

proprietors. bles mentioned in the official plan and book of reference of the cadastre of the parish of l'Assomption, from and including lot No. 405 to and including lot No. 442; and also lots described as Nos. 503, 505, 507, 509, 510 and 512, and all the lots from No. 514 inclusive to lot No. 525 also inclusive; and, also, lot No. 527.

Also interest. **4.** The said interested parties of the parish of l'Assomption, the proprietors of taxable immoveables above mentioned, are also liable for and bound to pay the interest due and to be due under the terms of the said contract of the 11th of January, 1913.

How to be levied. **5.** The said sum of \$2,350.00 with all interest, as settled by the said contract, shall be levied by the corporation of the county of l'Assomption and under the authority of the county council, by means of a special assessment under the rules and requirements of the Municipal Code, and shall be paid by the said corporation to the said contractor F. Rodolphe Riopel, his transferees or assigns. The amount of the costs occasioned by such assessment shall, at the same time, be included in the said special assessment.

Coming into force **6.** This act shall come into force on the day of its sanction.

## C H A P. 93

### An Act to incorporate the St. Maurice Lumber Company

[Assented to 22nd December, 1916]

Preamble. **W**HEREAS the St. Maurice Lumber Company has by petition represented:

That it has been incorporated since June the 4th, 1891, under the laws of the State of New York, one of the United States of America, and has obtained a license to do business in the Province of Quebec;

That in order to allow the company to extend its business and attain its object, it is necessary that its shareholders be incorporated in this Province, that its capital stock be increased, that additional powers be granted it, and that it be governed by the joint stock company's act for the purpose of creating and developing water-powers and constructing dams, for the erecting of bridges upon the banks of and over the St. Maurice, Batiscan and Pente-cost rivers, and for the erection and working of manufacturing establishments, waterworks and workshops for the

manufacture of paper pulp and lumber, for making electrical apparatus and producing electricity for lighting and for motive power, and for constructing and operating a railway, and other purposes; and

Whereas it is expedient that the prayer of the said petition be granted;

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

**1.** The shareholders now comprising the St. Maurice Corporation Lumber Company and all those who shall become shareholders of this company are hereby constituted a corporation under the name of St. Maurice Lumber Company, with head office at the city of Three Rivers, or such other place in the Province of Quebec as the directors may from time to time determine, subject to the provisions of article 5969 of the Revised Statutes, 1909; and the said corporation succeeds to, acquires and takes over as a going concern all the properties, rights, powers, privileges, franchises, assets and liabilities heretofore standing in the name of the St. Maurice Lumber Company, as a company having its head office in the State of New York; and the agreements, contracts and other deeds already passed or entered into by said company shall continue in force and effect in favor of the corporation hereby created.

**2.** The present directors and officers of the company shall remain in office until replaced under this act or the by-laws. <sup>Directors and officers.</sup>

**3.** The capital stock of the company shall be six hundred thousand dollars, divided into six thousand shares of one hundred dollars each, which capital may, from time to time, be increased upon a vote to that effect by two-thirds of the capital stock of the company represented at a special meeting duly called for that purpose, and in such case the company shall pay to the Government the additional fees which would be payable for the incorporation of a company with a capital stock of the amount of such increase. <sup>Capital stock.</sup>

**4.** The said corporation, hereinafter called the company, is vested with all the powers necessary to avail itself of the provisions of the general law, regarding the erection, construction and maintenance of a dam or dams on the river St. Maurice at and in the neighbourhood of Des Forges rapids, on the Batiscan river at or near Notre-Dame des Anges, and on the Pentecost river at or near Pentecost <sup>Powers.</sup>

village, in Saguenay county, at any such places where the company owns or may own land on each side of any of the said rivers on which to build the ends of such dam or dams, to obtain and secure sufficient supplies of water and power for the purposes of the company, and also to conduct water from the said rivers, by canals and flumes, to be made by the company at any place on the said rivers along the banks thereof, for hydraulic and manufacturing purposes; and also, within the limits fixed by law, to construct all necessary locks, piers and other works on the said canals; to enter and take possession of the bed and beach of the said rivers at the entrance of the said canals or flumes, or tail races for water-powers from the said canals or flumes, or to deliver water on the wheels, or build a power-house or power-houses; enter upon and survey all lands on the banks of the said rivers, and, from time to time, purchase, acquire, hold and enjoy all lands necessary for the said purposes, and for such ditches as may be along the banks of the said rivers, and for a road on either or both sides thereof; and, provided it does not interfere with navigation, to make all bridges, intersections and crossings, whether through, under or upon public or private roads, or any aqueduct or canal; and to erect all necessary dams, piers, wharves, flumes or other works, to secure the necessary supply of water for the said works.

R. S., 5988,  
replaced for  
the co.

Loan by-  
laws.

**5.** Article 5988 of the Revised Statutes, 1909, is replaced for the company by the following:

**"5988.** 1. If authorized by by-law, sanctioned by vote of not less than two-thirds in value of the subscribed stock of the company, represented in person or by proxy at a general meeting duly called for considering the by-law, the directors may, from time to time:

- a. Borrow money upon the credit of the company;
- b. Limit or increase the amount to be borrowed;
- Bonds, &c. c. Issue bonds, debentures or other securities of the company, and pledge or sell the same for such sums and at such prices as may be deemed expedient, but no such bond, debenture or other security shall be for a less sum than one hundred dollars each;
- Hypothecation and pledge. d. Hypothecate or pledge the immoveable property of the company or pledge its moveable property, or do both, to secure any such bonds, debentures or other securities and any money borrowed for the purposes of the company;
- Hypothecation. e. Give through their duly authorized officers to one or more trustees, to secure the payment of the bonds or

debentures, a hypothec upon the immoveable property of the company, mentioning the issue or the amount of bonds or debentures so secured; and such hypothec, after having been registered, shall, notwithstanding article 2017 of the Civil Code, be a valid security in favour of the holder of such bonds or debentures, whether issued before or after the execution of such hypothec.

2. The company may, however, without any by-law or Temporary resolution, from time to time borrow money on bills of loans. exchange, endorsed on behalf of the company by the officer or officers of the company thereto authorized by a general or special resolution of the directors."

6. The Joint Stock Companies General Clauses Act, Joint Stock with the exception of article 5962 and the second paragraph Companies of article 5965 of the Revised Statutes, 1909, shall apply General Clauses Act to the company when not inconsistent with the provisions to apply. of this act.

7. The company may:

a. Carry on the business of an electric light, heat and Powers. power company, in all its branches, and generally shall have power to provide, purchase, lease or otherwise acquire, and to construct, lay down, erect, establish, operate, maintain and carry out, all necessary works, stations, engines, machinery, plant, cables, wires, works, lines, generators, accumulators, lamps, meters, transformers and apparatus connected with the generation, accumulation, distribution, transmission, supply, use and employment of electric energy; and may generate, accumulate and distribute electric energy for the supply of electric light, heat and motive power, and for industrial or other purposes, and, subject to all legislative or municipal regulations in that behalf, to undertake and enter into contracts and agreements for the lighting of cities, towns, streets, buildings and other places, and for the supply of electric light, heat and motive power for any or all public or private purposes; the whole within the limits of the counties of Champlain, St. Maurice, Three Rivers, Portneuf and Saguenay;

b. Use, sell, dispose of, or lease water from flumes, dams or canals, which may be found useful or applicable to drive any machinery in mills, warehouses and manufactories; purchase, acquire, hold or possess lands along the sides of said flumes, dams or canals on either side or both sides thereof, and down to the said river or rivers; sell, dispose of, let or lease lands, with or without water power, on such terms and conditions as it may think fit;

construct and maintain stores, warehouses, sheds or other buildings, and construct elevators, cranes and weigh-beams, and all such other work and erections as shall be requisite to give effect to the full intent of this act;

c. Manufacture, purchase, sell and deal in any and all kinds of mechanically ground wood pulp, chemical pulp, paper, lumber, and any and all ingredients, products and compounds thereof, and any and all materials used in connection therewith and incidental thereto, or any way connected therewith, and by any process of manufacture, and in connection therewith, purchase, hold, sell, deal in and operate timber lands and licenses of any kind to cut timber, and generally to carry on the business of lumbering in all its branches, including the floating and driving of wood and timber down rivers and streams, and for such purposes to do all necessary dredging and blasting of rocks in such rivers and streams;

d. Acquire by purchase, license or otherwise, and exercise, carry out and enjoy any concession, franchise, right, privilege or power relating to the generation, accumulation, developing, distribution, supply, use and employment of electric energy, water powers or waters which any government or public authority, federal, provincial, municipal or local, or any corporation or individual may, under or by virtue of any act, statute or ordinance, license or power, be lawfully empowered or authorized to enact, make or grant; and may pay for, aid in and contribute towards carrying same into effect, and may appropriate any of the company's stock, bonds or assets to defray the necessary purchase price, costs, charges and expenses thereof;

e. Acquire by purchase, license or otherwise, and use, license or otherwise dispose of, any invention or letters patent or any right to use or employ any inventions in connection with the production, manufacture or supply of electricity, or any business conducted by it;

f. Acquire and take over by purchase, lease or otherwise, and operate the whole or any part of the works, stock, property, franchises, assets and business of any person, company, city, town, village or municipality authorized to carry on any business comprised in the objects of this act, or to enter into any arrangements for such purpose or in connection therewith, or for assuming the liabilities of such person, company, city, town, village or municipality in respect thereof, and acquire, hold or dispose of the whole or any part of the shares, debentures and securities of such company, person, city, town, village or municipality, with which the company has entered into an arrangement or contract, and, while holding the said shares,

may exercise all the rights and powers of ownership thereof, including the voting powers thereof;

*g.* Construct, within the limits of the counties of Three Rivers, Champlain, St. Maurice, Saguenay and Portneuf, wharves, docks, offices and all necessary buildings, and purchase, hire, build and repair steam and other vessels for the services of the company;

*h.* Grant license to any person, company or municipal corporation to use any patent, license or right held and owned by the company, and receive payment therefor, either in cash or in bonds or debentures, or fully paid-up shares of the capital stock of any other such company or corporation, and, to such extent, become a shareholder of any such company;

*i.* Locate, construct and operate a branch or branches of railway or tramway for the purpose of connecting the mills and industrial establishments of the company with the Canadian Pacific Railway and Canadian Northern Railway, or any other railway which passes or may pass through the said counties of Champlain, Three Rivers, St. Maurice, Saguenay and Portneuf; and the provisions of the Railway Law of this Province shall apply to the company for the purpose of this section;

*j.* Do all and any work or make any construction that may be considered necessary or advisable in connection with the carrying on of its business or increasing the efficiency thereof, or improving its property;

*k.* Use any of the shares, bonds, debentures or other securities, or the funds of the company, to purchase or otherwise acquire, and may take and hold or sell the shares, bonds, debentures or other securities of or in any other similar company or corporation, and guarantee payment of the principal of and interest on the bonds and debentures, or the dividends upon the shares of any similar company or corporation, and promote any company or corporation having objects similar to those of this company, and, while holding the same, may exercise all the rights and powers of ownership thereof, including the voting power thereof;

*l.* Issue and allot fully paid-up shares of the capital stock of the company in payment or part payment of any property, real, personal, moveable, immoveable or mixed, and any of the rights and concessions purchased or acquired by the company, or in payment of any services rendered to the company;

*m.* Enter into any arrangement for sharing profits, union of interest, co-operation, joint adventure, reciprocal

concession or otherwise, with any person or company carrying on or engaged in any business or transaction which the company is authorized to engage in or carry on, and take or otherwise acquire shares and securities of any such company, and may sell, hold, issue, or re-issue the same, with or without guarantee of principal and interest, or otherwise deal with or dispose of the same;

*n.* Distribute among its members, in specie or otherwise as may be resolved, any assets of the company, provided such action does not impair the company's capital below the amount of the capital stock issued and outstanding;

*o.* Pursue or carry on any one or more of its objects, powers and purposes without regard to the others,—such objects, powers and purposes being deemed to be several and not dependent on each other—and no clause shall be limited in its generality, or otherwise construed as having regard to any other clause of such objects, powers or purposes;

*p.* Make cash advances to customers and others having dealings with the company, and guarantee the performance of any contract by any such person.

So far as the water power on the St. Maurice river is concerned, the company shall not exercise any of the special powers granted by paragraphs *a*, *d*, *e*, *f* and *h* of this section before it has built a paper or pulp mill or both in the district of Three Rivers, but, aside from the above exception, it may carry on its business in all branches.

Present  
bonds and  
hypotheec  
not to be  
affected.

**8.** Nothing in this act shall in any way affect any bonds which may have been issued and outstanding, and for the security of which a hypotheec may have been given upon any of the property of the company, and the said hypotheec shall remain in full force and effect according to its tenor.

Right to  
enter upon  
highway,  
&c.

**9.** With the consent of the municipal council or other authority having jurisdiction over any highway or public place, the company may enter thereon for the purpose of constructing and maintaining lines for the conveyance of electric power within the counties of Champlain, Three Rivers, Portneuf, St. Maurice and Saguenay; and, when deemed necessary by the company for the purpose of its system for supplying electric power, may erect, equip, and maintain poles and other works and devices, and place wires and other electrical contrivances thereon, may supply electricity to any municipal corporation, or to any unincorporated town or village; and, as often as the company thinks proper, it may enter upon, use, break up

and open any highway or public place, subject however to the provisions of article 741 of the Revised Statutes, 1909.

**10.** The mortgage bonds and debentures of the company may be issued either in Canadian or United States currency or in sterling, or in all or any two at the option of the company. Currency in which bonds may be issued.

**11.** The company may receive from any Government, or from any person, city, town, village or municipal corporation, and whether incorporated or not, and having power to make or grant the same, in aid of the construction, equipment and maintenance of the said works, grants of land, exemption from taxation, loans, gifts of money, guarantees and other securities, and may hold and dispose of the same for the purposes of the company. Power to receive subsidies, &c.

**12.** If any person, supplied by the company with water or electricity, neglects to pay the rent, rate or charges due to the company, at any of the times fixed for the payment thereof, the company or any person acting under its authority, on giving forty-eight hours' notice, may stop the supply of water or electricity or power from entering the premises of the person in arrears as aforesaid, by cutting off the service pipe or wires, or by any other legal means as the company or its officers see fit; and may recover the rent or charge then due, together with the expense of cutting off the water or electricity, notwithstanding any contract to furnish electricity or water or power for a longer time. Right to discontinue service in certain case.

**13.** As soon as the company has cut off and taken away the supply of water or electricity from any house, building, or premises, the company, or its agents or workmen, may enter into the house, building or premises, between the hours of nine o'clock in the forenoon and four in the afternoon, making as little disturbance and inconvenience as possible, and may remove and take away any wire, meter, cock, branch, lamp, or apparatus which are the property of the company. Right to enter premises and remove apparatus, &c.

Any servant of the company, duly authorized, may, between the hours aforesaid, enter any house into which water or electricity has been taken, for the purpose of examining any meter, wire or apparatus belonging to the company, or used for the water or electricity.

**14.** The company may avail itself of the provisions of articles 7287 to 7294, inclusive, of the Revised Statutes, applicable.



1909, as well for the water-powers belonging to it as for those leased from the Crown.

Vested  
rights.

**15.** Nothing in this act shall be interpreted as conferring upon the company any powers that might infringe upon the rights and privileges of owners of other water-powers on the same river.

Coming into  
force.

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

## CHAP. 94

### An Act to incorporate The Southern Canada Power Company

[Assented to 22nd December, 1916]

Preamble.

**W**HEREAS a petition has been presented praying for the passing of an act incorporating a company for the purpose of carrying on the business of developing, generating and distributing electricity, gas, steam or other power; and whereas it is expedient to grant the said prayer;

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

Company  
incorpor-  
ated.

**1.** Clarence James McCuaig, stock broker; James McCallum Robertson, electrical engineer; Grant Johnston, stock broker; Lewis Clark Haskell, accountant, all of the city of Montreal, and Hubert Trefflé Chalifoux, manufacturer, of the city of St. Hyacinthe, together with such persons as may become shareholders in the company, are hereby incorporated under the name of "The Southern Canada Power Company".

Provisional  
directors.

**2.** The persons above named shall be the provisional directors of the said company, and they may forthwith open stock books and procure subscriptions of stock for the undertaking, receive payments on account of stock subscribed, and carry on the business of the company.

Capital  
stock.

**3.** The capital stock of the said company shall be one hundred thousand dollars, divided into one thousand shares of one hundred dollars each, subject to the increase of such capital stock as hereinafter provided.