

- Valuation rolls, &c., to remain in force.** **5.** The valuation rolls and electoral lists hitherto governing the municipalities of the parish of La Pointe-aux-Trembles, and of the parish of St. Joseph de la Rivière des Prairies, shall continue to apply to this municipality until amended, repealed or replaced by the council of this municipality.
- Date of first election.** **6.** The first election shall take place on the first juridical day of July next, and the presiding officer shall be the secretary treasurer of the parish of La Pointe-aux-Trembles.
- Acquired rights, &c., not affected.** **7.** Acquired rights and contracts entered into by any person or corporation shall not be affected by this act, and shall bind the town hereby incorporated to the same extent as they bound the municipality from which it is detached.
- Certain road to be maintained.** **8.** The town of Montreal East shall maintain at its own cost the road known as Montée de St. Leonard, in the place and stead of the corporation of the parish of La Pointe-aux-Trembles.
- Cost of drainage of certain lands.** The said town shall further provide at its own cost for the drainage of the waters from lands situate in the parish of La Pointe-aux-Trembles and which already flow on the territory of the said town and shall organize a system of drainage for that purpose when the same becomes necessary.
- Certain street lines retained.** The said town shall further retain in its territory the lines of the streets already cadastred therein so that the streets also already cadastred in the parish of La Pointe-aux-Trembles shall retain their outlet.
- Coming into force.** **9.** This act shall come into force on the day of its sanction.

CHAP. 64

An Act to incorporate the town of St. Tite.

[Assented to 4th June, 1910]

Preamble. **W**HEREAS, Messrs J. B. Grenier, parish priest; E. Lacoursière, physician; L. Auger, physician; Eugène S. de Carufel, notary; D. Rouleau, justice of the peace, and several other ratepayers and proprietors of the municipality of the parish of St. Tite, in the county of Champlain, forming over two thirds of the ratepayers and residents of that portion of the said municipality hereinafter described, have by their petition prayed that for the better municipal administration of the said place, an act be passed to detach the territory hereinafter described from the municipality of the parish of St-Tite, to erect

it into a town municipality governed by the Cities and Towns' Act, and whereas it is expedient to grant the prayer to that 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:

1. The territory hereinafter described is detached from the municipality of the parish of St. Tite and erected into a town municipality under the name of "The Town of St. Tite"; and the inhabitants and ratepayers of such territory and their successors are incorporated under the name of "The Corporation of the town of St. Tite".

Territory affected.
Persons incorporated.
Name.

2. The town shall no longer form part of the county of Champlain for municipal purposes, except as regards the government and maintenance of the river Des Envies and of the Bourdais brook, with the bridges crossing the same in front of the town, which shall be county water-courses and bridges and be governed and maintained as such under the authority of the council of the county of Champlain in accordance with paragraph 26 of article 5639 of the Revised Statutes, 1909.

Town to be separate from county of Champlain, &c.

3. The territory so detached from the municipality of the parish of St. Tite and erected into a town, is bounded as follows: on the north by the Bourdais brook; on the east by a straight line starting from the Bourdais brook, five and one quarter arpents from Notre-Dame street, passing on lot 307 in line with the cemetery fence, going towards the south and crossing lots Nos. 247, 246, 245, 243, 241, 237, 233, 224, 81, 82, and 83 as far as No. 84 exclusive, and reaching the boundary line between lots Nos. 83 and 84 at a distance of five arpents and two perches from Mountain street; on the south by part of lot 84, part of lot 211 as far as Ste. Cécile street and by lot No. 210; on the west by the river Des Envies; the said numbers of lots being the numbers of the official cadastre for the parish of St. Tite.

Boundaries of town.

4. The town shall be divided into three wards, as follows; Wards.

a The North ward which comprises all that portion of the town to the north of Mill street and the division line between the lots 242 and 243 on one side and 241 on the other side of the official cadastre of the parish of St. Tite; North.

b The South ward, which comprises all that portion of the town to the south of a straight line following, from east to west, the division line between lots 224 and 81 of the cadastre of the parish, St. Gabriel street and the division line between lots 225 and 214 of the cadastre of the said parish; South.

Centre. *c* The Centre ward which comprises the whole of the remainder of the town.

Art. 78-92 M. C. to apply. **5.** Articles 78 to 92 inclusively of the Municipal Code shall apply to the territory divided by this act and to any other territory which may hereafter be annexed to the town.

Mayor and Aldermen. **6.** The municipal council of the town shall consist of a mayor and six aldermen, two for each ward.

Quorum. Four members of the council shall constitute a quorum.

Nomination, &c., first general election. **7.** The nomination of candidates for the first general election shall be held on the fourth Tuesday after the coming into force of this act, if it be a juridical day and if not, on the first following juridical day. The voting, if necessary, shall take place on the tenth day following, if such day be a juridical day and if not on the following juridical day. The returning-officer for such election shall be Eugène S. de Carufel, Esquire, notary.

Second and third elections. The second election shall be held on the first juridical day of July, 1911, for mayor and three aldermen, one for each ward, designated by lot at a meeting of the council before the first of June, 1911; the third election shall be on the first juridical

Subsequent elections. day of July, 1912, for the three other aldermen, and the subsequent general elections shall be held on the first juridical day of July, 1913, and afterwards every second year on the first juridical day of July. For the purpose of the interpretation of this charter all the aforesaid elections shall be deemed to be general elections.

First council meeting. **8.** The first general meeting of the council shall be held in the hall where the municipal council of the parish of St. Tite formerly sat.

R.S.Q., 5374, replaced for town. **9.** Article 5374 of the Revised Statutes, 1909, is replaced for the town by the following:

List of electors. “**5374.** Prior to the first of May of each year, there shall be prepared by the clerk, or under his direction, in the manner hereinafter mentioned, a list for the municipality of the names of persons entered on the valuation roll, as well as on the collection roll of the municipality, and qualified to be entered in the electors’ list.”

Id., 5376 replaced for town. **10.** Article 5376 of the Revised Statutes, 1909, is replaced, for the town, by the following:

Contents of list. “**5376.** In the preparation of the list the clerk shall omit therefrom, and, from time to time, cause to be removed therefrom, the names of all persons who either are or who may become deceased, also the names of minors, of aliens, or non-

residents, of corporation employees referred to in article 5372 and of all others who are not entitled to have their names entered in such list.

During the month of April any ratepayer may, under proper safeguards, examine the list in the office of the clerk, and if he finds therein the name of any person whom he may have reason to believe is not legally entitled to be entered, may file with the clerk a signed statement, specifying the name and alleging the causes of disqualification; and in each such case, the clerk shall make careful inquiry respecting the truth of such allegations, before permitting any name thus objected to, to remain upon the list, when he certifies it.”

Examination of list.

Complaints.

11. Article 5383 of the Revised Statutes, 1909, is replaced for the town, by the following:

Id., 5383 replaced for town.

“**5383.** If the clerk has not made the alphabetical list of electors, or has not given or published the notice required by article 5379, by the third day of May, the judge of the Superior Court for the district, or, in the event of the absence of the district judge or of his inability to act, a judge of the neighboring district or the district magistrate, on summary petition of any person entitled to be entered as an elector in the municipality, shall appoint a special clerk to prepare the alphabetical list of electors.”

Appointment of special clerk to make list.

12. Article 5395 of the Revised Statutes, 1909, is replaced for the town, by the following:

Id., 5395 replaced for town.

“**5395.** The list of electors shall come into force at the expiration of the thirty days following the expiration of the delay prescribed for the preparation of the list, or, if the list has been completed after the expiration of the said delay, within the thirty day after the notice given in virtue of article 5379, and shall remain in force until the month of June following its coming into force, and thereafter, in all cases, until a new list is made and put into force under the authority of this act.

Coming into force and duration of list.

Notwithstanding the appeal to a judge of the Superior Court, or to a district magistrate in districts in which there is no judge of the Superior Court, touching a portion of the list, such portion of the list shall remain in force until the final decision of the court before which the said petition in appeal is pending.”

Remains in force pending appeal.

13. Article 5413 of the Revised Statutes, 1909, is replaced for the town, by the following:

Id., 5413 replaced for town.

“**5413.** The general election for mayor and aldermen of the municipality shall be held every two years, on the first jurid-

Date of general elections.

ical day of July, in accordance with the provisions hereinafter contained."

Id., 5415 replaced for town. **14.** Article 5415 of the Revised Statutes, 1909, is replaced, for the town, by the following:

Appointment of election clerk, &c. " **5415.** Ten days at least before the twentieth day of June, at noon, in the year in which a general election is to be held, the returning-officer, by a commission under his hand, in the form E, shall appoint an election clerk, and may, at any time during the election, appoint in the same manner, another election clerk, if the one first appointed resigns, or refuses or is unable to perform his duties as such clerk."

Id., 5419 replaced for town. **15.** Article 5419 of the Revised Statutes, 1909, is replaced, for the town, by the following:

Notice re elections, &c. " **5419.** Eight days at least before the twentieth day of June in the year in which a general election is to be held, the returning-officer shall give public notice, in the form G, under his signature, setting forth:

- a The place and time fixed for the nomination of candidates;
- b The day on which the poll for taking the votes of the electors will be held, in case a poll is necessary;
- c The appointment of the election clerk."

Id., 5421 replaced for town. **16.** Article 5421 of the Revised Statutes, 1909, is replaced for the town by the following:

Date of nomination. " **5421.** The nomination of candidates at a general election shall be held on the 20th of June from noon to two o'clock in the afternoon. If such day be a holiday, it shall be held on the first juridical day following such date, and during the same hours."

Cities and Towns' Act to apply. **17.** The provisions of chapter first of title eleven, (articles 5256 to 5884) of the Revised Statutes, 1909, shall apply to the town of St. Tite, in so far as the said provisions are not inconsistent with those enacted by this act.

Coming into force. **18.** This act shall come into force on the day of its sanction.