

CHAP. 116

An Act to incorporate the Normandin Farmers' Railway Company

[Assented to, 14th of February, 1920]

Preamble.

WHEREAS Théode Bussièrès, farmer; Charles Laganière, farmer; Alfred Villeneuve, farmer; Bruneau Fraser, merchant, and Joseph S. N. Turcotte, notary, all of Normandin, have, by their petition, prayed for the passing of an act to incorporate them for the purposes herein mentioned; and whereas it is expedient to grant such prayer;

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

Railway company incorporated.

1. The persons above mentioned and others are constituted a corporation with perpetual succession under the name of "The Normandin Farmers' Railway Company".

Corporate seat.

2. The corporate seat of the company shall be in Normandin, but it may have the meetings of its board of directors held at any other place in the district of Roberval, provided a by-law of the board of directors be adopted to that effect.

Provisional directors.

3. The persons mentioned shall be the provisional directors of the company until replaced or re-elected at a meeting of the shareholders to be held at Normandin, in the district of Roberval, at a date not later than the 1st of May, 1920, notice whereof shall be given to each shareholder by registered letter at least eight days beforehand.

Subsequent directors.

4. At the first meeting of the shareholders they shall elect nine directors, a majority of whom shall constitute a quorum of the board of directors; and article 6488 of the Revised Statutes, 1909, shall not apply to the company.

Annual general meeting.

5. The annual general meeting of the shareholders for the purpose of electing directors shall take place at the corporate seat of the company on the first Tuesday of May.

Route of railway.

6. The company shall have the right to construct and operate, starting from St. Felicien, a railway operated

by means of steam, electricity or gasoline or all three together, through or near the townships of Roberval, Ashuapmouchouan, Demeules, Dufferin, Normandin, Girard, Albanel, Parent, Racine, and Dolbeau, as far as the Saguenay river at Saint Fulgence, or near that place at deep water.

7. Paragraph 22 of article 6474 of the Revised Statutes, 1909, is replaced for the company by the following: R. S., 6474,
am. for the
company.

"22. For the purpose of connecting any city, town, village, manufactory, mine, or any stone or slate quarry, or any well or spring, with the main line of the railway of the company, or with any branch thereof, or with any railway worked or leased by the company, and for the purpose of giving increased facilities to business, or for the purpose of transporting the products of any such manufactory, mine, quarry, well or spring,—the company may build, make, construct, work and use, sidings or branch lines of railway, not to exceed, in any one case, twenty miles in length; but the company shall not proceed to locate or build any branch line of more than one quarter of a mile in length, under this article, until public notice shall have been given for six weeks, in some newspaper published in the counties through or in which such branch line is to be made, that it is the intention of the company to apply to the Lieutenant-Governor in Council to sanction the building of such branch line, and to expropriate the necessary lands for that purpose, under the compulsory powers vested in them by this section, or by any act concerning such company,—nor unless the company shall, prior to the first publication of such notice, have deposited in the registry office of any city, county or part of a county, in which the line or any part thereof is to be constructed, the maps and plans indicating the location of the line,—nor until the company shall have submitted such maps and plans to, and until such maps and plans shall have been approved by the Lieutenant-Governor in Council, after the last publication of the notice; and provided that the order of the Lieutenant-Governor in Council, approving the said maps and plans, shall limit the time, not exceeding two years from the date of such order, within which the company may construct such branch line.

For every such purpose, the company shall have and may exercise all the powers given it, with respect to its main line, by the charter of the company, or acts relating to the company, or the act authorizing the construction of the main line, and this section and all the provisions of the said acts, which are applicable to such Same
powers as
for main
line.

extension, shall extend and apply to every such siding, or branch line of railway;”.

Capital stock.

8. The capital stock of the company shall be two million dollars divided into shares of one hundred dollars each; and it may be increased in the manner provided by law.

Powers of provisional board.

9. The provisional board of directors may fill vacancies occurring in the said board, accept subscriptions to the capital stock and exact instalments in money or notes, subscribe, indorse, accept and draw bills of exchange, and also exercise all the powers and rights of the directors appointed by the shareholders.

When work shall be commenced and completed.

10. The company shall commence work in the year one thousand nine hundred and twenty; and the railway must be completed within the five years following the coming into force of this act, and, within two years from the passing of this act, the parish of Normandin must be connected by a railway in operation with that of the Quebec and Lake St. John Railway Company.

Agreements for bridges, etc.

11. The company may join with any municipality for the purpose of building bridges across the rivers along the line of the railway; and, in the event of an agreement between the municipality and the company, the bridges shall be in common between the contracting parties and shall be built for vehicle, foot passenger and railway traffic; the parties shall settle between themselves the manner of building such bridge and the apportionment of the cost to be paid by each of them.

Telegraphs, etc.

12. The company may construct and operate telegraph and telephone lines upon and along the whole length of its railway and branches.

The company may enter into agreements with any other telegraph or telephone company or companies, for the exchange and transmission of messages, or for the working in whole or in part of the lines of the company.

Registration formalities re bonds, etc.

13. In order to preserve the priority, lien, charge, hypothec and privileges purporting to appertain to or created by any bond issued by the company, it shall not be necessary that such bond be registered according to the requirements of the Civil Code or any other law; but it shall be sufficient to have registered in each of the registry offices of the counties traversed by the said rail-

way, the document creating such priority, lien, charge hypothec or privilege, and stating the date of the issue and the number and amount of bonds issued or negotiated.

14. The provisions now in force of the law relating to railways in the Province of Quebec, and its amendments, shall apply to this company regarding its railway, except where there is incompatibility or express derogation, but shall not apply to the said company as regards its other powers conferred upon it by this act, which shall be exercised in accordance with the provisions of the general law of the province of Quebec, except in case of express derogation or incompatibility.

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

Coming
into force.

CHAP. 117

An Act to amend the charter of the Montreal Tramways Company

[Assented to, 14th of February, 1920]

WHEREAS the Montreal Tramways Company has, by its petition, prayed that certain changes be made in its charter; and

Whereas it is expedient to grant its prayer;

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

1. The following sections are added after section 25a of the act 1 George V (2nd session), chapter 77, as enacted by the act 2 George V. chapter 84, section 1:

1 Geo. V
(1911), c.
77, ss. 25b-
25d enacted.

"25b. Notwithstanding any law to the contrary, the strips of land belonging to the company and constituting its right of way, when in the centre of or bordering on a street, road or highway in a municipality, shall not be considered as property fronting on such street, road or highway, nor be required to contribute to the cost of construction, maintenance or repair of roads, sidewalks, water-works or public drains of such municipality.

Strips of
land belong-
ing to Co.
not to be
assessed for
public
works, etc.

This act is declaratory. It applies to taxes and assessments already imposed, and assessments already levied, except as to costs, which shall be paid by the company.

Application
of act.