

able, the corporation may, with the consent of the owner or owners, expropriate the whole or purchase the same, and in such event, the council may by resolution sell the excess of such immoveable or immoveables which it does not need, partly or in block, by auction or by mutual agreement."

3. The deed of sale of a lot for the erection of a town hall by *Ratifications.* W. Charbonneau to the corporation of the village of St. Jean Baptiste de la Pointe aux Trembles, on the 8th March, 1912, before E. H. Leveillé, N. P. ; the contract for the building of the town hall between the town and Alphonse Gratton, dated the 10th May, 1912, in the presence of Albert Jolicœur, N. P., and the expenses incurred in connection with such building and furnishing of the said town hall, are confirmed and declared legal, valid and binding on the parties.

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

CHAP. 66

An Act to amend the charter of the town of St. Jérôme.

[Assented to 21st December, 1912]

WHEREAS the corporation of the town of St. Jérôme, has, *Preamble.*
by its petition represented that it is just and desirable that certain additional powers be conferred on it and certain amendments be made to its charter, the act 1 George V, (1st session), chapter 58;

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:

1. Article 5557 of the Revised Statutes, 1909, is replaced *R. S. 5557 replaced for town.*
for the town by the following:

" **5557.** The council shall meet at least once a month, in *Council meetings.*
general or ordinary session to despatch the business of the municipality and shall hold its sittings on the days and at the hours which it shall determine by by-law."

2. Article 5613, of the Revised Statutes, 1909, is replaced, *Id.. 5613 replaced for town.*
for the town by the following:

" **5613.** Six electors, who are owners of immoveable prop- *Demand of*
erty and qualified to form part of such meeting, may require *poll.*
that a poll be held to ascertain whether the by-law is approved
or not.

Fixing of
poll.

Upon such requisition, the mayor or other person presiding shall, within the following eight days, fix a day for the poll."

Id., 5615
replaced for
town.
Polling
hours, &c.

3. Article 5615 of the Revised Statutes, 1909, is replaced, for the town, by the following:

"**5615.** The poll shall be held on a juridical day from eight o'clock in the morning to five o'clock in the afternoon. . If an hour elapses after the opening of the poll, without a vote being recorded, the person presiding shall, on the verbal request of any elector present who has voted, close the poll."

1 Geo.V,
(1910), c. 58,
s. 21, am.
Organizing
sewerage, &c.

4. Section 21 of the act, 1 George V, (1st session), chapter 58, is amended by replacing paragraph 21 by the following:

21. " To organize the sewerage of the municipality; to make all commons sewers; to impose a tax on the proprietors of immoveables for the cost of maintenance of any public common sewer in any streets where such proprietors possess immoveables, including connections between such common sewers and the private drains of such proprietors, and the costs of such repairs as are rendered necessary in the paving on account of the construction of private drains, and to prescribe the mode in which such assessment shall be made either according to the frontage of the property or otherwise and the manner of levying such assessment. "

Id., s. 27
replaced.

5. Section 27 of the act 1 George V, (1st session), chapter 58, is replaced by the following:

Works for
development
of electric
power, &c.

" **27.** The council may acquire or establish, administer and operate works intended for the production of electric or motive power, for public and private needs, or for the needs of adjoining corporations and of private individuals or corporations within the limits of such municipalities. To that end the town may acquire, hold and operate any water-power, property, right of way, servitude and usufruct within a radius of thirty miles from its limits, and acquire by expropriation, if necessary, any property for the construction, operation and management of works, water-powers, right of way for such undertaking and any right of way for its poles or conduits, but in the event of the poles or conduits being put up or made on a public road, the town shall previously obtain the consent of the municipalities under whose control such public road is placed.

Law
applicable.

The provisions of articles 5666 to 5674 of the Revised Statutes 1909, shall apply *mutatis mutandis* to this section.

Sale of sur-
plus power.

The council is also authorized to sell, by resolution and on such conditions as it may deem proper, to private individuals, corporations and municipalities, such surplus of electric or motive power as it may not need for the purposes mentioned in articles 5666 to 5675 inclusive.

Should the town of St. Jérôme desire to expropriate the whole or part of the electric light system and the properties and hydraulic powers of the St. Jérôme Power and Electric Light Company or the rights which the said company may have, it can only do so by complying with section 28 of the charter of the town, 1 George V (1st session), chapter 58.

6. The act 1 George V, (1st session), chapter 58 is amended by adding the following after section 27: Id., 27a added.

"27a. 1. The corporation upon serving a notice containing: Provisional possession of certain land.

a. A description of the lots to be taken or the powers that the corporation intends to exercise in connection with any lots described;

b. A declaration made by resolution adopted by the council, that the corporation is prepared to pay a certain sum of money or rent, as the case may be, as compensation for such lots, or as damages;

c. The name of the person who shall be appointed arbitrator of the corporation, if its offer be not accepted—

may obtain provisional and immediate possession of the lot of land required, before any award or mutual agreement, by means of a writ issued by a Judge of the Superior Court of the district of Terrebonne.

2. Such writ shall be granted by any such judge without award or arrangement, on a satisfactory affidavit stating that the immediate possession of the lot or the power to do anything mentioned in the aforesaid notice is required for the doing of any portion of the works ordered by the council within the limits of its powers, and that the corporation is prepared to begin at once. Writ of possession.

3. No judge shall grant such writ under this section unless a notice, stating the time and place at which the application shall be made to him, accompanied by the notice and by the affidavit mentioned in paragraphs 1 and 2 of this section, has been served ten days beforehand upon the owner of the lot or the person having the right to give a title of transfer of the same or having an interest in the immoveable to be expropriated, or who may be exposed to damages in consequence of the removal of the materials or of the exercise of the powers, or the doing of the thing to be done by the corporation. When writ to be granted.

4. No judge shall grant such writ unless the corporation, deposits in a chartered bank which he shall designate, to the credit of the corporation and of such proprietor or person jointly, an amount greater than that at which he estimates the probable indemnity and not less than double that mentioned in the notice prescribed by paragraph 1 of this section. Deposit by corporation in bank, &c.

Costs of petition, &c. 5. The cost of the petition and the hearing before the judge shall be paid by the corporation unless the compensation awarded be less than that it declares it is ready to pay.

Petitions, &c where to remain, &c. 6. The petition, the writ of possession and the certificate of deposit above mentioned and all other documents relating to such incidental procedure shall remain in the archives of the Superior Court for the district of Terrebonne, and a special register of such procedure shall be kept by the prothonotary.

Re-payment of deposit. 7. No portion of the deposit or of the interest therefrom shall be reimbursed or paid to the corporation, nor paid to the proprietor or person aforesaid, without an order from the judge who is authorized to issue the same, rendered in accordance with the terms of the arbitration award or of the mutual agreement between the parties.

Certain by-law ratified. 7. By-law No. 103, consolidating by-laws Nos. 95 and 99, of the by-laws of the council of the town of Saint-Jérôme, and adopted by the municipal council of the town of Saint Jérôme, on the 22nd October, 1912, as well as all bonds issued under the said by-law, is regularized, declared good and valid, and legal and binding to all intents and purposes upon the corporation of the town of Saint Jérôme.

Coming into force. 8. This act shall come into force on the day of its sanction.

C H A P. 67

An Act to amend the charter of the town of Grand'Mère.

[Assented to 21st December, 1912]

Preamble.

WHEREAS the corporation of the town of Grand'Mère has by its petition represented that it is expedient to amend the act 1 George V, (1st session), chapter 54, which governs it, to grant it certain additional powers and to ratify certain by-laws;

Whereas it is expedient to grant the prayer of 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:

1 Geo. V,
(1910), c. 54,
s. 21 repealed,
&c.

1. Section 21 of the act 1 George V, (1st session), chapter 54, is repealed and article 5373 of the Revised Statutes, 1909, shall not apply to the town of Grand'Mère.