

CHAP. 115

An Act to incorporate the *Rivière du Nord* Water Power Company

[Assented to 25th April, 1908]

WHEREAS the persons hereinafter named have, by petition, represented that they wish to be incorporated with others, under the name of "The *Rivière du Nord* Water Power Company" for the purpose of making dams or canals, doing certain works and making certain improvements on a portion of the *Rivière du Nord* hereinafter described and upon its tributaries in the districts of Joliette and Terrebonne in the Province of Quebec with the powers hereinafter set forth; that the deforestation of the lands in the neighborhood of the *Rivière du Nord* and its tributaries has caused a considerable diminution in the flow of water and endangers the various industries along the course of the said river;

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. Honourable Damien Rolland, manufacturer, of the city of Montreal; Stanislas Jean-Baptiste Rolland, manufacturer, of the town of St. Jérôme; Octavien Rolland, manufacturer, of the city of Montreal; F. Howard Wilson, manufacturer, of the city of Montreal, and Thomas H. Ayers, manufacturer, of the town of Lachute, all of the Province of Quebec, with such other persons as may hereafter become shareholders of the said company, are hereby incorporated under the name of "The *Rivière du Nord* Water Power Company," hereinafter called the company.

2. The said Damien Rolland, Stanislas Jean-Baptiste Rolland, F. Howard Wilson and Thomas H. Ayers shall be the provisional directors of the company and remain in office as such until the first election of directors.

3. The capital stock of the company shall be fifty thousand dollars divided into shares of one hundred dollars each.

4. The head office of the company shall be in the city of Montreal, in the Province of Quebec, but it shall be lawful for the company, from time to time, to fix upon some other place

for such head-office, by by-law which shall not come into force until after having been published in the *Quebec Official Gazette*.

Annual
general meet-
ing, &c.

5. The annual general meeting of the shareholders of the company shall be held on the first Wednesday of June of each year until the date is changed by a by-law of the company. At such meeting the shareholders, present in person or duly represented, who have paid all calls due on their shares, or the majority of them constituting a quorum, shall elect such number of directors not less than three nor more than seven as may be fixed by a by-law of the company. Afterwards, the majority of such directors shall constitute a quorum.

Powers of
company.
Purchase,
&c., of water-
powers, &c.

6. The company may :

a. Purchase or acquire, hold, lease, operate and alienate water-powers, also lands, properties or riparian rights of all kinds on the Rivière du Nord and its tributaries as well as on the lakes and streams now discharging into the said Rivière du Nord and its tributaries, in the districts of Joliette and Terrebonne, in the Province of Quebec, from the source of the Rivière du Nord to a point near the place called Shawbridge, in the parishes of Saint Sauveur and Saint Jérôme, in the county of Terrebonne.

"District"
defined.

For all the purposes of this act, the word district is used in the sense of judicial district, and shall comprise all the counties forming, for judicial purposes, part of the district mentioned ;

Purchase,
&c., of dams,
&c.

b. Purchase, acquire, make and use all dams, canals, works and improvements on the said Rivière du Nord, its tributaries and the lakes and streams discharging into it, for the purpose of storing up the waters of the said river, its affluents, tributaries, lakes and streams, to regulate their course and flow according to the needs and requirements of water-powers or other powers operated and developed along the said Rivière du Nord.

Acquisition
of certain
lands, &c.

c. Acquire by purchase, lease or otherwise, at all places on the banks or shores of the Rivière du Nord, its affluents, and tributaries, and of the lakes and streams discharging into them, such lands as it may deem necessary for the erection of piers, booms, dams or other works required for its operations ; and sell its lands or otherwise dispose of the same when it deems the same no longer necessary for its undertaking ;

Tolls, &c.

d. Charge tolls for the use of its dams, piers, and structures and generally for all works of improvement done or made by the company, as well as for the benefits and advantages to result therefrom for the owners of industrial establishments along the said Rivière du Nord and its tributaries. The tariff of such tolls shall be fixed and determined by the Lieutenant-Governor in Council.

7. The company shall have the right to increase its capital from time to time, by a by-law passed by the directors of the company, and approved by the vote of the shareholders holding at least two-thirds of the capital subscribed or issued, at a meeting specially called for the purpose ; and articles 4767 to 4771 inclusively of the Revised Statutes shall not apply.

8. The company may, further, borrow in the ordinary course of its business or on promissory notes or negotiable securities, to such amounts and on such terms as the directors may, from time to time, deem advisable.

9. For the construction, operation and utilization of the dams or other works of improvement erected by the company under the powers conferred on it by this act, the company, its agents, representatives and employees shall have the right and power at any time to enter upon the Rivière du Nord, its tributaries, the lakes and streams discharging into it, the beds, banks, shores and beaches of the said river, its tributaries, lakes and streams and the islands therein and on the Crown lands adjacent to or in the vicinity of the said river, tributaries and lakes, and upon all creeks and streams that connect said lakes with one another or with said river, and the said company is hereby given the right and power of erecting, making, renewing, or repairing, at all times thereon, such dams, dikes, barriers, piers and other works and improvements of the same kind as such company may decide to erect or make for the purpose of damming, storing, raising, lowering, retaining and regulating the course and flow of the waters of the said river Rivière du Nord, and its tributaries and of the said lakes and streams, and to that end the said company is further hereby given among other powers, the right and power of making on said Rivière du Nord, its tributaries and affluents, and the lakes and streams discharging therein and on and in the beds, banks and shores thereof and islands therein, all such excavations, openings, deepenings, channels, canals, reservoirs, conduits, and other works as it may decide upon for the purposes of the company ; and it shall have exclusive possession of such dams, erections, barriers, excavations, openings, deepenings, channels, canals, reservoirs, and conduits so made or erected ; provided the company shall not do any of the operations or exercise any of the powers enumerated in this section before having obtained in the ordinary manner, the right so to do, from the Crown; the corporation or the person who is proprietor thereof.

10. By means of the works above authorized the company is hereby given the right and power of raising, lowering, storing

certain
waters.

and retaining the waters of the Rivière du Nord, its tributaries, and lakes, streams and creeks, discharging therein or of making them connect with one another, in such manner and to such extent and as long as the company may, from time to time, deem expedient. It shall also have the right and power of controlling and regulating the course and flow of water in such manner as it may deem expedient.

Acquisition
of certain
riparian
lands, &c.

11. For the purposes of its operations, the company may acquire any land or lot adjacent to the various rivers, streams or lakes over which its operations shall extend and which it may need for its dams or other works, and generally for all the structures it is authorized to erect ; and it may also acquire works of a similar kind that might already exist in the Rivière du Nord, or in the other waters above mentioned and similar to those the company is authorized to erect.

Subscription,
&c., for
shares by
other com-
panies, &c.

12. Any company or corporation may, in the same manner as any individual, subscribe for, purchase or otherwise acquire shares in the company hereby incorporated.

Power of
Government
to give con-
current rights
not affected.

13. Nothing in this act shall affect the right of the Government to give the same powers to other persons or companies within the same territory.

Certain spe-
cial rights.

14. The company, notwithstanding anything contained in this act to the contrary, shall have the rights of all companies for the floating of lumber above the place called Shawbridge.

Government
may do cer-
tain work, &c.

15. It shall be lawful for the Government of this Province, to do itself, wholly or in part, the works specified in this act and, in such case, it shall have the same powers as the company for the whole, or concurrently with it, as the case may be.

Joint Stock
Co. Gen.
Clauses' Act
to apply.

16. The Joint Stock Companies General Clauses Act shall form part of this act except in so far as it may be inconsistent with the provisions hereof.

Permission
of Crown &c.
required in
certain cases.

17. No work coming within the provisions of this act shall be done upon public or private lands or waters, until the company has obtained from the Crown, the corporation or the person being proprietor thereof the right to do the same.

Certain rights
of manufac-
turers, &c.,
not affected.

18. In carrying out the powers given by this act, the company shall not raise or lower any stream of water, so as to interfere with manufacturers utilizing or who may utilize the said Rivière du Nord and its tributaries ; and nothing contained in the grant of any powers conferred by this act shall

be construed so as to restrict the rights of riparian owners to compensation for damage caused to their property by the works of the company.

19. Notwithstanding anything contained in this act, the powers and operations of the company shall be strictly limited to and must be exercised above the point on the said river where the place called Shawbridge is now situated and shall not be exercised on Lake Brulé in the townships of Beresford and Doncaster. Place where operations to be carried on.

20. The exercise of any of the rights conferred by this act upon the said company, shall be subject to the payment of all damages that may be occasioned thereby. Payment of damages in certain cases.

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

CHAP. 116

An Act to incorporate the Rouge River Hardwood and Development Company, Limited

[Assented to 25th April, 1908]

WHEREAS Charles E. Read, of the city of Ottawa, in the Province of Ontario, lumber-merchant ; Frederick W. Avery, of the said city of Ottawa, lumber-merchant ; Edward J. Graham, of St. Jovite, in the Province of Quebec, lumberer ; John B. White, of St. Faustin, in the said Province of Quebec, lumberer ; and T. Bertram Cole, of the said city of Ottawa, accountant, have, by their petition, prayed for the incorporation of a company with power to carry on the business of lumbermen and manufacturers of lumber and wood goods of all kinds, and also of pulp and paper, and with other powers and for other purposes ;

And whereas they have prayed for the passing of an act constituting them a corporation accordingly ;

And 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. The said Charles E. Read, of the city of Ottawa, in the Province of Ontario, lumber-merchant ; Frederick W. Avery, of the said city of Ottawa, lumber merchant ; Edward J. Persons incorporated.