

CHAP. 81

An Act to incorporate the Soulanges Power Company.

[Assented to 4th June, 1910]

WHEREAS a petition has been presented by the persons Preamble.
hereinafter mentioned, praying for the passing of an act
incorporating a company for the purpose of developing and
supplying power, light and heat ;

And whereas it is expedient to grant such petition ;

Therefore, His Majesty, with the advice and consent of the
Legislative Council and of the Legislative Assembly of Quebec,
enacts as follows :

1. Charles Buttle Knowlton Carpenter, of the city of Mont- Persons in-
real, manager ; Emilien Alfred Manny, of the town of Beau- corporated.
harnois, manufacturer ; Charles Benjamin Hibbard, of the
town of Iberville, manager, and all other persons who may
become shareholders of the corporation hereby created, are
incorporated as a company under the name of "The Soulanges Name.
Power Company," hereinafter called "the company."

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

3. The affairs of the company shall be administered by a Directors.
board of not less than three or more than nine directors, as
may be determined by by-law, and the persons named in
section 1 of this act shall be the first or provisional directors
of the company and shall remain in office until the first meet-
ing of the directors.

4. The capital stock of the company shall be one million Capital
dollars, divided into shares of one hundred dollars each ; but stock.
it may be increased, from time to time, with the sanction of a Increase of
vote of not less than two-thirds in amount of the shareholders capital.
at a general meeting of the company, duly called for the pur-
pose, to an amount which may be considered requisite for the
due carrying out of the objects of the company.

5. Article 5974 of the Revised Statutes, 1909, is replaced, R. S. Q. 5974
for the company, by the following : replaced for

" **5974.** The capital stock of the company shall be *bona* Capital how
fide subscribed for and allotted, and when paid from time to paid.
time, shall be paid in cash."

The company may, however, issue fully paid up and non- Issue of paid
assessable stock, shares, bonds, debentures, or other securities up stock in

payment of debts, &c. of the company, in payment of any obligation contracted or any debt incurred by it, or in payment for any of the undertakings, properties, moveable or immoveable, rights, powers or franchises which it is authorized to acquire, and also for all work done or services rendered for which it may be or become indebted. ”

Acquiring, &c., of gas, &c. **6.** The company, in the places mentioned in paragraph *b* of section 13 of this act, may buy or otherwise acquire, transmit, distribute and dispose of, in any manner whatsoever, gas, electricity or any other source of power, light or heat, and may also manufacture, buy or otherwise acquire, and sell, lease or otherwise dispose of all kinds of apparatus and supplies used in connection therewith, and may make and dispose of any by-products arising from their manufacture.

Acquiring, &c., immoveables, &c. **7.** The company may, in the same places, purchase, lease or otherwise acquire any immoveables, water-powers, water-power rights, canals, or any other property that may be necessary or useful for the purposes of its business, and may construct, purchase or lease any buildings, apparatus, plant and machinery it may deem expedient to have or use in connection with its business, and may sell, lease or otherwise dispose of the same, in whole or in part, as it may see fit.

Acquiring, &c., canals, &c. **8.** The company may, in the same places, acquire, lease, erect, construct and maintain such canals, dams, flumes, pipes, docks, wharves, rights of way and any other works that may be necessary or useful for the purposes of its business, and may sell, lease or otherwise dispose of the same in whole or in part, as it may see fit.

Acquiring, &c., patents, of invention, &c. **9.** The company may acquire, by purchase, license or otherwise, patents of invention, or licenses to use or dispose of any patent of invention for any process or manufacture, and sell or otherwise dispose of the same.

Acquiring, &c., works of other persons, &c. **10.** The company may, in the same places, acquire, lease and operate the works or undertakings, in whole or in part, of any person or corporation carrying on or authorized to carry on a business within the purposes of this company, and may acquire and hold the stock or bonds of any corporation having the power to carry on any like business.

Transfer to nominees, of qualifying stock. **11.** The company may transfer to its nominees such stocks as may be necessary to qualify them as directors of any other company whose shares it shall own, and, if otherwise qualified such nominees shall thereby be eligible as such directors.

12. The company may exercise the franchise and charter rights of any company having like powers to those hereby granted within the territorial limits assigned to it, whose business and undertaking it may acquire by lease or purchase. Exercising franchise, &c., of certain other companies.

13. The company may :

a. Create, develop, acquire, own, use and operate water-powers in the counties of Soulanges and Vaudreuil through the construction and maintenance of a canal starting from the river St. Lawrence at a point above and west of the Soulanges canal, in the county of Soulanges, and extending through the said county in a north easterly direction to a point north of *la Pointe-au-Diable* or thereabouts, and thence in an easterly direction through the same county and through the county of Vaudreuil, to a point in the latter county, on Lake St. Louis, and construct, develop, maintain and operate works, canals, raceways, dams, piers, booms, dykes, sluices, conduits and buildings in connection with the said canal and water-powers; Powers: Creating, &c., water-powers, &c.;

b. Generate, sell and dispose of water power and electric current, and distribute and transmit the same by means of pipes, conduits, wires, cables, pole lines, or other appliances through or to any place in the counties of Soulanges, Vaudreuil, Jacques-Cartier, Hochelaga, Laval and the city of Montreal, with the consent of the municipal councils of the different municipalities within the said counties and of the city of Montreal as regards the territory under their respective control. Generating, &c., water-power, &c.

14. The company may expropriate the lands actually required for the construction, maintenance and operation of the canal authorized in the preceding section, and for the power houses, water-courses, raceways, reservoirs, dams, booms, piers, dykes and other works in connection therewith, as well as for the company's transmission lines, pipes and conduits ; but the land expropriated for the canal and its banks shall not exceed in width 600 feet. Expropriation of lands.

15. When expropriation is authorized by this act it shall be effected in the manner prescribed by articles 7287 to 7294 of the Revised Statutes, 1909. Procedure in expropriations.

As regards the expropriation of the lands required for the construction of the canal, it shall be commenced within a delay of two years from the coming into force of this act. When certain expropriation to be begun.

16. The first and second paragraphs of article 5988 of the Revised Statutes, 1909, are replaced, for the company, by the following : R.S.Q., 5988, amended for company.

" 5988. If authorized by by-law, sanctioned by a vote of not less than two-thirds in value of the subscribed stock of the Borrowing.

Issuing bonds, &c. company represented at a general meeting duly called for considering the by-law, the directors may, from time to time, borrow money upon the credit of the company, and may issue bonds, debentures or other securities for any sums borrowed or to be borrowed, and pledge or sell the same for such sums and at such prices as may be deemed expedient, but no such bonds, debentures or other securities shall be for a less sum than one hundred dollars each.

Security for bonds, &c. To secure the payment of such bonds, debentures or other securities, the company may, before or after the issue thereof, transfer to one or more trustees the whole or such part of the assets or property of the company as may be deemed advisable, or may grant a mortgage or hypothec to one or more trustees in favour of the holders of such securities upon the whole or any part of the immoveable property of the company, mentioning the issue and the amount of the securities secured thereby, and such bonds, debentures or other securities, upon registration of such deed of trust, mortgage or hypothec in the office of the registration division in which the company's head office is situated, shall be a valid security in favour of the holders of such bonds, debentures or other securities issued before or after the execution of such mortgage or hypothec, notwithstanding article 2017 of the Civil Code, and shall further be a charge upon the machinery, plant, franchises, rates, revenues and rents, rights and other assets of the company without prejudice to all other privileges or liens already existing.

Certain loans not affected. The limitations and restrictions contained in this article shall not apply to the borrowing of money by the company on bills or exchange or promissory notes made, drawn, accepted or endorsed by or on behalf of the company."

Consent of municipalities required. **17.** The company shall not exercise any of the powers conferred upon it, above, upon, or below any part of the public streets, highways, lanes and squares of a municipality, or above or below municipal water courses, before having obtained the consent of the council of the municipality having jurisdiction over such streets, highways, lanes, squares or watercourses, expressed by by-law passed by such council, without any other formality being necessary and upon the terms and conditions to be agreed upon between the council and the company.

Quebec Public Utilities' Commission to decide if consent refused. In the event of the municipal council refusing or neglecting to so give its consent, or in the event of the company and the council not agreeing upon the terms and conditions respecting the exercise of such powers, the Quebec Public Utilities Commission shall have jurisdiction to authorize or to refuse such exercise, wholly or in part, or to prescribe the terms and conditions thereof, or to do both, subject, however, to the right

of appeal from the decisions of the said commission, given by law.

18. Article 5998 of the Revised Statutes, 1909, shall not apply to the company. R.S.Q., 5998
not to apply.

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

CHAP. 82

An Act to amend the charter of the General Trust

[Assented to 4th June, 1910]

WHEREAS the General Trust, incorporated by the act, Preamble.

9 Edward VII, chapter 117, has, by its petition, prayed that the said act be amended by changing its name and granting to it further and additional powers;

And whereas it is expedient to grant the prayer 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 follow:—

1. Section 1 of the act 9 Edward VII, chapter 117, is re-9 Ed. VII, placed by the following: c. 117. s. 1
replaced.

“ **1.** The persons above named and all others who have or may hereafter become shareholders of the company shall be and are hereby incorporated under the name of *Le Crédit Général du Canada* in French, and “The General Trust of Canada” in English.” Persons in-
corporated.
Name.

2. Section 2 of the said act is replaced by the following:

“ **2.** The company is hereby authorized:

Id., s. 2 re-
placed.
Powers:

“ *a* To act as sequestrator, trustee, assignee, liquidator, executor, curator, auditor and civil or judicial surety, financial agent and attorney, and, more especially and without limiting the terms aforesaid, to accept, fill and execute all such trusts and powers of any nature or kind whatsoever that may be given, confided or delivered by any person or any body politic or corporate or other authority, by gift, conveyance, transfer, will, legacy or otherwise, or which may be entrusted, delivered, transferred or given by any court of record, and to receive, take and hold all properties or estates, real or personal, moveable or immoveable, which may be the object of any such trust; to accept, exercise and perform all

To act as
sequestrator,
&c.