

number and in value of the electors who are proprietors and who have voted, approved the by-law for the borrowing of seventy-five thousand dollars.

Fraserville, 21st May, 1906.

(Signed) P. PICARD,

Mayor and Presiding officer of the poll.

(Signed) M. DESCHÈNES,

Secretary treasurer and poll clerk.

True copy,

M. DESCHÈNES,

Secretary-treasurer.

CH A P. 77

An Act to incorporate the town of Megantic

[*Assented to 14th March, 1907*]

Preamble.

WHEREAS Joseph Napoléon Thibodeau, notary ; Eusèbe Huard, merchant ; Albert E. Morissette, station agent ; Lucien Lévesque, merchant ; Auguste Duquette, farmer ; Joseph Beaudry, merchant ; Donald P. Matheson, merchant ; John O. McDonald, burgess ; Alphonse Bernard Gendreau, collector of customs ; George H. Counter, hotel-keeper ; Malcolm J. Smith, merchant ; Cyrille Fortier, merchant ; Louis Philius Villeneuve, hotel-keeper ; Adolphe Bécigneul, advocate ; Louis Bécigneul, merchant, all of the village of Megantic ; R. A. E. Aitken, bank manager ; Henry W. Albro, consular agent ; Albert Evans, post office employee, and Pierre Charpentier, farmer, all of the village of Agnes ; and Thomas M. Craig, lumber merchant, of the city of Sherbrooke ; Geo. K. Van, mill owner, of the county of Compton ; John M. M. Duff, broker, of the city of Montreal, have, by their petition, represented that in view of the fact that the two villages of Megantic and Agnes are adjacent to one another, being separated merely by the Chaudière river, and their interests are common, it is advisable that the territories of these two villages be united into a single one, for the purpose of con-

stituting them one and the same town corporation for all municipal and school purposes under the name of "the Town of Megantic" ;

Whereas this act is asked for by the majority in number and value of the tax-payers of each of the said village municipalities ;

Whereas the exceptional situation of these two villages necessitates changes in the general law ;

Whereas the provisions of the Municipal Code no longer meet the requirements of the said villages ;

Whereas it is in the public interest that the petitioners' prayer be granted ;

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

SECTION I

INCORPORATION OF THE TOWN

1. The territory of the two villages of Megantic and Agnes, Town of Megantic incorporated. as described in their respective acts of incorporation, are detached from the municipality of the county of Lake Megantic and erected into a town under the name of "the Town of Megantic," and shall constitute a distinct and separate municipality from the municipality of the county of Lake Megantic for all municipal and school purposes, and the inhabitants of the said territory and their successors shall form a corporation under the name of "the Corporation of the Town of Megantic."

Said two territories are described as follows in their respective acts of incorporation : Description

A. The territory of the village of Megantic includes :

The reserved block and lots seventy-three to eighty-four Boundaries of village of Megantic. both inclusive (73-84) of ranges No. 1 south-west, and No. 1 north-east of Whitton, and lots numbers one to nine both inclusive (1-9) of ranges eleven and twelve (or range A) of Whitton ; the said territory now designated on the cadastral plan and book of reference for the said village of Megantic, in the county of Lake Megantic, as the lots numbered consecutively from one to two thousand three hundred and fifty-six ; 2356-1 to 2356-25 ; 2357 and 2358 ; 2358-1 to 2358-32 ; 2359 to 2362, both inclusive.

B. The territory of the village of Agnes shall include the Boundaries of village of Agnes. whole of the lots of land numbers one (1), two (2), three (3), and four (4) of the first range of the township of Ditchfield, and further all the lots bearing the numbers sixty-six (66),

sixty-five (65), sixty-four (64), sixty-three (63), sixty-two (62), and sixty-one (61) of the second range of the township of Spaulding; said territory being bounded as follows, to wit: to the north-west by Lake Megantic and the river Chaudière, to the north-east by the dividing line between lots numbers sixty (60) and sixty-one (61) of the said second range of Spaulding; to the south-east by the dividing line between the second and third ranges of the township of Spaulding; to the east by the line dividing the first range of the township of Ditchfield from the second range thereof; to the south by the division line between lot number four (4) and lot number five (5) of the first range of Ditchfield.

The said territory now known and designated as follows, to wit: 1. The lots numbered consecutively from 1-1 to 1-141, 1-141-1 to 1-141-88, 2-1 to 299, 3-1 to 3-389 and 4 upon the cadastral plan and book of reference for the village of Agnes, in the first range of the township of Ditchfield, in the county of Lake Megantic. 2. The lots numbered consecutively from one (1) to one hundred and ninety-three (193) both inclusive, upon the cadastral plan and book of reference of the village of Agnes, in the township of Spaulding, in the said county of Lake Megantic.

3 Ed. VII,
c. 38, to
apply.

2. The said town shall be subject to the provisions of the Cities and Towns' Act, 1903, except in so far as they are inconsistent with the provisions of this act.

SECTION II

TRANSITORY PROVISIONS

By-laws, &c.,
remain in
force.

3. Except in so far the same may be inconsistent with this act, all by-laws, *procès-verbaux*, resolutions, orders, lists, valuation rolls, acts of assessment, ordinances, decisions, contracts, debentures, obligations, accounts for amounts due, rights and other matters or things done according to law by the corporations of the village of Megantic and Agnes, in the county of Lake Megantic, affecting the territories or inhabitants of each of such villages to the date of the sanction of this act, shall remain in force in the town of Megantic until repealed, replaced or amended by the corporation of the town of Megantic, without the latter being empowered to repeal or amend any resolution, by-law or contract, by which either of the corporations of the villages of Megantic or Agnes may have contracted obligations, or granted any right, bonus, exclusive or other privileges or exemption of taxes, to any person or company, to the date of the sanction of this act, unless there be an understanding with such person or company, or

unless such person or company fail to carry out the stipulations of their contract.

4. The mayor, councillors and municipal officers of the two villages of Megantic and Agnes, shall remain in office and continue to perform their respective duties, each in their respective districts, until replaced in accordance with this act. Councillors and officers remain in office.

5. The corporation of the town of Megantic shall succeed to all the rights and obligations of the corporations of the villages of Megantic and Agnes, and they shall have the right to allot all charges indifferently upon the taxable property of the municipality of the town of Megantic. Succeeds to rights and obligations of villages of Megantic and Agnes.

SECTION III

WARDS IN THE TOWN

6. The town shall be divided into three wards for the purposes of representation, namely : wards number one, number two and number three. Wards of town.

Ward number one shall comprise the whole of that part of the territory of the town formerly comprised in the village of Agnes and it shall hereafter be designated under the name of the South Ward. Ward No. 1.

Ward number two shall comprise that portion of the territory of the town, bounded on the south by Lake Megantic ; on the south-east by the Chaudière river ; on the north-west partly by the centre line of the pulp mill road, from its point of intersection with the Chaudière river on lot number 2362 of the cadastral plan of the village of Megantic to its intersection with the line of the Canadian Pacific Railway, near Main street ; thence on the north following the said railway line to its intersection with Victoria street and from the latter point on the north-west by the centre line of Victoria street to the shore of Lake Megantic, and it shall hereafter be designated under the name of Centre Ward. Ward No. 2.

Ward number three shall comprise the whole surplus of the territory of the former village of Megantic, and it shall hereafter be designated under the name of the North Ward. Ward No. 3.

SECTION IV

ELECTION OF MAYOR AND ALDERMEN

7. The first general election of the mayor and aldermen shall take place on the thirtieth judicial day following the coming into force of this act. Election of mayor and aldermen.

- Nomination.** The nomination shall take place at ten o'clock in the forenoon of the said date, and the poll, if necessary, shall be held on the eighth juridical day following, from ten o'clock in the forenoon until five o'clock in the afternoon.
- Polling.** The nomination for the first general election, and the poll, shall take place at the places indicated by the returning-officer.
- Returning-officer.** **8.** The returning-officer for the first general election shall be the secretary-treasurer then in office of the municipality of the village of Megantic.

SECTION V

COUNCIL OF THE CORPORATION AND QUALIFICATION

- Id., art. 47, replaced.** **9.** Article 47 of the Cities and Towns' Act, 1903, is replaced, for the town, by the following :
- Mayor how elected.** "The mayor shall be elected for one year by the majority of the municipal electors of the municipality who have voted."
- Number of aldermen.** **10.** The number of aldermen shall be nine, three for each ward.
- Pro-mayor.** **11.** At the first sitting of the council following the election of the mayor in each year, the council shall appoint one of its members pro-mayor, who shall exercise the powers vested by law in the mayor whenever the latter shall be absent from the municipality or shall be unable to perform the duties of his office.
- Id., art. 17, amended, &c.** **12.** The second paragraph of article 17 of the said act is repealed, for the town, and article 157 of the same act is replaced, for the town, by the following :
- Term of office and retirement of aldermen.** "Three aldermen elected at the first election, namely : one for each ward, shall remain in office only until the first juridical day of the first month of February following the first election, and three other aldermen elected at the first election, namely : one for each ward, shall remain in office only until the first juridical day of the second month of February following the first election.
- Designation of retiring aldermen.** "The three aldermen going out of office on the first juridical day of the first and second months of February following the first election, shall be designated by the aldermen originally elected at a sitting of the council, by lot in the manner determined by the council.
- Drawing of lots.** "In the event of the council neglecting to proceed to such drawing of lots, the officer presiding at the election shall

proceed publicly to do the same on the day of the nomination of the aldermen, immediately after the opening of the meeting.

“ Subsequent elections for mayor and for an alderman for ^{Subsequent} each ward, shall take place every year on the first juridical ^{elections.} day of February, in accordance with the provisions of the Cities and Town's Act, 1903.

“ The mayor elected at the first election shall remain in ^{Term of office} office until the first juridical day of the month of February, ^{of mayor.} 1908.”

SECTION VI

SITTINGS OF THE COUNCIL

13. The first general sitting of the council shall be held in ^{First meeting} the public room of the town hall of the village of Megantic, ^{of council.} at the place where the sittings of the council of the said village are usually held, at seven o'clock in the evening on the eighth juridical day following the proclamation of the persons elected.

SECTION VII

CANDIDATES' DEPOSIT

14. Article 169 of the Cities and Towns' Act, 1903, shall ^{Id., art. 169,} not apply to the town of Megantic. ^{not to apply.}

SECTION VIII

LOANS

15. Notwithstanding the provisions of article 525 of the ^{Making of} Cities and Towns' Act, 1903, the council may, by mere reso- ^{notes, &c.} lution and without taking a vote of the rate-payers, issue notes payable at the places and on the terms and conditions it may deem advisable, to settle accounts and other current matters, provided the total amount of such notes shall not at ^{Proviso.} any time exceed the sum of three thousand dollars.

SECTION IX

MISCELLANEOUS PROVISIONS, STREETS

16. The council may, by by-law, amend or repeal any ^{Width of} *procès-verbal* of a road or street actually in existence, and ^{streets, &c.} determine the width of such street in particular; the whole subject to the acts 54 Victoria, chapter 47, section 4, and 55-56 Victoria, chapter 34.

Id., art. 383 amended.

17. Article 383 of the Cities and Towns' Act, 1903, is amended for the town by adding the following after the first paragraph of the said article :

Regulating construction of buildings, &c.

“1a. To prevent the construction of any buildings on certain streets to be determined by the council, and to prescribe the kinds of buildings to be constructed in the town, in order to preserve its natural beauty, and to improve the sanitary condition and comfort of its inhabitants.”

SECTION X

DRAINAGE SYSTEM, &c.

Drainage system for south ward.

18. The corporation of the town of Megantic shall forthwith provide the south ward with a system of drainage, similar to that now existing in the centre and north wards, and complete the water-works now in operation in the south ward, by adding proper hydrants thereto in such manner as to protect that ward against fire on the same conditions as the centre and north wards.

SECTION XI

POLICE

Police protection for south ward.

19. The corporation of the town of Megantic shall give to the south ward the same police protection as to the centre and north wards.

Costs of act how paid.

20. The cost of this act shall be defrayed by the corporation of the Town of Megantic.

Coming into force.

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

CHAP. 78

An Act to incorporate the village of Bordeaux as a town and to change its name to that of the Town of Bordeaux

[Assented to 14th March, 1907.]

Preamble.

WHEREAS the corporation of the village of Bordeaux has, by its petition, represented that, in consequence of public improvements, marked progress is observed in that municipality ; that extensive public buildings are about to be erected therein ; that it is desirable that its name be changed to that of “The Town of Bordeaux” and that certain additional powers be granted to it ;