

## SCHEDULE

## DEED OF SALE.

Know all men by these presents, that I, A. B., in consideration of                      dollars to                      paid by the Brandon and Ste. Emélie de l'Energie Railway Company, receipt whereof is hereby acknowledged, do sell, transfer and make over, unto the said Brandon and Ste. Emélie de l'Energie Railway Company, all that lot of land (*describe the property*) chosen and designated by the said company for the purposes of its railway; to have and to hold the said land and premises unto the said company, its successors and assigns for ever.

Witness                      hand and seal at  
this                      day of                      hundred  
and

Signed and sealed in }  
presence of                      }                      A. B.                      (L. S.)  
                    C. D.                      }  
                    E. F.                      }

## CAP. LXII.

An Act to incorporate The North Nation Valley Colonization Railway Company.

[Assented to 21st December, 1895.]

Preamble.

**W**HEREAS the persons hereinafter named propose to form a joint stock company for the purpose of constructing a railway from a point on the river Ottawa, at or between the villages of Montebello or Papineauville, or in the neighborhood thereof, to run in a northerly direction through the seigniory of Papineau and the townships of Ripon, Hartwell and other townships, until it reaches a point close to the line of the Montreal and Western Railway Company, in the county of Ottawa, in that part thereof known as the county of Labelle for Dominion electoral purposes; to use electricity as a motive power, if expedient therefor; and for manufacturing, generating, dealing in and supplying electric and other illuminants, power and heating, as well as lines of telegraph and telephone.

And whereas they have petitioned for an act of incorporation for such purposes; and it is expedient to grant the prayer of such petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. William Owens, Ephrem Rochon, parish priest, J. B. Bélanger, parish priest, Nicholas Chêne, Hyacinthe N. Raby, Joseph Joubert, Joseph Bourque, Hugh Fitzpatrick and S. Rémi Poulin, and all other persons who now are or may hereafter become shareholders, shall be and are hereby created a body politic and corporate, under the name of "The North Nation Valley Colonization Railway Company," hereinafter called "the company"; which company shall have all the powers and privileges conferred by the law respecting railways, and by the joint stock companies' general clauses' act and any amendments thereto, except as regards such clauses and conditions as may be inconsistent with those of this act. Persons in-  
corporated.
2. The head office of the company shall be at the village of Saint André Avelin, or at such other place as may be fixed by by-law of the company. Head office.
3. The company may lay out, build and run a single or double track railway of any gauge not less than three feet, from a point on the river Ottawa, at or between the villages of Montebello and Papineauville, or in the neighborhood thereof, proceeding in a northerly direction, through the seigniorie of Papineau, the townships of Hartwell and Ripon, and such other townships as it may be necessary to go through, until it reaches a point close to the line of the Montreal and Western Railway, in the county of Ottawa, in that portion thereof now known as the county of Labelle for Dominion electoral purposes, with power to build bridges over the various rivers and streams to be crossed for the use of the said railway, and to build branch lines not exceeding fifteen miles in length. Power to lay  
out, &c., cer-  
tain line of  
railway, &c.
4. The company may also acquire, build and possess, and run steam and other vessels for transporting freight and passengers on all navigable waters touched by its railway or branches; and it shall also have power to build stations, depots, wharves, elevators and warehouses which may be necessary for the working of the company, and acquire and possess the lands necessary for that purpose. Power to ac-  
quire, &c.,  
steam and  
other vessels;  
Build stations,  
&c. ;  
Acquire  
lands.
5. The capital stock of the company shall be two hundred thousand dollars, divided into two thousand shares of one hundred dollars each; but such capital stock may be increased, from time to time, by a vote of the majority in value of the shareholders present in person or represented by proxy at any meeting called for such purpose, to an Capital stock;  
Shares.  
Increase  
thereof.

When company may commence operations.

Application of first moneys paid in.

amount not exceeding one million dollars ; and, as soon as the sum of fifty thousand dollars of such capital stock shall have been subscribed, and the sum of five thousand dollars paid on account thereof, the company may begin its operations and works. The moneys so paid in shall first be applied to the payment of all costs, fees, expenses and disbursements made and incurred to obtain the passing of this act, and for explorations, plans and estimates concerning such railway, and the remainder to build, equip, and maintain the railway, and for the other purposes stated in this act.

Company may receive aid, &c.

6. The company may receive, by way of aid towards the construction of the said railway, from the Government, or from any individual or corporation, municipal or otherwise, in Canada or elsewhere, any lands and vacant lots situate in the vicinity of such railway or elsewhere, or other property, real or personal, or exemptions from taxes, or sums of money, either by gift or as a bonus, as well as in payment for capital stock subscribed ; and may sell, alienate and dispose of the same for the purposes of the company.

Director may be appointed by municipality in certain cases.

7. The council of any municipality, which shall have given a bonus or aid towards the construction of the railway or its branches, amounting to not less than ten thousand dollars, shall have the right, during the construction of the road through such municipality, but not thereafter, to name one person as a director of the company, and such person shall be a director in addition to the other directors named and appointed by virtue of this act, but such municipality shall incur no liability by reason of the appointment of such director ; and any municipality owning not less than twenty-five thousand dollars of the shares in the capital stock of the company, shall be entitled to name and appoint one person annually to be a director of the company in addition to the other directors appointed under this act.

Number and quorum of directors.  
Paid directors.

8. The board of directors of the company shall consist of not less than five nor more than seven, three of whom shall constitute a quorum, and one or more of such directors may be paid.

Annual general meeting when to be held and after what notice.

9. The annual general meeting of the shareholders for the election of directors shall be held on the first Tuesday of December in each year, at the hour and place indicated in the notice calling such meeting, and such notice shall be inserted weekly in a newspaper published in the county of Ottawa during two weeks preceding the date of the meeting.

The other meetings of shareholders shall be convened in the same manner or in any other manner prescribed by the by-laws of the company. Calling of other meetings.

**10.** Until the election of directors, which shall take place at the first annual meeting of the shareholders, the persons mentioned by name in the first section of this act shall constitute the board of directors of the company, whereof five shall constitute a quorum ; and such board shall have the rights and powers and enjoy all the privileges conferred by law and by this act on the board of directors elected by the shareholders at their annual meeting, and in particular may open books for subscription to the capital stock of the company, call up instalments on the subscribed stock and cause the same to be paid, issue bonds or debentures, cause explorations and plans to be made, acquire existing maps and plans, commence and carry on the building and running of the railway and other works and affairs of the company, and make deeds or agreements of any kind whatever, which shall be binding upon the company. Provisional board, quorum and powers.

**11.** The directors of the company are authorized to issue bonds bearing the seal of the company, signed by the president or other presiding officer, countersigned by the secretary, and payable in such manner, at such places in Canada or elsewhere, and at such rate of interest as the directors shall deem expedient. Directors may issue bonds, &c.

The directors may issue and sell or pledge the whole or a certain number of the said bonds on such terms and conditions as they may deem expedient, and even transfer and hypothecate the said railway and its appurtenances and other properties of the company, real and personal, to trustees, to raise the amount necessary for carrying out the undertaking ; provided the amount of such bonds shall not exceed fifteen thousand dollars per mile of the said railway, and in addition thereto seventy-five thousand dollars on the other properties of the company. Power to pledge, &c., bonds, &c. Proviso.

**12.** The bonds, the issue whereof is hereby authorized, shall, without registration, be received and considered as a first claim and privileged lien against the company, its undertaking, tolls, revenues, and the moveables and immoveables which it possesses or may possess ; and every holder of such bonds shall be deemed a mortgagee and hypothecary creditor upon such securities, proportionately with all the other holders of such bonds. Bonds to be first claim against company, &c.

**13.** All the bonds, debentures, mortgages and other securities hereby authorized, and their respective coupons and certificates of interest, becoming due, may be made Bonds, &c., payable to bearer.

Transfer by  
delivery.

payable to bearer ; in such case they shall be transferable by simple delivery, and the bearer may sue for the recovery thereof in his own name, until they be registered.

Transfer after  
registration.

When they are registered, they shall be transferable by deed of transfer in the same manner as shares are transferred ; but they shall become transferable by delivery when the transfer to bearer has been registered, and the company shall be bound to effect such registration at the request of the then registered holder.

Company  
may subscribe  
promissory  
notes, &c.

**14.** The company may subscribe, endorse and accept promissory notes and bills of exchange of not less than one hundred dollars each. Such bills of exchange or notes, subscribed, drawn, accepted or endorsed by the president or vice-president, or any other officer of the company there-to authorized by the by-laws of the company, and counter-signed by the secretary, shall bind the company, without its being necessary to affix the seal of the company thereto.

Amalgama-  
tion with  
other compa-  
nies.

**15.** The company may amalgamate with any other rail- way company whose line may be crossed by the railway of the company or its branches, or with which the latter may join or intersect.

Agreements  
which compa-  
ny may make.

**16.** The company is authorized to enter into agreements with other railway companies or trustees of railway com- panies :

1. For the passing of its cars and running of its trains over any line of railway which its own line may cross or join, as well as for the running of the trains of any other railway over its own line ;
2. For acquiring branch lines ;
3. For facilitating connections between its railway and any other ;
4. For acquiring the property, powers, rights, franchise, privileges and rolling-stock of other railway companies.

Company  
may buy, &c.,  
lines of other  
railways.

**17.** The company may further buy or lease the whole or any part of any other railway already built or being built ; and every such railway or part thereof so bought or leased shall be considered as forming part of the line of railway authorized by this act, as if it had been built by the company.

Company  
may lease or  
sell its road,  
&c.

**18.** The company is further authorized to made agree- ments with any other railway company for leasing, selling, or transferring the whole of its railway and branches, or the whole of its interest therein, or any part thereof, to such other railway company, on such conditions as the

company may deem expedient ; provided such purchase, sale, or lease mentioned in this and the next preceding section shall, if made with any railway company receiving or having received any subsidy voted by this Legislature, be submitted to and approved by the Lieutenant-Governor in Council. Proviso.

**19.** The company is authorized to acquire and receive, in payment of shares, or part of shares, subscribed in the capital stock of the company by any subscriber of such shares, hypothecary bonds or debentures of any railway company and coupons for interest due or to become due thereon ; and the company may exercise and recover in its own name, as bearer thereof, all the rights and privileges connected with the said bonds, debentures and interest coupons. Company may acquire shares in other companies, &c.

**20.** The company may acquire and receive lands for the purpose of obtaining gravel, stone and sand for the purposes of the work of construction and ballast, and may appropriate the same, in the same manner as for right of way under the law respecting railways, and may, in the same manner, acquire lands, in order to lay its track into the pits and places containing such gravel, stone and sand, and sell and dispose of such lands when no longer required. Power to acquire lands for gravel, &c., and appropriate lands, &c., for right of way, &c., for such purpose.

The company is also authorized to erect snow-fences in winter for the protection of its railway from snow, at all or any points deemed necessary, outside its track boundaries and on the adjacent lands, without indemnity to the owner thereof, save that of payment of any damages caused by the erection of such snow-fences. Snow-fences.

**21.** The company may generate, manufacture and deal in electricity for heating, power and illuminating purposes, as well as for telegraph and telephone lines, and all appliances for the supplying of the same or connected therewith, and may lay its wires and pipes under ground, or its wires, pipes and poles on the surface, as it may be necessary or expedient, in all municipalities in the said portion of the county of Ottawa in which the company shall have obtained a franchise so to do ; and such electric power or any other power deemed necessary or expedient may be used as the motive power of the company's railway ; and the company may purchase, lease or otherwise acquire, mine and work, and dispose of coal, iron, asbestos, phosphates and other minerals and mineral lands, and may likewise purchase, sell, mortgage, construct and own all buildings, machinery and plant requisite and necessary for carrying on and operating such business of mining and electric power, heating and lighting. Power given to manufacture and deal, &c., in electricity, &c.

Paid-up shares.

**22.** The company may issue paid-up shares and bonds and debentures in payment of all purchases of lands, plant, materials, rights of way and franchises, and all moveable and immoveable property, as well as in payment of all services rendered the company by engineers, contractors and others who may promote and advance the undertakings of the company; and such issue shall be binding upon the company, and paid-up shares so issued shall not be subject to assessment or any call or calls made by the company.

Transfers of property to company.

**23.** All transfers of property to the company under this act shall, in so far as the circumstances may permit, be drawn up in the form of the schedule to this act or in any other form of like tenor, and shall have the same force and effect as a deed in notarial form, upon an affidavit of execution by one of the subscribing witnesses.

When railway to be completed.

**24.** The said railway shall be completed within seven years from the sanctioning of this act.

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SCHEDULE.

DEED OF SALE.

Know all men by these presents, that I, A. B., in consideration of \_\_\_\_\_ dollars to \_\_\_\_\_ paid by the North Nation Valley Colonization Railway Company, receipt whereof is hereby acknowledged, do sell, transfer and make over unto the said North Nation Valley Colonization Railway Company, all that lot of land (*describe the property*) chosen and designated by the said company for the purposes of its railway; to have and to hold the said land and premises unto the said company, its successors and assigns for ever.

Witness \_\_\_\_\_ hand and seal at  
 this \_\_\_\_\_ day of \_\_\_\_\_ hundred  
 and \_\_\_\_\_

Signed and sealed in }  
 presence of }  
           C. D. }     A. B.     (L. S.)  
           E. F. }

