

Issue of first mortgage bonds.

7. The club shall have power to issue first mortgage bonds bearing such rate of interest and payable at such times and places as the club may determine, and the same may be issued to such amounts as the club may, from time to time, find necessary or advisable in its interests; and such bonds shall constitute a first charge and hypothec upon the club's immovable property, and may be secured by such further instruments as the club may authorize.

By-laws repealed.

Present constitution and regulations.

8. The by-laws of the club are hereby abrogated; but the constitution and regulations shall continue in force until such time as the same may be repealed or altered by the authority of the members of the club.

Coming into force.

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

CHAP. 98

An Act to incorporate The Canada Club

[Assented to 2nd June, 1904]

Preamble.

WHEREAS an association of persons has existed, since the month of February, 1904, in the city of Montreal, under the name of "The Canada Club," and whereas the persons composing such association have, by their petition, prayed that the said association may be incorporated, and it is expedient to grant their 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. James A. Alexander, Hugh A. Allan, Andrew A. Allan, H. Montague Allan, A. W. Atwater, K.C., W. F. Angus, F. W. Ashe, A. A. Ayer, R. M. Ballantyne, C. C. Ballantyne, Geo. F. Benson, W. H. Biggar, C. H. Binks, J. R. Binning, W. D. Birchall, J. Godfrey Bird, Robert Bickerdike, W. B. Blackader, M. S. Blaiklock, Clarence A. Bogert, G. M. Bosworth, W. Grahame Browne, David R. Brown, Arthur Browning, A. W. P. Buchanan, Jeffrey H. Burland, A. Butze, Geo. L. Cains, A. H. Campbell, Colin Campbell, James Carruthers, William Carruthers, William Cains, Fred. L. Cains, John L. Coffee, J. Stanley Cook, W. W. Craig, Thomas A. Crane, George Creak, J. A. Cuttle, R. S. Dale, Peers Davidson, J. Davidson, T. C. Davidson, W. E. Davis, C. D'Arcy, W. O. H. Dodds, V. de V. Dowker, Hon. Geo. A. Drummond, T. J. Drummond, G. E.

Drummond, Chas. A. Duclos, K.C., J. Elmsly, James Elliott, C. B. Esdaile, S. H. Ewing, F. Wilson Fairman, E. J. Fetherstonhaugh, H. J. Fisk, R. Forget, F. Fowler, George B. Fraser, Thos. Fyshe, Leslie H. Gault, Percy R. Gault, Richard L. Gaunt, James Gardner, William I. Gear, R. C. Gillett, J. Alex. Gordon, Alex. Grant, D. C. Grant, J. N. Greenshields, K.C., Hugh Graham, J. W. Grier, John Grant, Geo. Hadrill, Thos. Harling, Chas. M. Hays, Charles M. Hart, Frank L. Hart, George Hannah, Robert Henderson, Albert Hébert, Thos. F. How, J. Claude Hickson, J. W. A. Hickson, A. J. Hodgson, H. A. Hodgson, E. Edwin Howard, A. W. D. Howell, W. W. Hutchinson, M. Hutchinson, K.C., Watson Jack, E. S. Jacques, John Kennedy, Thos. C. Kidd, John Knight, James N. Laing, Peter Laing, D. Law, W. S. Leslie, F. Orr Lewis, Lansing Lewis, W. D. Lighthall, E. Liersch, R. S. Logan, Robert Loring, J. W. Loud, Percy L. Lukis, Peter Lyall, William Lyall, Percy Marling, J. E. Martin, K.C., H. S. MacDougall, R. W. MacDougall, W. R. MacInnes, Donald MacMaster, K.C., Hon. Robert MacKay, William Mackay, Colin M. McCuaig, John McKergow, Wm. de M. Marler, N.P., Purvis McDougall, Clarence J. McCuaig, A. McDougall, Edgar McDougall, D. Lorne McGibbon, F. H. McGuigan, A. McKim, P. W. McLagan, Alex. McFee, C. H. McFarlane, Alex. McDougall, William McIntyre, Robert Meighen, H. H. Melville, C. Meredith, H. D. Metcalfe, Henry Miles, E. S. Miller, W. R. Miller, S. H. C. Miner, G. E. Moberley, C. D. Monk, John L. Morris, K.C., Frank W. Morse, W. J. Morrice, William E. Muir, A. P. Murray, W. A. Murray, T. H. Newman, F. G. O'Grady, Edward W. Parker, Hugh Paton, Thos. L. Paton, W. S. Paterson, Henry Phillips, William Prentice, John Pullen, James W. Pyke, William Ramsay, Andrew D. Reford, Robert Reford, Robert W. Reford, J. A. Richardson, Farquhar Robertson, James Rodger, J. G. Ross, W. G. Ross, D. W. Ross, H. L. Rutherford, G. A. Savage, E. A. Schmidt, Beaumont Shepherd, Geo. Simpson, Chas. Slater, J. R. Smith, John M. Smith, R. Wilson-Smith, D. M. Stewart, A. P. Stuart, B. B. Stevenson, H. Morris Stanway, W. J. Stetham, James Sutherland, J. A. Taylor, Chas. R. Taylor, James Thom, F. W. Thompson, L. A. Tilley, W. B. Torrance, Thos. M. Todd, Noel H. Torrop, John Turnbull, Robert W. Tyre, William Wainwright, A. Wainwright, J. H. Wallace, D. A. Watt, Smeaton White, Norman Wight, Arthur W. Wilks, P. M. Wickham, Arthur J. Williams, D. Williamson, F. Howard Wilson and Hugh W. Wonham, all of the city and district of Montreal, and such other persons as now are or hereafter shall become members of said club, shall be and are hereby declared to be a body politic and corporate, in deed and in name, under the name of "The Name. Canada Club."

- Head office. **2.** The head office of the corporation shall be at the city of Montreal.
- Succession and seal. **3.** The corporation, by that name, shall have perpetual succession, and may have a common seal, with power to change, break or renew the same when and as often as shall be thought proper.
- Corporate powers. **4.** The corporation by such name, shall, at all times hereafter, have power to acquire, receive, hold, lease and enjoy, both moveable and immoveable property, and the said property to hypothecate, sell and dispose of and acquire other instead thereof, where and whenever the corporation shall deem it proper so to do; but the corporation shall not hold real estate, for the purposes of revenue only, of a greater annual value than five thousand dollars.
- Value of real estatelimited. **5.** The corporation shall be capable in law to sue and be sued, in any manner whatever.
- Power to sue, &c. **6.** The corporation make make by-laws, rules and regulations respecting its government, the administration of its affairs, the admission, retirement and expulsion of its members, and the appointment of officers, committees and servants, the whole in so far as they are not inconsistent with the laws of this province, and may, from time to time, alter repeal and change, in whole or in part, such by-laws, rules and regulations as the corporation may see fit. The corporation may further delegate its power to make and repeal rules and regulations, to any committee or committees of its members.
- Delegation of powers to committee. **7.** All property, moneys, and effects, heretofore purchased in the name of the club or held in trust for it, are hereby vested in the corporation; and all debts and claims for subscriptions and contributions of members, and all other rights accruing to it, under contract or otherwise, which have been taken or made in the name of the club, shall be vested in the corporation; and the corporation shall be charged with its all liabilities and obligations.
- Property vested in corporation, &c. **8.** No member of the corporation shall be personally liable for any of the debts thereof.
- Members not liable for debts. **9.** Any member of the corporation, not being in arrears, may retire therefrom, and shall cease to be such member, on giving notice to that effect in such form as may be required by the by-laws thereof; and every member expelled or retiring from the club, or whose name shall have been
- Withdrawal of members, &c.

struck off the list of members for any reasons mentioned in the by-laws of the club, shall *ipso facto* forfeit all rights of membership.

10. The corporation shall have power to appoint such committees, officers, administrators and servants as may be required for the due management of its affairs, and to allow them, respectively, a reasonable and suitable remuneration.

Appointment of committees, &c.

11. All the officers so appointed may exercise such powers and authority, for the due management and administration of the affairs of the corporation, as may be required of them by the by-laws, rules and regulations of the corporation.

Power of officers, &c.

12. Hugh A. Allan, George M. Bosworth, J. Godfrey Bird, Peers Davidson, Geo. B. Fraser, A. J. Hodgson, J. W. Loud, R. W. MacDougall, Colin McCuaig, John McKergow and Hugh Paton shall be the first or provisional committee of the corporation, with power to call general meetings of its members, and to perform such other matters and things as in their discretion may be considered necessary for the organization of the corporation. They shall retain office until their successors are appointed under the by-laws of the corporation.

Provisional committee their powers and term of office.

13. The revenues and profits arising out of every description of moveable and immovable property belonging to the corporation, and all moneys borrowed on the security thereof, or obtained by an issue of stock or otherwise, shall be appropriated and employed to the exclusive use of the corporation, and the construction, repairing and furnishing of buildings and apartments required for the purposes of the corporation.

Application of funds of corporation.

14. The corporation shall have power to draw, make, accept and endorse bills of exchange and promissory notes, under the hands of its officers or others as may be determined by its committee.

Power to make, &c., promissory notes, &c.

15. The corporation may borrow money, and, as security therefor, when duly authorized by a resolution of two-thirds of the members present at a meeting specially convened for the purpose, may issue bonds or debentures to the amount of seventy-five per cent. of the total value of its immovable property, containing such terms and conditions as the resolution may determine. Such bonds and debentures, after their registration in the office or offices of the registration division or divisions in which the immovables of the cor-

Power to borrow and issue debentures, &c.

poration are situated (which must be described in a notice to that effect given to the registrar), constitute a privileged claim in favor of the holders thereof against the corporation, and give a right of preference thereto over debts and claims against the corporation, posterior to the issuing of such debentures.

Power to issue stock, &c.

16. The corporation may, when authorized by a resolution adopted by a majority of its members present at a meeting specially convened for the purpose, issue stock to such extent as may be deemed necessary, not exceeding in the aggregate the sum of one hundred thousand dollars, in shares of one hundred dollars each; and the corporation may, by one or more resolutions, authorize the issue of said stock in instalments from time to time, as may be deemed advisable.

How entered and paid for.

17. The stock as issued shall be subscribed for in a book to be opened for that purpose by the committee of the club, and shall be paid for in such manner, within such delays, and upon such notice as may be determined by a resolution of the committee.

Transfer of paid up shares.

18. The paid-up shares of such stock shall be transferable by assignments on the books of the corporation, subject, however, to the conditions and restrictions imposed by the committee, by resolution.

Dividends on shares.

19. Each holder of such stock shall be entitled to receive such annual dividend, not exceeding six per cent. per annum, on the amount of stock held by him, as the committee may determine, by resolution, from time to time; and the committee may in its discretion, from year to year, determine that no dividend shall be paid upon such stock.

Power to issue redeemable shares, &c.

20. The corporation may in like manner issue such stock on the condition that it may be redeemed and paid-up, from time to time, as may be judged desirable, the share or shares so to be redeemed or paid-up to be cancelled by the committee by drawing lots.

How shares to be redeemed.

21. Such payment to redeem the stock may be made by depositing in any of the chartered banks in the city of Montreal, to the credit of the holder of such shares according to the books of the corporation, the amount of such shares and all dividends unpaid thereon; and, upon notice of such deposit being addressed by registered letter to such holder at his inscribed address at the club, such shares shall *ipso facto* cease to exist.

22. The corporation may, upon resolution adopted by two-thirds of its members present at a special meeting convened for such purpose, issue such stock with the condition that the said stock, after due registration in the office or offices of the registration division or divisions in which the immovables of the corporation are situated (which must be described in the notice to that effect given to the registrar), shall constitute, with all dividends to accrue thereon, a privileged claim in favor of the holders thereof, against the corporation, and give a right of preference thereto over debts and claims against the said corporation posterior to the issuing of such stock; which privilege, however, may be waived by unanimous consent of the holders of such stock, in favor of any subsequent bond issue, as hereinabove authorized. The committee may likewise exercise the power herein given, in reference to any stock previously issued.

Stock may be declared to be mortgage on company's property.

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

Coming into force.

CHAP. 99

An Act to incorporate the Parks and Playgrounds Association of Montreal

[Assented to 2nd June, 1904]

WHEREAS it has been represented, by the petition of the Preamble.
 Honorable George A. Drummond, Sir William Macdonald, Sir William Hingston, Sir Alexandre Lacoste, the Honorable R. Dandurand, the Honorable F. L. Béïque, E. S. Clouston, Dr. William Peterson, Dr. E. P. Lachapelle, His Worship Hormisdas Laporte, Charles M. Hays, H. Vincent Meredith, William R. Miller, George R. Hooper, Aimé Geoffrion, Bartlett McLennan, Charles Barnard, Farquhar Robertson, Dr. R. Stanley Weir, Rev. J. Edgar Hill, F. S. Lyman, A. Racine, George Deserres, A. T. Taylor, A. E. Ogilvie, Dr. H. T. Bovey, A. Gagnon, C. Wotherspoon, E. Surveyer, S. Carmichael, A. Robert, Lady Hingston, Lady Lacoste, Mrs. G. A. Drummond, Mme Thibaudeau, Mrs. William Peterson, Mrs. John Cox, Mrs. Frank Redpath, Mrs. Charles Moyse, Mrs. W. R. Miller, Mrs. Learmont, Mrs. Hugh Graham, Mrs. Logan, Mrs. H. C. Scott, Mrs. F. McLennan, Mrs. R. Reid, Mrs. John A. Hutchinson, Miss Blackader, Mrs. DeSola, Mme Gagnon, Eugène Lafleur, K.C., and Charles M. Holt, K.C., all of the city and district of Montreal, that they and divers others have been for several