

C H A P . 1 3 3

An Act to incorporate the King Edward Park and Amusement Company.

[Assented to 3rd April, 1912.]

Preamble.

WHEREAS Joseph Tancredé Rémus Laurendeau, gentleman; Joseph Gravel, manager; Théodore Daoust, architect; Lucien Morin, lumber merchant; and Joseph Emile Côté, accountant all of the city and district of Montreal, have by their petition prayed to be incorporated for the following purposes:

To keep a place of amusement and recreation for the public; to build, maintain and keep hotels or restaurants, to make and carry on race-courses and for other purposes;

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:

Persons incorporated.

1. Joseph Tancredé Rémus Laurendeau, gentleman; Joseph Gravel, manager; Théodore Daoust, architect; Lucien Morin, lumber merchant; Joseph Emile Côté, accountant and all other persons who now or may hereafter become shareholders, are hereby incorporated a body politic and corporate under the name of "The King Edward Park and Amusement Company."

Name.

Head office.

2. The head office of the company shall be in the city of Montreal, in the district of Montreal.

Capital.

3. The capital stock of the company shall be seven hundred and fifty thousand dollars, divided into shares of five dollars each.

Increase of capital.

The company may, from time to time, by resolution passed at a special meeting of the shareholders called for the purpose, and with the assent of two thirds of the shareholders present or represented by proxy at such meeting, increase its capital by the issue of additional shares to an amount not exceeding in all three million dollars, on such terms and conditions as the directors may deem expedient, and it may further divide its capital stock into ordinary and preferred shares, with the right to grant the holders of preferred shares, rights, privileges and priority and subject them to such conditions and restrictions as the directors of the company may deem advisable.

4. The company is hereby authorized:

Powers of
company.

a. To establish, acquire, hold, lease and manage amusement parks for the recreation and amusement of the public; to build, own, lease and use boats driven by steam, electricity or other motive power, and all kinds of inventions suitable for the recreation and amusement of the public; to give theatrical and vaudeville performances, shows and all kinds of entertainments and exhibitions; to levy payment for the conveyance and admission to the said parks and for enjoying the said inventions;

b. To carry on the operations of a hippodrome company in all its branches, in particular to dispose of the land for horse-races, steeple-chases, and automobile races and races of all kinds, and for military manœuvres and reviews, and for all kinds of athletic sports, and for games of cricket, bowls, golf, quoits, tennis, polo or all other kinds of amusements, recreation, sports or shows; to build stands, stalls, stables, parks, garages and other structures, buildings and conveniences of a permanent or temporary nature, which the company may deem advisable, for the purpose of directly or indirectly attaining the ends of the company; to conduct, hold and promote races, meetings, sports, polo, lawn tennis and other games, agricultural exhibitions, horse, flower and other shows and generally use the property and rights of the company, and to give prizes, cups, stakes and other rewards;

c. To establish clubs, hotels and other conveniences in connection with the company's property, carry on the business of hotel and restaurant keeper, of livery stable keeper, and every industry which may be carried on with advantage for the property and industry of the company; but the hotels, parks or public places of amusement which the company may establish in the parish of Boucherville shall not be situated elsewhere than in Grosbois island;

d. To equip, maintain and operate tramways by means of electricity or other motive power on the property of the company or on the property leased by it;

e. To acquire, lease, take and exchange any immoveable property and sell, lease, exchange, hypothecate or otherwise dispose of the same or any part thereof; erect buildings, improve the said property, build waterworks, sewers, drainage systems, power-houses, gas-works and all other works suitable for the purposes of the company;

f. To make, own, charter, lease, guide, and navigate aeroplanes, balloons and all sorts of aerial craft; set out and prepare grounds as starting places for experiments, erect and lease buildings and stations for sheltering, protecting and repairing balloons and aeroplanes and develop the science of aerostation in any other manner;

g. To build, hold, charter and navigate ships, steamships, boats and all kinds of craft, including towboats and barges for the conveyance of passengers, goods and merchandize; carry on the business of common carriers for travellers, goods and merchandise and of shippers, wharfingers and warehouse-keepers; build, hold and use docks, warehouses, and other terminal facilities which may be useful and necessary for the purposes of the company; enter into contracts and agreements with common carriers and others as may be necessary for attaining the company's ends;

h. To issue any part of the capital of the company as paid up and non-assessable shares in payment of any moveable or immoveable property or other property leased or acquired by the company, or in payment of servitudes acquired by it as the directors may deem advisable in the interest of the company, notwithstanding article 5974 of the Revised Statutes, 1909;

i. To remunerate any person or company either in cash or by means of paid up and non-assessable shares of the company's capital stock as the directors may deem expedient, for services rendered or to be rendered in procuring or helping or securing the taking of shares in the company's capital stock, or the bonds or other securities of the company, or in or for the formation or promotion of the company or the management of its affairs;

j. Notwithstanding the provisions of article 5998 of the Revised Statutes, 1909, to invest the company's moneys in such manner as the directors of the company may deem expedient and to advance moneys, guarantee contracts and engagements, become sureties for or financially aid any person, firm, company or corporation, the objects whereof are the same, in whole or in part, as those of the company;

k. To apply for or subscribe, accept, hold or dispose of any stock, bonds or securities of any company or corporation, notwithstanding the provisions of article 5998 of the Revised Statutes, 1909;

l. To act as agents for any company, firm or person engaged in an undertaking of the same kind;

m. To amalgamate with any company whose objects are wholly or partly similar to those of the company;

n. To distribute among the members of the company, in kind, shares, bonds, securities or properties belonging to the company;

o. To acquire and hold in its own name as a going concern, any property or business now belonging or which may hereafter belong to any individual or company whether incorporated or not, and the whole or a portion of the property

and undertakings of such individual or company whether incorporated or not, and to pay to the owner or owners thereof respectively, for the acquisition of such business, by issuing to such owner or owners or his or their assigns, shares in the capital stock of the proposed company or by means of an issue of bonds or debentures on the security of the whole or a portion of the company's present and future property; but the powers conferred by this subsection, shall be limited to acquiring any property or business in whole or in part similar to that of the company;

p. To apply for, purchase or otherwise acquire patents, patent rights, trade-marks, factory-marks, authors' rights, permits and concessions for the exclusive, non-exclusive or limited right to use any secret or any information respecting any invention which it may be possible to use for any purposes of the company, or the acquisition whereof shall be deemed directly or indirectly profitable to the present company, and to use, exercise, develop, permit the use of or otherwise make use of the property, rights or information so acquired;

q. To carry on and manage any other business and any other manufacture, commercial or other undertaking which the directors may deem it expedient to directly or indirectly exercise with advantage to the company;

r. To sell or otherwise dispose of any part of the immoveable or other properties held by the company for such compensation and on such conditions as the directors may deem advisable, and to accept cash, shares, bonds or securities of any other company whose objects are wholly or partially identical with those of the Company, for the full or partial payment of the said property;

s. To purchase, lease, sell, build, equip and utilize buildings and constructions of all kinds for amusement and business purposes.

5. The company, may build a bridge starting from a point in the parish of Boucherville extending to Grosbois island in order to connect the mainland and the Boucherville islands with Grosbois island, provided that the plans and specifications of the said bridge be submitted to and approved by the corporation of the Harbour Commissioners of Montreal, authorized for the purpose by the Governor-General in Council.

6. The company may borrow and may, notwithstanding article 5988 of the Revised Statuts, 1909, on a resolution adopted at the annual general meeting or at a meeting of two thirds of the shareholders present at a special meeting called for such purpose, issue bonds or debentures to such amount, and on such terms and conditions as it may consider proper and which

may be determined by such resolution, and, to secure the payment of such bonds or debentures the directors may transfer, before or after their issue, to trustees, the whole or a portion of the assets or property of the company as they may deem expedient, and grant a privilege or hypothec to one or more trustees in favor of the holders of such bonds or debentures, on the immoveables of the company.

License for
sale of intox-
icants.

7. The Lieutenant-Governor in Council may authorize the collector of provincial revenue to grant to the company on payment of the duties fixed by the order in council, an annual license similar to those granted watering places in the Province in virtue of article 962 of the Revised Statutes, 1909, for the sale of intoxicating liquors in Grosbois island. This license shall not authorize the keeping of any counter or bar for the sale of liquors other than beer and wines, and shall be subject to all the provisions of the License Law respecting hotel or restaurant licenses, as the case may be, except those relating to the confirmation of certificates by the municipal council, and to the other conditions which may be imposed by order in council.

Mainten-
ance of cons-
tables.

8. The company shall maintain constables at its own cost in the parks and places of amusement belonging to it, and in and upon its properties, and wharves, and landing places situate on Ile Grosbois and the boats it uses, for the purpose of preserving the peace. Such constables shall be appointed under article 3287 of the Revised Statutes, 1909, and be subject to the provisions of that article; the whole without prejudice to the laws of the Province.

By-laws re
spirituous
liquors.

The company shall have the right to make a by-law prohibiting any person from bringing spirituous liquor on or within any property belonging to the company and may expel any person contravening the prohibition, and may destroy any spirituous liquors found in his possession..

Prizes for
competi-
tions.

9. The company may use any portion of its receipts or revenues in the shape of prizes to competitors or athletes at any competition held by the company or as prizes to breeders, proprietors or exhibitors of animals which are exhibited or compete there.

Provisional
directors.

10. The persons hereinabove named shall be the provisional directors of the said company.

Coming into
force.

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