

C H A P. 89

An Act to incorporate The Saint Maurice River Driving
and Improvement Association

[Assented to 2nd June, 1904]

Preamble.

WHEREAS The Saint Maurice Lumber Company, a body politic, duly incorporated according to the laws of the State of New York, one of the United States of America, carrying on the lumber trade in Canada, having its chief place of business, for the Province of Quebec, in the city of Three Rivers; the Grès Falls Company, a body politic and corporate, carrying on the lumber trade in Canada, having its chief place of business, for the Province of Quebec, in the city of Three Rivers; the Laurentide Paper Company, Limited, a body politic and corporate, carrying on the lumber trade in Canada, having its chief place of business, for the Province of Quebec, in the city of Montreal, and also a place of business in the town of Grand'Mère; the Union Bag and Paper Company, a body politic, duly incorporated according to the laws of the State of New York, one of the United States of America, carrying on the lumber trade in Canada, having its chief place of business, for the Province of Quebec, in the city of Three Rivers; Alexander Baptist, lumber merchant, of the city of Three Rivers, carrying on the lumber trade in the Province of Quebec, having his chief place of business in the city of Three Rivers; the Belgo-Canadian Pulp and Paper Company, a body politic and corporate, carrying on the lumber trade in Canada, and having its chief place of business, for the Province of Quebec, in the town of Shawinigan Falls; and Vivian Burrill, of the town of Shawinigan Falls, lumber merchant, carrying on the lumber trade in the Province of Quebec, and having his chief place of business in the said town of Shawinigan Falls, have, by their petition represented:

That the lumbering operations in the territory of the River Saint Maurice and its tributaries, in this province, have taken very vast proportions;

That the transmission of the timber and commercial wood cut and manufactured in the said territory to its destination, is exclusively made by floating and driving the same, loose (*à bûches perdues*), by each proprietor thereof;

That a joint and united action of all the parties concerned in the floating and driving of the said timber and commercial wood down the River Saint Maurice, would greatly facilitate that operation, have, as result, a more sure and speedy accomplishment of the same, and reduce considerably its cost, to the manifest advantage of all parties concerned;

That the above-named petitioners have formed themselves into an association for the above object and now pray that their said association be granted the advantages of incorporation :

And whereas it is expedient to grant 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 petitioners hereinabove named, their successors Persons in- and such other persons or firms as may become members of corporated. the association, are, by this act, constituted a corporation under the name of "The Saint Maurice River Driving and Name. Improvement Association."
2. The principal place of business of the association shall Head office. be in the city of Three Rivers.
3. The association shall drive and float down, during the Duty of com- proper season and in the accustomed manner for such work, pany to drive all logs which may be put and delivered in the said River logs down St. Saint Maurice for being floated down. Maurice River.
4. The association shall receive and drive the said Where logs to logs from La Tuque down to Le Cap à la Corneille, on the be received said river ; the logs of the several owners being delivered and how de- to them, along the route, at the several points of reception, livered. they using all diligence in sorting their logs as expeditiously and carefully as possible, so as not to detain those belonging to other parties or owners en route to destination at Cap à la Corneille booms.
5. At the town of Grand'Mère, at the town of Shawini- Where logs to gan Falls and at Le Cap à la Corneille, or at any other beassorted by points, the respective owners shall separate and assort their owners. own logs from the main drive, at their own cost and expense, and shall pay to the association their proportion of the total Payment of expenditure of the main drive, to their respective points ; such cost of drive. expenditure including a *pro rata* of all wages and salaries, plant, implements, tools, camps and permanent improvements.
6. The association shall have a lien and the right of reten- Lien of as- tion, until payment of the cost of their drive, upon all the sociation for logs or output of such logs floated and driven by it down cost of drive the River Saint Maurice as aforesaid. The cost of the said upon logs. drive shall be levied on the said logs per thousand feet, board How cost to measure, in the proportion of each ownership to the whole be levied. amount handled, on an average based on culler's measure-

When pay-
ments to be
made.

ment of the said logs cut and placed in the said River Saint Maurice, during the winter preceding each drive. Payments by each owner of said logs shall be made on that basis, proportionately, from time to time, as money may be required for the works of the said drive, on first demand being made upon each owner of such logs, by the managing director of the association ; and the settlement of the balance remaining due the association, after the above calls paid, shall be made when the drive is finished according the report of the managing director.

If logs of per-
son not a
member are
driven, how
cost paid and
how such logs
are delivered.

7. In the event of the logs of some owner, not a member of the association, placed in the said River Saint Maurice to be floated down, becoming mixed, at any point, among the logs being driven and floated down by the association, it shall be the duty of and it shall be the right of the said association, to drive and float such mixed logs with the logs of its main drive, and to deliver them at the point chosen by the owner thereof ; such owner at the point of delivery separating and assorting his own logs at his own expense, he paying to the association his proportion of the total expenditure of the main drive, such expenditure including a *pro rata* of all wages and salaries, plant, implements, tools, camps and interest on capital or permanent improvements.

Proviso.

Provided that the association, for the driving and floating down of such mixed logs, shall have on them all the privileges mentioned in section 6 of this act, and that the owner of such mixed logs shall be, in all things, subject towards the association to all the provisions of said section 6 of this act to the same extent as if he were a member of the association.

Certain logs
to belong to
association.

All unstamped, unmarked or prize logs of all and every kind or description, and drift wood driven by the said association, to be its property and disposed of by it to the best advantage and benefit of the association, in lessening the cost of the drive to all concerned.

Management
of association.

8. The management of the property and affairs generally of the association shall be vested in the board of its directors, as herein provided.

Composition
of board.

9. The board of directors of the association shall be composed of one representative from each party or firm being a member of this association, and such representative shall be, in each case, the head manager of the affairs of each firm or company, the first of the said directors from the passing of this act being as follows :

First board.

Robert F Grant, of the city of Three Rivers, manager of The St. Maurice Lumber Company ; Frederick Fulton Farmer, of the city of Three Rivers, manager of The Grès

Falls Company ; George Chahoon, junior, of the town of Grand'Mère, manager of The Laurentide Paper Company, Limited ; Joseph M. Dalton, of the city of Three Rivers, manager of The Union Bag and Paper Company ; Alexander Baptist, of the city of Three Rivers, acting personally for himself or by his duly authorized agent ; Jean Hubert Biermans, of the town of Shawinigan Falls, manager of the Belgo-Canadian Pulp and Paper Company ; Vivian Burrill, of the town of Shawinigan Falls, acting personally for himself or by his duly authorized agent ; who shall continue in office, until replaced by their successors as managers of the respective companies which they represent, or in the case of the said Alexander Baptist and Vivian Burrill, by their successors or duly authorized agents for the time being.

Term of office.

10. A president of the said board of directors shall be elected by the votes of the majority of the members of the said board at the annual meeting to be held on the second Thursday of February. From the date of the passing of this act, such president shall be Frederick Fulton Farmer until replaced by a vote of the said board.

Election of president.

First president.

The said board of directors shall have the control of the affairs of the association, and shall have full power and authority to act in all necessary and proper matters concerning the affairs of the association for the floating of logs and handling its property, and the said board to that end shall have power to incur all necessary expense and make all all needed expenditure which it is hereby empowered to provide and raise, either by means of calls or assessments upon the several log owners concerned in the association, or by means of loans or promissory notes discounted at the banks.

Powers of board.

11. The board of directors shall have power to enact, repeal or amend all necessary by-laws to carefully and judiciously carry on and govern the business of the association.

Power to enact, &c., by-laws for certain purposes.

12. The capital stock of the association hereby incorporated consists in its actual plant, tools, implements and appliances to carry on the works of driving and floating logs on the said River St. Maurice, and also of all sums of money paid or to be paid on calls or otherwise, in its treasury, to carry on its works, and also of any works of improvement to be made as aforesaid.

Capital stock.

13. The report of cullers to be made and furnished for the repartition of calls of payment as aforesaid, shall be sworn to before a justice of the peace as true and correct,

Cullers' report to be sworn.

Government returns. or government returns may be obtained from the Department of Lands, Mines and Fisheries as the president may decide.

Interpretation of certain words. **14.** In this act the following expressions have the meaning assigned to them in this section, unless the context requires otherwise :

The expression "log" or "logs" means and includes timber of any kind, flat, square or otherwise, railway ties and sleepers, drift-wood, spars, masts, telegraph and telephone poles, saw-logs, pulp wood and any other description of timber and lumber, or commercial wood, either sawn or not sawn.

Coming into force. **15.** This act shall come into force on the day of its sanction.

CHAP. 90

An Act to incorporate the Louis Labelle Quarry Company, Limited

[Assented to 2nd June, 1904]

Preamble. **W**HEREAS the persons hereinafter named have, by their petition, prayed to be incorporated as a joint stock company for the purpose of taking over and continuing, as a going concern, the business now carried on by the firm of Louis Labelle & Co., working stone quarries; with the right to build and operate a railway connecting such quarries with the river Jésus by two separate sections, and with power to acquire, by purchase, lease or otherwise, the moveable and immoveable properties that may be deemed necessary for the requirements of the company, as well as the right to issue ordinary shares, and whereas it is expedient to grant such prayer;

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.** Joseph Berthiaume, trader, Thomas Lapointe, merchant, both of the town of Terrebonne; Louis Labelle, trader, and Charles Charbonneau, mechanic, both of the parish of St. François de Sales, and such other persons as now are or may hereafter become shareholders, are hereby constituted a body politic and corporate under the name of "The Louis Labelle Quarry Company, Limited."

Name.