

C H A P . 7 7

An Act to incorporate the "Vercheres, Chambly and Laprairie Tramways Company"

[Assented to 16th March, 1916]

WHEREAS by their petition the persons hereinafter Preamble.
mentioned have represented:

That it is in the interest of the counties of Verchères, Chambly, Richelieu, Laprairie and Chateauguay, that an electric railway be built and operated as hereinafter described ; 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:

1. James William Domville, gentleman, of the village Corporation of Rosemere; Alfred Colas, gentleman, of the town of created. Longueuil; Douglas Watson Ogilvie, gentleman, Ernest Pitt, gentleman, Edmond Ducharme, gentleman, the latter three of the city of Montreal, in the Province of Quebec, together with such persons as may become shareholders in the company, are incorporated under the name Name. of the "Vercheres, Chambly and Laprairie Tramways Company".

2. The persons above named shall be the provisional Provisional directors of the said company. directors.

3. The capital stock of the said company shall be Capital five hundred thousand dollars, divided into five thousand stock. shares of one hundred dollars each. No call shall exceed the prescribed amount determined in the by-laws adopted by the directors of the company.

The capital stock of the company may be increased Increase of in the manner set forth in paragraph 27 of article 6474 capital stock. of the Revised Statutes, 1909.

4. The head office of the company shall be at the Head office. city of Montreal.

5. The first general meeting and the subsequent General annual meetings of the said company shall be held on the meetings. second Tuesday of February of each year, or at such other date as may be fixed by the board of directors.

Directors.

6. The number of directors of the said company shall not be less than three nor more than fifteen, the majority of whom shall form a quorum.

Authoriza-
tion to build
and operate
railway.

7. The company may lay out, construct and operate a single or double track railway with necessary side tracks and switches of the gauge of four feet eight and one-half inches within and through the streets of the town of Longueuil, the streets of the town of St. Lambert, the streets of the town of Montreal-South, the streets of the town of Greenfield Park, the streets of the town of Laprairie; and from said town of Longueuil in a southeasterly direction through the town and parish of Longueuil and through the villages and parishes of St. Hubert, Chambly, Chambly Basin and Chambly Canton; thence northerly across the parishes and villages of Chambly, St. Bazile, Ste. Julie, Belœil, St. Marc, Ste. Théodosie, St. Antoine de Richelieu and St. Roch; from several points on the latter line across the parishes and villages of St. Roch, St. Marc, Ste. Théodosie; from the village of Belœil across the parishes and villages of Belœil, and Ste. Julie; and from there, into the parish of Boucherville to one mile from the village of Boucherville, to the south of the line of the Quebec, Montreal and Southern Railway Company, and from there into the parish of Longueuil, up to and through the town of Longueuil, from a point on the line between Longueuil and Chambly, in the village or parish of St. Hubert in a northeasterly direction across the village and parish of St. Hubert to a point on the aforesaid line from Belœil to Longueuil; and from another point on the same line in the village or parish of St. Hubert in a southwesterly direction across the parish and village of St. Hubert, the parish and town of Laprairie; from the town of Laprairie in a southwesterly direction to a point at or near Caughnawaga on the line of the Canadian Pacific Railway and to the village of Chateauguay; and from a point on the line from St. Hubert to Laprairie in a northwesterly direction across the parishes of Laprairie and Longueuil, the town of Greenfield Park, to and across the town of St. Lambert; thence northerly across the town of St. Lambert, the parish of Longueuil, the town of Montreal-South and the town of Longueuil; from several points along the line from Longueuil to Chambly across the parish of Longueuil to and across the towns of Greenfield Park and St. Lambert; with loop lines from the latter line through the town and parish of Longueuil to the river front; with right to cross the River St. Lawrence and enter into the Island and

city of Montreal, with the previous consent of the said city ; and for such purpose to make any agreements with any companies, corporations, public bodies or persons.

In regard to the other interested municipalities, their consent shall also be required, but in case the company and any municipality cannot agree as to the conditions on which the entry into their respective territory will be granted, the company or such interested municipality shall have such recourse as may be provided by law.

The powers granted by this section as regards the construction and operation of the railway may not be exercised in or across the villages of Contrecoeur, Vercheres, Varennes or Boucherville, except in so far as provided above respecting the parish of Boucherville.

8. Paragraph 16 of article 6474 of the Revised Statutes, R. S., 6474, 1909, is replaced, for the company, by the following: par. 16,
replaced for
the co.

"16. The company is authorized to borrow, in Canada Borrowing
power. or elsewhere, the sums of money needed for the construction, maintenance and operation of the railway, the purchase of land and the construction or acquisition of any vessels or other properties or works of any kind, for the purposes of the undertaking; to issue bonds, debentures and other securities for any sums so borrowed, bearing the seal of the company, signed by the president or other officer acting as such, and countersigned by the secretary ; and to hypothecate, mortgage and pledge the railway and the lands, vessels, works, tolls, revenues and all other properties and assets whatsoever of the company, or any part thereof, to secure the payment of all or any such sums and the interest thereon. Such bonds, debentures and other securities may be issued, in whole or in part, in the denomination of dollars of not less denomination than one hundred dollars, or its equivalent in sterling money or in pounds sterling. They may be made payable in such manner and at such place in Canada or elsewhere, and may be for such amounts and bear such rates of interest as the directors may determine, not to exceed seven per cent.; and the latter may, from time to time, sell or pledge the same at such price and on such terms and conditions as they may deem expedient. Any such bonds, debentures or other securities, pledged as aforesaid, may, when redeemed, be again issued in the same manner and with the same effect as if no pledge thereof had been made."

9. In addition to the powers conferred by section 8, Additional

borrowing
power.
Debenture
stock.

the company may from time to time create and issue debenture stock payable either in Canadian currency or in sterling money of Great Britain, or in pounds sterling, bearing interest, to an amount not exceeding in the aggregate fifty per cent. of the par value of the common stock outstanding; which debenture stock,—subject to the priorities which may be created in favour of the holders of the company's first mortgage bonds, or to like priorities which the company may hereafter create in favour of the holders of other mortgage bonds, which it may hereafter issue in lieu of any bonds then outstanding, provided that the priorities to be created under any future deed shall not be more favorable to the holders than those mentioned in the said deed securing the first issue—shall become a first charge upon and over the undertaking, works, property and effects from time to time belonging to the company, including the rights of the company as a shareholder or bondholder in other companies, or as the lessee of any property, moveable or immoveable.

Terms of
issue to be
settled by
share-
holders.

10. The shareholders of the company, at any time prior to the issue of such debenture stock, may, at any annual or special general meeting, by resolution, determine the terms and conditions upon which any such debenture stock shall be issued, the prices at which the same shall be sold, whether at or under or above par, and the rights, privileges and securities to be enjoyed by the holders of any such debenture stock, subject to the provisions of section 9 of this act.

No voting
power in
debenture
stock.

11. The holders of debenture stock shall not be entitled as such to be present or to vote at any meeting of the company, nor shall such stock confer any qualification.

Authoriza-
tion to
acquire
assets.

12. The company may, in the said counties of Richelieu, Verchères, Chambly, Chateauguay and Laprairie, acquire by lease or purchase, and may operate the works, stock, property, franchises, assets and business of any person or corporation authorized to carry on any business authorized by this act, and to enter into any arrangement for this purpose, or in connection therewith, and assume the liability of such person or corporation in respect thereof, and acquire, hold, or dispose of the whole or any part of the shares, debentures and securities of such person or corporation with which the company has entered into an arrangement or contract.

13. The company may acquire and use water-powers, and establish and operate works for the supply of electric or water power; construct, erect and maintain all necessary buildings, stations, machinery, appliances for the purpose of such railway and works, including the erection and maintenance of poles and wires under, upon and over any and all streets and roads where the company may deem expedient to operate its railway, or may lease and acquire from any other company or person all necessary electric current for power or lighting purposes.

14. The directors may issue, as paid-up stock, shares of the capital stock of the company in payment of and for all or any of the business, franchises, undertakings, properties, rights, powers, privileges, letters-patent, contracts, real estate, stock and assets, and other property of any person, company or municipal corporation which the company may lawfully acquire in virtue of this act, and may allot and hand over such shares to any such person, company or corporation or to its shareholders, and issue, as paid-up and non-assessable stock, shares of the capital stock of the company, and allot and hand over the same in payment for right of way, lands, rights, plant, property, letters-patent of invention, rolling stock or materials of any kind, or services rendered to the company; and any such issue and allotment of stock shall be binding on the company, and such stock shall not be assessable for calls, nor shall the holders thereof be liable in any way thereon; and the company may pay for any such property or services rendered to the company wholly or partly in paid-up shares or wholly or partly in debentures, as the directors may deem proper.

15. The vehicles of the company shall have the right to use the tracks of the company as against all persons and animals and all other vehicles and conveyances whatsoever; and all persons and animals and all other vehicles and conveyances, using or passing on the said tracks, shall turn out of the said tracks and permit the vehicles of the company to pass, and shall in no case and under no pretence whatever obstruct or hinder the passage on and the free use of the said tracks by the vehicles of the said company.

16. Articles 6644, 6712 and paragraph 26 of article 6474 of the Revised Statutes, 1909, shall not apply to the company.

R. S., 6510, replaced for the co. **17.** Article 6510 of the Revised Statutes, 1909, is replaced, for the company, by the following:

"6510. The funds of the company shall not be employed in the purchase of any stock in their own company."

R. S., 6645, replaced for the co. **18.** Article 6645 of the Revised Statutes, 1909, is replaced, for the company, by the following:

Delay for commencement and completing of Ry.

"6645. If the construction of the railway be not commenced within five years after the granting of the charter, or if the railway be not finished and put in operation within ten years from the granting of such charter, the powers of the company shall cease and be null and void as respects so much of the said railway as then remains uncompleted."

Provisions applicable.

19. The provisions of the Revised Statutes, 1909, respecting railways, shall apply to this company, except in cases of derogation from this act.

Coming into force.

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

CHAP. 78

An Act to amend the charter of The North Shore Power Company

[Assented to 16th March, 1916]

Preamble.

WHEREAS the North Shore Power Company has represented by its petition that it is expedient that the limits within which it is now operating should be extended, and it has also represented that certain additional powers should be granted to permit of its dealing with similar companies, and to allow it to use meters and other appliances to control the use of electricity by its consumers; and

Whereas it has been deemed expedient that the prayer of said petition should be granted;

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

60 Vict., c. 77, s. 5, replaced.

1. Section 5 of the act 60 Victoria, chapter 77, is replaced by the following:

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"5. The company may, within the present limits of the