

Cheneville and beyond, towards the north, to a point on lake Nominigue near the line of the Canadian Pacific railway, the whole in the county of Ottawa or its neighborhood.

But the company may also direct its line from the village <sup>Id.</sup> of Cheneville to a point in the township of Arundel in the county of Argenteuil connecting with the line of the Canadian Northern, Quebec, railway now in operation, and towards the north crossing the township of Kiamika, and the following townships situated in the river du Lievre basin as far as a point connecting with the Grand Trunk Pacific railway, and the company may select the one or the other of these places for their terminus.

In the basin of the Lievre river the line shall not be constructed more than a mile away from the present Catholic <sup>Basin of</sup> churches in the townships of Kiamika. Campbell and Pope. <sup>Lievre river.</sup>

**3.** Section 25 of the act 7 Edward VII, chapter 86, is re- <sup>Id., s. 25 re-</sup>pealed. <sup>pealed.</sup>

**4.** The company shall commence its works within three <sup>Beginning</sup> years from the coming into force of this act. A length of at <sup>and comple-</sup> least eight miles must be in operation within five years ; a <sup>tion of works,</sup> length of at least twenty miles must be in operation within seven years ; and the remainder of the lines must be in operation within twelve years from the coming into force of this act, in default whereof the company shall retain its rights only for such portion of the line it has in operation and shall forfeit the same for the portion not constructed within said delays.

**5.** All the rights and privileges conferred by the act 7 <sup>Certain</sup> Edward VII, chapter 86 are continued and renewed. <sup>rights con-</sup> <sup>tinued, &c.</sup>

**6.** This act shall come into force on the day of its sanction. <sup>Coming into</sup> <sup>force.</sup>

## CHAP. 75

An Act to incorporate the Long Sault and Abitibi Railway Company

[Assented to 4th June, 1910]

**W**HEREAS Thomas George Brigham, George Edward Mulligan, David Bernard Mulligan, William Earl Hayes, junior, of the city of Ottawa, and John Aylen, of the town of North Bay, in the Province of Ontario, have, by their petition, represented that the building of a railway as hereinafter <sup>Preamble.</sup>

described would be advantageous to the region through which it would run and especially to the trade of the Province of Quebec, and have prayed for the incorporation of a company for the purpose of building and operating a railway as hereinafter set forth; 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:

- Persons incorporated.**      **1.** Thomas George Brigham, George Edward Mulligan, David Bernard Mulligan, William Earl Hayes, junior, of the city of Ottawa, and John Aylen, of the town of North Bay, in the Province of Ontario, together with all other persons who may become shareholders in the company, are incorporated under the name of "Long Sault and Abittibi Railway Company", hereinafter called "the company."
- Name.**
- Provisional directors.**      **2.** The persons mentioned in section 1 of this act shall be the provisional directors of the company.
- Capital.**      **3.** The capital stock of the company shall be two million dollars, divided into shares of one hundred dollars each, on which the directors may call up instalments from time to time as they may deem necessary, but none of such calls shall exceed ten per cent of the shares subscribed.
- Calls.**
- Preferred stock.**      **4.** The company may, under the authority of a resolution passed by the ordinary shareholders at any annual general meeting or at a special general meeting duly called for that purpose, at which meeting shareholders representing at least one-half in value of the subscribed stock of the company are present or represented by proxy, issue any portion of its capital stock, not exceeding one million dollars, as preference stock, and such preference stock shall have such preference and priority as respects dividends and otherwise over ordinary stock as may be declared by the resolution.
- Rights of preferred shareholders.**      Holders of such preference stock shall be shareholders within the meaning of this act, and shall in all respects possess the rights and be subject to the liabilities of shareholders within the meaning of this act.
- Head office.**      **5.** The head office of the company shall be in the city of Hull.
- First annual meeting.**      **6.** The first annual meeting of the shareholders for the election of directors shall take place on the second Monday of September 1910.

The subsequent annual meetings of shareholders shall be held on the second Tuesday of September in each year.

Subsequent  
annual meet-  
ings.

7. The number of directors shall not be less than five nor more than nine and one or more of them may be paid.

Number of  
directors, &c.

8. The company may build, maintain and operate a railway way of a gauge of four feet eight and one half inches from a point on James Bay to the Quinze rapids; thence at or near Ville Marie in this Province; from there to Long Sault at the foot of Lake Témiscamingue to connect with the Canadian Pacific Railway, in the Province of Quebec, but the road shall be commenced from the foot of Lake Témiscamingue or Long Sault and continued from thence through Ville Marie.

Railway that  
may be built.

9. The company may, for the purposes of its business, build, purchase, hire, or otherwise acquire, charter, own, control and operate steam and other vessels, for the carriage of passengers, mails and cargo, on any lakes, rivers or other navigable waters, as is found expedient; and may enter into agreements with owners of such vessels for any of such purposes; and may purchase grain and other freight for cargo, and sell or otherwise dispose thereof, and of such vessels; and may generally carry on the business of shipowners and carriers by water in connection with its undertaking; and may take and hold, either in the name of the company, or in the name of some person as trustee for the company, and dispose of, shares in any incorporated company having for one of its objects the exercise of any of the powers by this section conferred upon the company.

Building of  
vessels, &c.

10. The company may in the operation of its ship business:

a. Charge on all property placed with it, or in its custody, such fair remuneration as may be fixed by the directors, for storage, warehousing, wharfage, dockage, cooperage, or any other care or labour in or about any such property on the part of the company over and above the regular freight and primage upon any such property carried, or contracted to be, or intended to be, carried by it;

Powers of  
company:  
Charging for  
property in  
its custody,  
&c.;

b. Recover all charges and moneys paid or assumed by the company subject to which goods come into its possession, and, without any formal transfer, shall have the same lien for the amount thereof upon such goods as the persons to whom such charges were originally due had upon such goods while in their possession, and the company shall be subrogated by such payment to the rights and remedies of such persons for such charges;

Recovering  
of charges,  
&c.;

c. On non-payment of freight advances and other charges

Selling pro-

erty for  
non-payment  
of freight.

due upon goods or property in the possession or under the control of the company, sell by public auction the goods whereupon such advances and other charges have been made, and retain the proceeds, or so much thereof as is due to the company, together with the costs and expenses incurred in and about such sale, and shall return the surplus (if any) to the owner of such goods or property; but before any such sale takes place, thirty days' notice of the time and place thereof and of the amount of the charges or moneys payable to the company in respect of such goods or property shall be given by registered letter, transmitted through the post office to the last known address of the owner of any such goods or property, except in the case of perishable goods or effects which may be sold after the expiration of one week, or sooner, if necessary, unless otherwise provided in the contract between the parties.

Further  
powers:

**11.** The company may, for the purposes of its railway or the railways by it leased or acquired, and in their vicinity, as well as in the vicinity of any lands it may be granted as subsidies:

Acquiring  
lands, &c.;

a. Acquire lands, water-courses and water-powers and erect, make use of and administer shops and works, manufacture machines and machinery for producing, transmitting and distributing electric and any other motive power or for other purposes;

Building,  
&c., works,  
&c.;

b. Build and maintain works and stations for developing electric power, and acquire or lease works and stations from any other electric company;

Acquiring  
patents, &c.;

c. Acquire exclusive rights in patents of invention, franchises or patent rights for the purpose of the works and undertakings of the company, and dispose of such rights;

Selling, &c.,  
surplus  
power;

d. Sell or lease any surplus power it may produce or acquire either water or other power, by converting it into electricity or other power, for the distribution of light, heat and motive power or for any purposes to which electricity or any other power may be applied, with the right to transmit such power;

Building,  
&c., facto-  
ries, &c.;

e. Build, acquire, maintain, operate and dispose of factories, mills, water-works and works for manufacturing purposes;

Acquiring,  
&c., mines,  
&c.;

f. Acquire, develop, work and dispose of mines, minerals, mining rights, timber, timber lands and colonization lands, and to crush, smelt, reduce, amalgamate or otherwise treat and dispose of the ores and products of any such mines, or engage in general mining and lumbering operations, or in the manufacture and sale of the products thereof, or settle, cultivate or colonize such lands;

Building,

g. Build, acquire, maintain, and use tramways, basins,

docks, jetties, wharves, sheds, viaducts, aqueducts, mill-races &c., tram- and dams, ditches, water-courses, mills, grain elevators, ware- ways, &c. houses or other buildings and works along its line or at its termini, as may be deemed necessary by the directors.

**12.** The directors of the company may issue debentures or fully paid up and unassessable shares, or both, whether sub- Issuing de-  
scribed for or not, and may allot and hand over any such bentures,  
shares or debentures in payment for all or any of the under- &c., to pay  
takings, properties, moveable and immoveable, rights, pow- for property,  
ers, franchises, plant, rolling stock, docks, elevators, wharves, &c.  
jetties, warehouses, vessels or materials of any kind and also for  
the *bond fide* claims of contractors and engineers or other per-  
sons having claims against the company for services rendered  
or work done, due regard being had to the then market value  
of the said stock or bonds.

**13.** The company may construct, acquire or rent buildings Construct-  
along the line of its railway, build and own boarding-houses ing, &c.,  
and hotels and do and transact all business in connection with buildings.  
them for the comfort and accommodation of travellers and  
boarders.

**14.** The company may build, equip, maintain and work Building,  
telegraph and telephone lines throughout the whole length of &c., tele-  
its road and branches for its own purposes, and enter into a graph lines,  
contract or contracts with other companies for the establish- &c.  
ment and working of such telegraph and telephone lines.

**15.** The company may, from time to time, issue bonds or Issue of  
debentures which shall be irredeemable or for fixed periods for bonds, &c.  
the purchase or acquisition of vessels, property or works as  
well as for the building of its railway, but the securities given  
by the company in connection with the building of its railway  
shall not exceed forty thousand dollars per mile.

**16.** To secure the issues of bonds, debentures or other Security for  
securities authorized by this act, the company may give payment of  
hypothecs upon its immoveable property, or pledge its assets, bonds, &c.  
rents and revenues; nevertheless, such hypothec and pledge shall  
affect its railway and the revenues thereof only if such bonds,  
debentures or other securities have been issued for the building  
thereof.

**17.** The company may amalgamate with any other railway Amalgama-  
company and also enter into agreements with other railway tion.  
companies for the passage of its cars and running of its trains,  
as well as for the running of the trains of any other railway

company over its own line, and also for acquiring the property, powers, rights, franchises, privileges, and rolling stock of any other railway company or companies, or for leasing any other railway or any part thereof, and any such amalgamation or arrangement shall be subject to the approval of the Lieutenant-Governor in Council.

Selling, &c.,  
of railway,  
&c.

**18.** The company may enter into arrangements or agreements with any other railway company or any persons for leasing, selling or otherwise alienating the whole or part of the railway, rights, franchises and privileges, under such conditions as may be deemed expedient.

Construct-  
ing, &c.,  
telegraph  
lines, &c.

**19.** The company may, for its own purposes, construct, maintain and operate telegraph and telephone lines within the territorial limits assigned to it, and may enter into agreements with any other company, or may lease the company's lines or any portion thereof, and may connect its lines with the lines of any companies having authority to operate telegraph or telephone lines, and may enter into arrangements with any such companies for the sending of telegraph or telephone messages or for the working in whole or part of its own lines, and notice of the same shall be given by the company to the Provincial Secretary.

What law to  
apply.

**20.** The provisions of the law now in force as regards railways in the Province and its amendments, except article 6488 of the Revised Statutes, 1909, shall apply to this company as regards its railway, except in the case of incompatibility or derogation, but shall not apply to the said company as regards the other powers which are hereby granted to it.

Work when  
to begin, &c.

**21.** The work of construction shall be begun within two years from the sanction of this act and shall be finished in five years.

Coming into  
force.

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