

## CAP. LXIII.

## An Act to incorporate The Leeds Central Railway Company.

[Assented to 21st December, 1895.]

**W**HEREAS James Reed, physician, of Inverness, and Preamble.  
 other persons have, by petition, prayed for the incorporation of a company for the purpose of building and running the railway hereinafter set forth ;

Whereas the construction of such railway will be a great advantage for that portion of the Province through which it will run ; and whereas it is expedient to grant the prayer of the said petition ;

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

**1.** James Reed, physician, of Inverness ; W. Lyman Persons incorporated.  
 Hume, physician, William Wilson, mill-owner, Napoléon E. Lemieux, justice of the peace, John McKeage, farmer, all four of Leeds ; J. Ludger Beaudouin, Alfred Gagné, both merchants, of St. Pierre de Broughton ; William King, physician, Pierre Stoughton, farmer, and Alfred E. W. McKee, merchant, all three of St. Sylvester, and all other persons and corporations who shall hereafter become shareholders of the said company, are hereby incorporated under the name of "The Leeds Central Railway Company." Name.

**2.** The principal place of business of the company shall Chief place of business.  
 be at the place called Harvey Hill Mines, in the township of Leeds.

**3.** The capital stock of the company shall be five hundred thousand dollars, divided into shares of one hundred Capital stock. Shares.  
 dollars each.

**4.** The company is vested with all the privileges, powers and authority necessary to build and run a railway through Power to build and run certain line of railway.  
 the counties of Beauce, Megantic and Lotbinière, starting from a point near the Quebec Central Railway, in the township of Broughton, and continuing through the township of Leeds, passing by the Harvey Hill copper mines, and thence along the banks of the Palmer river and through the township of Nelson, and thence to a point near the Grand Trunk Railway between the stations of Lyster and Méthot's Mills ; such railway to be run by Motive power.  
 steam, electricity, compressed air, or by any other motive power ; with authority, moreover, to establish workshops Other powers.  
 for producing electricity or any other motive power, to

erect, place and maintain the necessary posts and wires for the transmission of the electric power, to acquire exclusive rights in any franchise whatsoever from any municipal corporation whatsoever, to acquire all lands, rights, bonuses or aid, and to erect and maintain bridges over the Palmer river. The company is further vested with all other privileges connected therewith.

Company  
may receive  
aid, &c.

5. It shall be lawful for the company to receive, as aid in the construction of the said railway, and for all the other purposes for which it is incorporated, any vacant lands, or any real and personal property, and any sums of money, either as gifts, or by way of bonus, or in payment of stock; and it may legally dispose of and alienate such lands and other real and personal property for the purposes of the company, on the authority of a majority of the directors.

Rights and  
privileges  
conferred on  
company.

6. The company shall have the rights and privileges, conferred by the general railway law of this Province, which shall be considered as forming part of this act, except as regards such provisions as may be inconsistent with the present act.

First directors  
and term of  
office.

7. James Reed, W. Lyman Hume, William Wilson, J. Ludger Beaudouin and Alfred E. W. McKee shall be the first directors of the company, and they shall remain in office until other directors are elected by the shareholders in accordance with the provisions of this act.

Powers of first  
directors.

Such directors shall have power and authority to open stock books and call up instalments on the stock subscribed, to issue obligations, bonds or debentures, to become parties to promissory notes and bills of exchange, to commence and continue the construction and working of the said railway, and to fill vacancies occurring on the board of directors.

Holding of  
annual gen-  
eral meeting.

8. The general meeting of the shareholders, for the election of directors, shall be held each year, on the second Tuesday of December, or on the first juridical day thereafter should the said Tuesday be a non-juridical day, at the place and hour mentioned in the notice convening such meeting.

Notice there-  
for and publi-  
cation thereof.

Such notice shall be inserted in a newspaper published in the French language, and a newspaper published in the English language in the city or district of Quebec, during the two weeks preceding the day of the meeting, or in any such other manner as may be determined by the by-laws.

Publication of  
notices of  
other meet-  
ings.

Notice of other meetings of the shareholders shall be given in the manner prescribed by the by-laws of the company.

**9.** The board of directors shall consist of five members, but such number may be increased to seven by by-law. Composition of board of directors.

No one shall be elected a director, unless he is a shareholder holding ten shares in the capital stock of the company, and unless he has paid all calls due thereon. Qualification of directors.

**10.** The majority of the directors shall form a quorum for the transaction of business. Quorum of board.

The directors shall elect one of their number as president and another as vice-president. President and vice-president.

They may also employ one of their number as managing director, and one as secretary, who may receive such salary as may be determined by the board of directors. Managing director and secretary.

**11.** The directors, or the majority thereof, may replace one or more directors who have died or resigned, by selecting from amongst the shareholders one or more persons duly qualified to be directors. Replacing of directors.

The directors so appointed shall remain in office until the next general election. Term of office of replacing directors.

**12.** All manufacturing or other companies carrying on business in the Province of Quebec or elsewhere, even outside of the Dominion of Canada, all business firms, and all municipal corporations may subscribe to the capital stock and acquire and hold any number of shares of the said company and dispose of the same as they may think proper. Companies and corporations may subscribe.

**13.** The directors of the company may issue mortgage bonds under the seal of the company, signed by the president or vice-president and countersigned by the secretary, payable in such manner, at such places in Canada or elsewhere, and at such rate of interest as the said directors may deem expedient; they shall have power to either sell or pledge the whole or a certain portion of the said bonds, on such prices, terms and conditions as they may deem expedient, and even sell the said railway and its accessories to trustees for the purpose of raising the money necessary for carrying on the undertaking or running the said road; provided the amount of the said bonds so issued does not exceed twenty thousand dollars per mile. Mortgage bonds, form thereof and when and where payable, &c. Proviso as to amount.

**14.** The mortgage bonds authorized by this act to be issued shall, without registration or formal transfer, be received and considered as a first claim and privileged debt against the company, its undertakings, tolls and revenues, and the moveables and immoveables, which it now possesses or may hereafter acquire; and every holder of such bonds shall be deemed an hypothecary creditor as to such security *pro rata* with all the other bondholders. Bonds to be charge on company's property.

Bonds, &c.,  
may be pay-  
able to bear-  
er.

Transfer in  
such case.

**15.** All bonds, debentures, hypothecs and other securities authorized by law, and their coupons and certificates of interest due, may respectively be made payable to bearer; and in such case they shall be transferable by simple delivery, and the holder may sue for the recovery thereof in his own name.

Power of com-  
pany to be-  
come party  
to notes, &c.

Notes, &c.,  
binding on  
company.

Seal.

**16.** The company shall have power and authority to become party to promissory notes and bills of exchange, of not less than one hundred dollars.

Any such promissory note or bill of exchange, made, drawn, accepted or endorsed by the president or, in the absence of the president, by the vice-president or any other officer thereunto authorized by the by-laws of the company, and countersigned by the secretary, shall be binding on the company without its being necessary to affix the seal of the company thereto.

Company  
may amalga-  
mate with  
certain others.

**17.** The company may amalgamate with any other railway company whose line may be crossed by the railway of the company or its branches, or with which the latter may connect or unite.

Certain agree-  
ments with  
other railway  
companies  
may be made.

**18.** The company is authorized to enter into agreements with other railway companies, or with trustees of railway companies:

1. For the running of its cars and the circulating of its trains over the whole line of any railway which its own line may cross or with which it may connect, as well as for the running over its lines of the trains of any other railway;

2. For acquiring branches;

3. For facilitating connections between its road and any other railway;

4. For acquiring the ownership, rights, franchises, and rolling-stock of other railway companies.

Power to ac-  
quire, &c.,  
other rail-  
ways.

**19.** The company may also purchase or lease any other railway built or under construction, in whole or in part; and every such railway or portion thereof, so purchased or leased, shall be deemed to form part of the line of railway contemplated by this act, as if it had been built by the company.

Power to en-  
ter in arran-  
gements with  
other railways  
for sale, &c.,  
of road.

**20.** The company is further authorized to make arrangements with any other railway company with a view of leasing, selling, or transferring the whole of its road and branches, or all the interests which it may have therein or any portion thereof, to any other railway company, on such conditions as the directors may deem expedient; provided the acquisition, sale or lease mentioned in this and the

Proviso, if  
such railway  
is subsidized  
by Province.

preceding sections, if effected with any railway company which receives or has received subsidies voted by this Legislature, shall be submitted to and approved by the Lieutenant-Governor in Council.

**21.** The company is authorized to acquire or receive, in payment of shares, or parts of shares, subscribed in the capital stock of the company, hypothecary bonds or debentures, and the interest coupons due or to become due of any railway company, and the company may, in its own name, as the holder thereof, exercise and claim all the rights and privileges connected with such bonds and debentures and interest coupons.

Power to receive shares, &c., of other companies in payment of shares.

**22.** The company may :

1. Acquire and make use of water-powers, and establish works and workshops for producing the electric power necessary for the running of its railways and accessories ;

Company may :  
Acquire, &c., water-powers, &c. ;

2. Acquire by permit, purchase or otherwise, all exclusive rights in patents of invention, privileges and patent rights for the purposes of the works hereby authorized, and sell and dispose of the same.

Acquire, &c., patents, &c. ;

3. Build, equip, maintain and work a telegraph line and telephone lines along the whole length of the railway and branches, establish public offices for the sending of despatches, and enter into a contract or contracts with any other companies for the establishment and working of such telegraph and telephone lines.

Build telegraph and telephone lines, &c. ;

4. Manufacture and make use of electric light for the purposes of its railway and the lighting of its roads, and also for the benefit and advantage of municipalities situated within a radius of five miles from its railways.

Manufacture, electric light &c.

**23.** All deeds of conveyance of land to the company for the purposes of this act, in so far as circumstances may permit, may be in the form of Schedule A, to this act annexed, or in any other form of similar tenor.

Forms of deeds of conveyance of land to company.

In order that such deeds be duly registered, all registrars, in their respective counties, shall be furnished, by and at the expense of the company, with a book containing copies of the form given in the said Schedule A, or other form of similar tenor, a copy of which shall be printed on each page, leaving the necessary blanks to suit the circumstances upon each separate conveyance.

Formalities for registration.

Upon the production of any conveyance, such registrar shall enter the same in the said book and shall minute the registration or entry on the deed.

Duty of registrar.

The registrar shall charge and receive from the said company, for all fees on such registration, fifty cents and no more.

Registrar's fees.

Effect of such  
registration,

Such registration shall be deemed to be valid in law, any statute or provision of law to the contrary notwithstanding, and it shall, with respect to rights of ownership, servitudes, hypothecs and real rights, have the same effect as the registration prescribed by the Civil Code.

When road to  
be commen-  
ced and com-  
pleted.

24. The construction of the said railway shall be commenced within five years, and be completed within seven years from the coming into force of the present act.

## SCHEDULE A.

### DEED OF SALE.

Know all men, by these presents, that I, A. B., of  
, in the county of ,  
for and in consideration of the sum of ,  
to me paid by The Leeds Central Railway Company,  
which I acknowledge to have received, grant, bargain,  
sell and convey unto the said Leeds Central Railway  
Company, all that tract or parcel of land (*description of the  
property*), the same having been selected and laid out by  
the said company for the purposes of its railway, to have  
and to hold the said lands and premises unto the said com-  
pany, its successors and assigns forever.

Witness hand  
at , this day  
of , one thousand eight hundred  
and

Signed and delivered in the  
presence of  
C. D.  
E. F.

A. B.

## CAP. LXIV.

An Act to incorporate The Sherbrooke Street Railway  
Company.

[Assented to 21st December, 1895.]

reamble

WHEREAS a petition has been presented praying for the  
incorporation of a company to construct and operate  
a street railway in the city of Sherbrooke and elsewhere in  
the district of Saint Francis, and to conduct other business