

Whereas it is expedient to grant the petitioners' prayer;  
Therefore, His Majesty, with the advice and consent  
of the Legislative Council and of the Legislative Assembly  
of Quebec, enacts as follows:

3 Geo. V,  
ch. 121, s. 5,  
replaced.

**1.** Section 5 of the act 3 George V, chapter 121, is replaced by the following:

Decisions of  
majority.

**"5.** All decisions of the testamentary executors as regards the powers granted to them under sections 2 and 3 of this act, may be come to by a majority of votes, and the same shall apply to all the decisions of the institutes."

Costs of  
this act.

**2.** The costs incurred for this act, to wit: for professional fees, travelling expenses, and advertisements, may be paid out of the sum of ten thousand dollars mentioned in section 1 of the act 3 George V, chapter 121.

Coming into  
force.

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

## CHAP. 136

An Act to confirm the letters patent granted to the Fern Consolidated Company and to give it additional powers.

[Assented to 19th February, 1914]

Preamble.

**WHEREAS** the Fern Consolidated Company has, by its petition, represented:

That it was incorporated by letters patent dated the 24th September, 1913, under the Great Seal of this Province, in virtue of the Quebec Companies' Act;

That a special act for this company would be of great advantage to the city of Three Rivers and surrounding districts;

And whereas it is expedient to grant the prayer to the above effect 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:

Letters  
patent  
ratified.

**1.** The letters patent dated the 24th September, 1913, incorporating the Fern Consolidated Company and reproduced in schedule A to this act, are hereby confirmed.

Objects.

**2.** The company is authorized to promote and aid in promoting and incorporating, forming and organizing

companies, syndicates or associations of all kinds, for the purpose of acquiring the property, undertakings and obligations thereof or of any other company, or of directly or indirectly promoting the objects thereof.

**3.** The company is authorized to promote the formation of other companies and to acquire, keep and hold the assets, shares and bonds of other companies, and especially and without limitation of the above terms, to promote and aid the formation and operation of any other companies, and, to that end, to subscribe for, buy and sell the hypothecary obligations or other securities furnished by other companies, and otherwise make use of the funds or credit of the company either by using a portion of the company's moneys for such purpose or by placing on the market or guaranteeing the issue of shares, hypothecary obligations, debentures or shares of other companies, or the payment of interest thereon or otherwise.

**4.** The company is authorized to accept, fulfil and execute all trusts which may be confided to it by any company whose formation it may control, favour or promote or have helped to promote; the whole, as regards the exercise of the powers conferred by this section, notwithstanding the provisions of article 365 of the Civil Code, and subject to the provisions of the act 3 George V, chapter 44.

**5.** The company shall have power to support, aid and establish sporting associations and clubs, to subscribe or guarantee money for charitable competitions and exhibitions of all kinds.

**6.** The company is authorized to purchase and utilize patents of invention, trade-marks, and processes of all kinds, to turn them to account and dispose of them.

**7.** The company may carry on the business of building structures of all kinds, also repairing and making improvements, and execute all kinds of work as builders, direct the operations of contractors for all public or private works, and generally carry on the business of contractors.

**8.** The company may undertake engineering and architectural works, the preparation of plans and specifications and the work of experts generally, provided it has the same done by engineers or architects in its employ.

**9.** The company may build, operate, lease and acquire

railways and tramways with steam or electricity as motive power, ~~by sections or branches, public or private~~, on its properties or subdivisions of its properties, ~~for the~~ company's purposes.

Water  
powers.

**10.** The company may also develop water-powers on the river St. Maurice, and in the counties of St. Maurice, Champlain, Portneuf, Quebec and in New Quebec; and use, sell or dispose of the same, lease or sell water or motive power for operating railways or tramways and for driving machinery.

Gas and  
electricity.

**11.** The company is authorized to manufacture, supply and sell gas and electricity and dispose of the same for light, heat or power and all other purposes for which they may be used; erect, construct and maintain poles, pipes, conduits, wires, and other appliances for the transmission of electricity and gas in all places in the counties of St. Maurice, Champlain, Portneuf and Quebec, with the consent of the municipalities.

Telegraph &  
telephone.

**12.** The company may construct, operate, lease, and acquire telegraph and telephone lines for the company's purposes, and avail itself of the provisions of article 6252 of the Revised Statutes, 1909.

Exploitation  
of rivers, &c.

**13.** The company is vested with all the necessary powers for availing itself of the provisions of the general law in connection with the utilization and exploitation of the river St. Maurice and its tributaries, and of the rivers flowing through or along the timber limits or other properties of the company in the counties of St. Maurice, Champlain, Portneuf and Quebec, and of the beaches thereof, for the purpose of floating, and erecting dams and other works necessary for its purposes.

Work in  
streets, &c.

**14.** The company may also, with the consent of the interested municipalities, do all kinds of work in connection with paving and macadamizing in streets or elsewhere, underground, conduit sewers, cisterns, drains, laying electric cables or wires and gas and water pipes in the streets or parts of streets where the company may deem necessary for its plans or otherwise, and take all contracts for such purposes.

Proviso re  
certain  
powers.

**15.** The company shall not exercise the powers conferred on it by sections 10, 13 and 14 of this act, on public lands or other properties, without having acquired the right so to do from the Crown in the first place, in the

manner determined by law, and, in the second place, from the owners of the lands on which such powers may be exercised.

**16.** The Joint Stock Companies' General Clauses Act shall apply to the company in so far as it is not derogated from by this act. Joint Stock Companies' Gen. Clauses Act to apply.

**17.** The company shall not exercise the powers hereby granted until two thousand dollars of its capital shall have been paid in, and a public notice thereof given in the *Quebec Official Gazette*. Powers not to be exercised till certain amt. of capital is paid in.

**18.** The common law shall remain applicable to the exercise of the powers hereby granted. Common law.

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

## SCHEDULE A

CANADA,  
PROVINCE OF QUEBEC.

GEORGE THE FIFTH, by the Grace of God, of the United Kingdom of Great Britain, and Ireland, and of the British Dominions beyond the Seas, KING, Defender of the Faith, Emperor of India.

*To all to Whom These Presents Shall Come or Whom the Same May Concern:*

### GREETING:

WHEREAS, the "Quebec Companies Act" provides that with the exceptions therein mentioned, the Lieutenant-Governor of our Province of Quebec, may by letters patent under the Great Seal, create and constitute bodies corporate and politic for any of the purposes or objects to which the legislative authority of the Legislature of Quebec extends;

AND WHEREAS by their petition in that behalf the persons herein mentioned have prayed for a charter constituting them a body corporate and politic for the due carrying out of the undertaking hereinafter set forth;

AND WHEREAS it has been made to appear to the satisfaction of our Lieutenant-Governor, that the said persons

have complied with the conditions precedent to the grant of the desired charter and that the said undertaking is within the scope of the said act;

NOW THEREFORE know ye that, under the authority of the hereinbefore in part recited statute and of any other power or authority whatsoever in Us vested in this behalf, We by these our Royal letters patent hereby create and constitute the persons hereinafter named, that is to say: Messrs Pierre Eugène Fugère, L. J. Fugère, manufacturers, Quebec; H. M. St-Cyr, lumber merchant, Grand'Mère; F. F. Farmer, burgess, Three Rivers; F. X. Lacoursière, advocate, Three Rivers; Charles S. Morissette, promotor, Three Rivers; and any others who are or may become shareholders of the company, a corporation for the purposes and objects following, that is to say:

To carry on business as investors, capitalists, financiers, grantees, brokers and to undertake and carry on and execute all kinds of financial, commercial, trading and other operations, and to carry on any other business which may seem to be capable of being conveniently carried on in connection with any of these objects or calculated directly or indirectly to enhance the value of, or to facilitate the realization of or render profitable, any of the company's property;

Also to acquire, improve, exploit, erect, manage, sell, lease, turn to account timber limits, mines, plantations, factories, pulp mills, card-board factories, waterworks, saw-mills, rossing mills and other industrial establishments, stocks, securities, merchandises, and other property on the security of which any advances shall have been made, in whole or in part, by the company; and as regards land to develop the resources thereof by clearing planting, building, draining or improving, mining, exploiting, selling or constructing public works and conveniences, and generally to carry on the business of manufacturers, traders, and manufactures of paper, pulp by mechanical or chemical process, card-board, timber and wood products of every sort or otherwise which can be conveniently carried on in connection with any of the objects of the company;

To sell, lease, developed or acquired powers and construct, maintain, purchase, lease and dispose of water lots, wharves, piers, dams, ware-houses and stores and to levy tolls or rents for the use thereof;

To acquire, purchase, loan, lease, construct steamships, dry docks, ship-yards, or otherwise operate a line of ships fully equipped and supplied, and to employ the same for the transportation of passengers mails and goods of

every sort and to carry on the business of carriers by land and by water, shipowners, warehousemen, (wharfingers) and barge owners, stevedores, and forwarding agents, to do all the acts, exercise all the powers and carry on the business in connection with the exercising and carrying on of the objects for which the company is organized and necessary for its purposes so as to carry on advantageously all or any of its undertakings;

To purchase, acquire, lease and manufacture steam or gasoline engines, electric cars, motor or other cars, machinery and articles of every sort in iron, copper, or wood, and for that purpose to construct or operate shops of every kind in connection with the exercising and carrying on of the objects for which the company is organized, and necessary for its purpose so as to carry on advantageously all or any of its undertakings;

To purchase or otherwise acquire and hold or otherwise deal in real and personal property and rights of all kinds and in particular lands, buildings, hereditaments, business or industrial concerns and undertakings, mortgages, charges, contracts, concessions, franchises, annuities, patents, licenses, securities, policies, book debts and any interest in real or personal property, any claims against such property or against any person or company and privileges and things in action of all kinds;

To purchase, hire, take on lease or in exchange or otherwise acquire any real or personal property which the company may deem necessary or suitable for its management and to sell, improve, manage, develop, lease, hypothecate, turn to account or otherwise deal with and dispose of all or any part of the property of the company;

To acquire and hold or otherwise deal with any stocks, bonds, debentures, shares, scrip or securities of any government, state, dominion, sovereign or authority supreme, municipal, local or otherwise and any bonds, debenture stock, scrip, obligations, shares, stock or securities of any company established for the purpose of any railway, tramway, gas, water dock, telephone, telegraph, electric lighting, industrial or other undertaking;

To borrow or raise money by the issue or sale of any bonds, mortgages, debentures or debenture stock of the company, and to invest any money so raised in any such investments as aforesaid; to acquire any such investments as aforesaid by original subscription, tender, participation in companies, syndicates or otherwise, and whether or not fully paid up, and to make payments thereon as called up or in advance of calls or otherwise, and to underwrite or subscribe for the same

conditionally or otherwise, and either with a view to investment or for re-sale or otherwise, and to vary the investments of the company and generally to sell, exchange or otherwise dispose of, deal with and turn to account any of the assets of the company;

To invest money at interest on the security of freehold and leasehold, land, mines, plantations, factories, industrial establishments, stocks, shares, securities, merchandise and other property, and generally to lend and advance money to such persons and upon such terms and subject to such conditions as may seem expedient;

To make advances upon any such investments as aforesaid, to negotiate loans, to offer for public subscription or otherwise aid or assist in placing any such investments as aforesaid, to give any guarantees in relation to any such investments issued by or acquired through or from the company or otherwise to receive money, documents and valuables for safe custody, transmission or deposit at interest or otherwise; to draw, accept, endorse, issue, purchase, sell or otherwise deal with promissory notes, bills of exchange, letters of credit, warrants, coupons, script, circular notes and other mercantile instruments and negotiable or transferrable securities and documents;

To guarantee the payment of dividends or interest on mortgages, bonds, stocks, shares, debentures or other securities issued by, or any other contract or obligation of any company, association, undertaking or public or private body;

To make, execute, or enter into, commence, carry on, prosecute and defend all contracts, agreements, negotiations, legal and other proceedings, compromises, arrangements and schemes, and to do all other acts, matters and things which shall at any time appear conducive or expedient for the protection of the company as holders of or interested in any investments and securities;

To take part in the management, supervision or control of the business or operations of any company or undertaking, and for that purpose to appoint and remunerate any directors, accountants or other experts or agents;

To employ experts to investigate and examine into the condition, prospects, value, character and circumstances of any business concerns and undertaking and generally of any assets, property or rights;

To transact or carry on all kinds of agency business, and in particular to act as agents for the investment, loan, payment, transmission and collection of money for the transfer of bonds, debentures, shares or other securities and for the purchase, sale and improvement, development and management of property, including business concerns

and undertakings, and generally to transact and undertake all kinds of agency business, whether in respect of commercial, industrial or financial matters;

To give any guarantee in relation to mortgages, bonds, debentures, shares, stocks, scrip, loans, investments and securities, whether made or effected or acquired through the company's agency or otherwise and generally to guarantee or become sureties for the performance of any contracts and obligations.

The directors shall have the right to take preferred shares declared as such.

The name of the company incorporated is the "Fern Consolidated Company".

The head office of the company is in Three Rivers.

The capital stock of the company, divided into ten thousand shares of one hundred dollars each, is fixed at the sum of one million dollars current money of Canada.

The sum of . . . . . dollars has been taken on the said capital stock and the sum of . . . . . dollars on account of such subscriptions paid to the credit of the company in a chartered bank in our said Province,

The following persons, to wit . . . . .  
. . . . . all the petitioners are named provisional directors of the company.

IN TESTIMONY WHEREOF, we have caused these our Letters to be made Patent, and the Great Seal of Our Province of Quebec to be hereunto affixed:

Witness Our Trusty and Well Beloved

The Honourable

SIR FRANCOIS LANGELIER,  
KNIGHT.

*Lieutenant-Governor of Our said Province of Quebec.*

At our Government House, at our city of Quebec,  
this twenty-fourth day of September, in the  
year of Our Lord, one thousand nine hundred  
and thirteen and in the fourth year of our  
reign.

*By Command,*

(Signed) C. J. SIMARD,  
Assistant Provincial Secretary.

Registered on the 24th September, 1913, Book 94, folio 256

C. J. SIMARD,  
Assistant Provincial Secretary.

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