the extension of Sherbrooke Street across the boundaries of the town;

Whereas it has prayed for the passing of an act to the above effect; and

Whereas it is expedient to grant the prayer contained in the said petition;

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

Resolutions
ratified.

1. The resolution of the municipal council of the town of Montreal East, passed unanimously at its regular general meeting of the 30th of January, 1924, and the resolution of the board of directors of St. Lawrence Land Company, and of the Canada Cement Company, Limited, and reproduced as schedules A, B and C of this act, are approved, ratified and declared to be valid for all legal purposes.

Approba-
tion requir-
ed.

This ratification shall take effect only if the foregoing agreement is approved by the proprietor electors of the town.

Provisions
applicable.

The sections 388 to 399, inclusively, of the Cities and Towns' Act, 1922, *mutatis mutandis*, shall govern the proceedings required to obtain such approval, save that these proceedings shall be taken within the three months from the date of the coming into force of this act and that the voting shall last but one day.

Coming into
force.

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

SCHEDULE A

PROVINCE OF QUEBEC }
Town of Montreal East }

Extract from the minutes of a general ordinary adjourned meeting of the municipal council of the Town of Montreal East, regularly summoned, and held at the usual time and place, on Wednesday, the 30th of January instant, 1924, at which were present:

His Honour the Mayor Joseph Versailles, in the chair, and Aldermen J. Albert Berthiaume, Joseph David and J. Olivier Tétrault, being a majority of the members of the council, and forming a quorum.

Whereas the following pieces of land are situated within the boundaries of the town of Montreal East:

"1. The Northeast part of that certain farm or parcel of

land known and designated by the number Seventy-four (74) on the Official Plan and in the Book of Reference of the Parish of La Pointe-aux-Trembles; containing three arpents in width by forty in depth or thereabouts, French measure; bounded in front by the River St. Lawrence, in rear by the lands of the St. Léonard Concession, on the Northeast side of Michel Jeannotte, dit Lachapelle, or representatives, and on the Southwest side by the remainder of said lot or farm sold to William A. Cornell. With all the buildings thereon erected.

"2. *a.* That piece of land situate in the Parish of Pointe-aux-Trembles, in the County of Hochelaga, forming part of Lot number Seventy-three (73), on the Official Plan and Book of Reference of the said Parish and containing One arpent and a half in width by whatever depth may be found between the Public Road which bounds it to the Southwest and the Northwestern Boundary of the said piece of land, to wit: part of Lot number Four Hundred and Fourteen (414) on the Official Plan and Book of Reference of the Parish of Longue-Pointe; and bounded, the said part of the said Lot number Seventy-three (73), in front, to the Southeast, by the Public Road; to the Northwest by a part of Lot number Four Hundred and Fourteen (414) on the Official Plan and Book of Reference of the Parish of Longue-Pointe; on the Northeast side by Lot number Seventy-four (74) on the Official Plan and Book of Reference of the Parish of Pointe-aux-Trembles; to the Southwest side by Lot number Seventy-two (72) on the Official Plan and Book of Reference of the Parish of Pointe-aux-Trembles, deduction to be made from the portion of the said Lot number Seventy-three (73) of the part thereof sold to the Chateauguay & Northern Railway Company, now known as the Montreal Terminal Railway Company.

"*b.* Another piece of land situate in the same place as that above described, and forming part of Lot number Seventy-four (74) on the Official Plan and Book of Reference of the Parish of Pointe-aux-Trembles, containing two arpents in width by whatever depth there may be between the Public Road which bounds it to the Southeast and Lot number Four Hundred and Ten (410) on the Official Plan and Book of Reference of the Parish of Longue-Pointe which bounds it to the Northwest; bounded, the said part of the said Lot number Seventy-four (74), in front to the Southeast by the Public Road; in rear to the Northwest by the said Lot number Four Hundred and Ten (410); on the Northeast side by another part of the said Lot number Seventy-four (74), the property of the Canada Cement Company, or representatives; on the Southwest side by the part of the said Lot number Seventy-three, on the

Official Plan and Book of Reference of the Parish of Pointe-aux-Trembles, herein above firstly described. Deduction is, however, to be made from the part of the said Lot number Seventy-four presently sold of the part thereof sold to the Chateauguay and Northern Railway Company, now the Montreal Terminal Railway Company.

"3. That certain property in the Municipality of Pointe-aux-Trembles, fronting on the King's Highway, and forming part of Lot number Seventy-five (75) on the Official Plan and Book of Reference of the Parish of Pointe-aux-Trembles, and being the Northeast half of the part of the said Official Lot situate between the said King's Highway and Lots numbers Sixty-six and Sixty-nine (66 & 69) on the said Official Plan in rear; bounded on the Northeast side by Lot number Seventy-six (76) on the said Official Plan, and on the Southwest side by the remainder of the said Lot number Seventy-five (75) on the property of James E. Wilder, and containing One arpent and one half arpent in width by Thirty-seven arpents in depth, or thereabouts, and a superficial area of Fifty-three arpents and ninety-one hundredths of an arpent, French measure.

"4. That certain property fronting on the Public Road in the Municipality of Pointe-aux-Trembles, forming part of Lot number Seventy-five of the Official Plan and Book of Reference of the Parish of Pointe-aux-Trembles, and being the Southwest half of the portion of the said Official Lot situate between the King's Highway, which bounds it in front, and the lands of Côte St. Léonard, which bound it in rear; bounded on the Southwest side by Lot number Seventy-four (74) on the said Official Plan, and on the Northeast side by the remainder of the said Lot number Seventy-five (75), the property of Joseph Hormisdas Crevier or representatives, containing a superficial area of Fifty-four arpents and seven hundredths of an arpent, French measure, and more or less. With the buildings thereon erected.

"5. The Northwest or greater portion of Lot number Seventy-two (72) on the Official Plan and Book of Reference of the Parish of Pointe-aux-Trembles, containing about one arpent and five perches in width by the depth that can be found between the Canadian National Railway and the lands of the Parish of Longue-Pointe and having a superficial area of about Fifty-two arpents. Bounded to the Southeast by the Canadian National Railway; to the Northwest by Lot number Four Hundred and Fourteen on the Official Plan and Book of Reference of the Parish of Longue-Pointe; to the Southwest by the Subdivisions of Lot number Seventy on the said Official Plan and Book of Reference of the Parish of Pointe-aux-

Trembles, and to the Northeast by the Lot number Seventy-three, on the said Official Plan, the property of the Purchaser.

As the said property now subsists with all its rights, members and appurtenances, without exception or reserve of any kind on the part of the Vendor."

Whereas such pieces of land and the buildings and works thereon erected, as well as the machinery and accessories therein contained, are entered on the valuation rolls for the town of Montreal East for the years 1918-1919 and the following years up to the present time in the names of St. Lawrence Land Company, Canadian Hydro-Stone, Limited, Canada Cement Company, Limited, Canadian Electric Steel, Limited, and The Pointe-aux-Trembles Terminal Railway Company;

Whereas the valuation of such properties since 1918 has been contested before the courts of this Province, and before the Supreme Court of Canada, except that for the year 1919-1920, when payment of the tax imposed was made under protest and without prejudice to a claim for repayment in part;

Whereas it is in the interest of the parties to put an end to the existing litigation;

Whereas it is also in the interest of the town to be assured for a period of twenty years of the payment of an amount fixed and indisputable;

Whereas it is necessary to ensure the extension of Sherbrooke Street across the town of Montreal East;

Be it therefore resolved, on motion of Alderman Joseph David, seconded by Alderman J. Albert Berthiaume:

1. From the fiscal year 1918-1919 up to the fiscal year 1943-1944, inclusive, the companies above mentioned, to wit: Canada Cement Company, Limited, St. Lawrence Land Company, Canadian Hydro-Stone, Limited, Canadian Electric Steel, Limited, and The Pointe-aux-Trembles Terminal Railway Company, their heirs and assigns, by whatsoever title, *ayants-droit* or *ayants-cause*, shall pay to the Town of Montreal East, for all taxes and assessments upon their immoveable property, whatsoever nature, their machinery and accessories, saving the special taxes at present imposed by by-laws Nos. 43, 44 and 45 of the Town of Montreal East, relating to the sewers, sidewalks and paving of Notre-Dame Street, and the taxes for sidewalks, paving and sewers, upon the lands to them belonging, as well as any tax which may be imposed for snow removal on the said lands, a sum of sixty thousand dollars per annum, with interest at 5 per cent from the due date thereof.

2. No new tax shall be imposed for any building, addition or improvement to the works at present existing, or for any other buildings or works that may hereafter be erected upon any of the land hereinabove described.

3. The taxes for the year 1919-1920 have been paid in accordance with a judgment. The Town of Montreal East declares that it has no claim in connection therewith, and the above-mentioned companies renounce all rights of repayment whatsoever.

4. All proceedings relating to the valuation rolls and the taxes imposed in virtue thereof, presently pending between the Town of Montreal East of the one part, and Canada Cement Company, Limited, or St. Lawrence Land Company, are and shall be settled out of court.

5. The valuation to be entered each year on the roll shall be that which will produce the said sum of \$60,000.00 at the rate fixed for the year, and shall be subdivided between the land, buildings, machinery and accessories, as follows: land, 27 per cent; buildings, 28 per cent; machinery and accessories, 45 per cent; and in case the land, buildings or machinery should cease to be taxable, the said sum of \$60,000.00 shall be reduced in proportion, providing the same has been paid for at least three years from the 1st of July, 1924.

6. If, by fortuitous event or irresistible force, the works of the companies should be entirely destroyed, or partially destroyed to such an extent as to cause them to be closed or to cease operations for a period of more than six months, the companies shall not pay taxes upon the works or machinery until they are rebuilt and operations resumed.

7. If during the existence of the present arrangement the Town of Montreal East should extend Sherbrooke Street across its territory, according to the plan homologated on the 26th of December, 1917, the above-mentioned companies agree to convey gratuitously the land required out of their properties, if the town obtains a like gratuitous conveyance of 75 per cent of the remaining land, if not, they will convey it at the average price paid to the owners who are indemnified.

8. In the event of the opening of Sherbrooke Street, the cost of the bridging and levelling across the properties of the companies above-mentioned, as well as the cost of the paving and sewers, if any be built, shall be apportioned over the whole length of Sherbrooke Street from the western to the eastern boundary of the municipality, at so much per foot frontage, and the companies shall bear the cost in proportion to the frontage of their properties, but shall

not be otherwise responsible for any part of the cost of the opening.

9. The present arrangement must be ratified by the Legislature of the Province.

10. A bill shall be presented for such purpose by the town of Montreal East, by an attorney chosen by the companies, and at their expense.

CARRIED.

True extract from the minute-book.

[Seal]

J. EMERY CODERRE,
Sec.-Treas.

SCHEDULE B

ST. LAWRENCE LAND COMPANY

The Chairman placed before the Board an English translation of a certified copy of resolution adopted at a meeting held Wednesday, the 30th of January, 1924, by the Council of the Town of Montreal East. This resolution was then read to the Board.

It was moved, seconded and

UNANIMOUSLY RESOLVED that the agreement embodied in the resolution adopted at the meeting held Wednesday, the 30th of January, 1924, by the Council of the Town of Montreal East be and is hereby ratified and confirmed, subject to the verification of the description of the property as given in the said resolution, and comprising land, etc., owned by this Company and the other Companies in the Municipality of the Town of Montreal East and referred to in the said agreement.

I, H. L. Doble, Secretary-Treasurer of the St. Lawrence Land Company, DO HEREBY CERTIFY that the foregoing is a true and correct copy of a resolution duly adopted at a meeting of the Board of Directors of the St. Lawrence Land Company, at which a quorum was present, held at the office of the Company, in the City of Montreal, on the 1st day of February, A. D., 1924.

[Seal]

H. L. DOBLE.

Dated at Montreal, this 2nd day of February, 1924.

SCHEDULE C

CANADA CEMENT COMPANY, LIMITED

The Chairman placed before the Board an English translation of a certified copy of resolution adopted at a meeting held Wednesday, the 30th of January, 1924, by the Council of the Town of Montreal East. This resolution was then read to the Board.

It was moved, seconded and

UNANIMOUSLY RESOLVED that the agreement embodied in the resolution adopted at the meeting held Wednesday the 30th of January, 1924, by the Council of the Town of Montreal East be and is hereby ratified and confirmed, subject to the verification of the description of the property as given in the said resolution, and comprising land, etc. owned by this Company and the other Companies in the Municipality of the Town of Montreal East and referred to in the said agreement.

I, H. L. Doble, Secretary of the Canada Cement Company, Limited, DO HEREBY CERTIFY that the foregoing is a true and correct copy of a resolution duly adopted at a meeting of the Board of Directors of the Canada Cement Company, Limited, at which a quorum was present, held at the office of the Company, in the City of Montreal, on the 1st day of February, A. D., 1924.

[Seal]

H. L. DOBLE.

Dated at Montreal, this 2nd day of February, 1924.

C H A P. 138

An Act to ratify a by-law between the town of St. Pierre and Canadian Car & Foundry Company, Limited

[Assented to, the 15th of March, 1924]

Preamble.

WHEREAS the town of St. Pierre has, by its petition, represented:

That the valuation of the properties of the Canadian Car & Foundry Company, Limited, made by the town in 1922-23 was contested before the courts;

That it is in the interest of the parties to put an end to all litigation;

That it is also in the interest of the town to ensure for a period of twenty years the payment to it of a fixed and unquestionable amount;