

C H A P. 63

An Act to incorporate the Shawinigan Falls Terminal Railway Company

[Assented to 26th March, 1902]

Preamble.

WHILEAS John Edward Aldred, Wallace Clyde Johnson and Richard Wellesley Douglas, all of the city of Montreal, and Vivian Burrell and Frederick Stoughton, both of the village of Shawinigan Falls, have presented a petition representing that a railway, as hereinafter set forth, would be of advantage to the localities through which it would pass, and praying for the incorporation of a company to construct and operate such a railway, 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. John Edward Aldred, Wallace Clyde Johnson and Richard Wellesley Douglas, all of the city of Montreal, and Vivian Burrell and Frederick Stoughton, both of the village of Shawinigan Falls, together with such other persons as may become shareholders of the company, are hereby incorporated and constituted a body corporate under the name of "The Shawinigan Falls Terminal Railway Company", hereinafter called "the company."

Name.

Head office.

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

Company may lay out, &c., certain line of railway, through certain places.

3. The company may lay out, construct, equip, maintain and operate a single or double track railway of standard gauge with all necessary switches, side-tracks, and other appliances upon and along the streets, roads, lanes, squares, bridges and public places in the incorporated village of Shawinigan Falls, and within the limits of the parish of St. Boniface, both in the county of St. Maurice, and upon lands acquired for that purpose within the said limits, and also outside the said limits thereof in the counties of St. Maurice and Champlain, extending to any and all points within said counties, but not extending beyond the limits of the said counties ; and may operate the same by electricity and carry on the business of a railway company with all the powers and authority granted by the law of the province of Quebec respecting railways.

The company may acquire, establish in the above mentioned territory, and operate works for supplying electric power, and use said power for the purposes of the business of the company, and may erect poles, string wires, lay conduits and cables under water, or under the soil, and erect such buildings, stations, machinery, appliances and conveyances, and instal such plant as may be necessary to utilize said electric power along the line or lines of railway authorized by this act.

Establishment, &c., of works for supplying power, &c.

The company may enter into contracts with any other company or other companies for leasing or acquiring from such other company or companies all necessary power, and also for the use in common with such other company or companies of any wires, poles and appliances required for the said railway.

Leasing of power, &c.

The company may acquire lands for right of way, build bridges over the St. Maurice, Shawinigan or other rivers situate within the said two counties, and generally exercise all the rights and powers necessary to construct, maintain and operate the said railway.

Lands for right of way, &c.

This act shall not authorize the company hereby incorporated to parallel any railroad constructed or to be constructed by the North Shore Power Company between the boundaries of the village of Shawinigan Falls and the city of Three Rivers, provided the said North Shore Power Company builds its road within five years from the passing of this act.

Certain railway not to be paralleled.

4. The persons whose names are mentioned in section 1 of this act shall be the first and provisional directors of the company.

Provisional directors.

5. The capital stock of the company shall be two hundred thousand dollars, divided into shares of one hundred dollars each.

Capital stock. Shares.

6. The first general meeting of shareholders for the election of directors shall be held at the head office of the company on the first Monday of July next after the coming into force of this act. The subsequent general meetings of shareholders for the election of directors shall be held at the head office of the company on the first Monday of the month of July in each year.

First meeting of shareholders.

Subsequent general meetings.

Notice of such meetings shall be sent to the address of each shareholder, as shewn in the stock register of the company, by letter deposited in the post office fifteen days before the meeting.

Notice of meetings.

7. The board of directors shall consist of seven elected directors.

Directors.

- Quorum. Four directors shall constitute a quorum.
- Officers. They shall elect from amongst their number a president and a vice-president.
- Number of directors may be reduced. The shareholders may, at the general meetings, increase or reduce the number of directors, in which case they may determine the quorum of the board.
- Term of office. The directors remain in office for one year and so long thereafter as their successors are not appointed.
- Paid directors. The directors may employ one or more of their members as paid director or directors.
- Power of directors by by-law approved by shareholders, &c., to : **8.** The directors may, by the authority of a by-law for that purpose, passed and approved by the votes of shareholders, representing at least two thirds in value of the subscribed stock of the company, at a special general meeting duly called for considering the by-law :
- Borrow money and issue bonds, &c. ; (a) Borrow money upon the credit of the company and issue bonds, debentures or other securities for any sums borrowed at such prices as are deemed necessary or expedient ; but no such debentures shall be for a less sum than one hundred dollars ;
- Hypothecate property of company. (b) Hypothecate or pledge the moveable or immoveable property of the company to secure any sums borrowed by the company, but the amount borrowed shall not, at any time, exceed twenty thousand dollars per mile of the railway and branches built or under contract for construction, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract for construction.
- Road may be divided into sections and securities issued thereon. The undertaking may be divided into sections and the bonds, debentures or other securities authorized to be issued in this act may be so issued separately with respect to each of the sections, or as to certain sections or to the whole line of railway ; and such bonds, debentures or securities so issued, shall constitute a first charge upon and be limited to the particular section or sections in respect to which respectively they are issued and upon all the property of the company belonging to such sections.
- Power of company to amalgamate, &c. **9.** The company may amalgamate or enter into agreements with any company having the right and authority to construct and operate an electric railway in the village of Shawinigan Falls or in the parish of St. Boniface, or in the neighboring counties of St. Maurice and Champlain, for conveying or leasing to such company the railway of the company hereby incorporated, in whole or in part, or any rights or powers acquired under this act, as also the fran-

chises, surveys, plans, works, plant, material, machinery and property to it belonging; or for making agreements for running arrangements over the railway of such company, or for running arrangements by such company over the railway company hereby incorporated; and may enter into any such agreement with the Great Northern Railway of Canada or the Canadian Pacific Railway Company on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors of both companies seem fit; but any such agreement, to be binding on the company, must be approved by two thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering the same, at which meeting shareholders representing at least two thirds in value of the stock are present or represented by proxy. Proviso.

10. The company may, moreover, enter into agreements with the council of the village of Shawinigan Falls, or with the council of any town or municipality within the limits of the territory within which the company is authorized to construct and operate its railway, for the use of the municipal roads, streets, lanes and bridges situated within the limits of the said municipality; also for the placing of poles and wires in the said streets and highways; also for exemptions from taxes and assessments; and, generally for the safety of the business and passengers carried on the said railway. Company may agree with certain municipalities as to use of streets, roads, &c., for railway, poles, &c.

11. The provisions of the Revised Statutes respecting railways, not inconsistent with this charter, shall apply to the company, and all the powers, privileges and franchises, by the said Revised Statutes granted to railway companies, shall belong to the company. Law to apply to company.

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

C H A P. 64

An Act to incorporate the Kamou-Tem Littoral Electric Company

[Assented to 25th March, 1902]

WHEREAS J. B. Morneau, farmer, of Notre-Dame du Lac; the Honorable H. G. Carroll, Solicitor-General, advocate, Napoléon Dion, M. P. P., merchant, David Cook, manager, J. E. Frenette, journalist, G. A. Binet, Alfred Fortin, Alphonse Hudon, Polycarpe Nadeau, Magloire Des- Preamble.