

CAP. LXII.

An Act to incorporate the Quebec District Railway Company.

[Assented to 12th January, 1895.]

WHEREAS the Honourable Louis Philippe Pelletier, the Preamble.
Honourable Philippe Landry, Jules Joseph Taschereau Frémont, Philippe Benjamin Dumoulin, I. N. Belleau, Bernard Leonard, and John U. Gregory, all of the city of Quebec, have, by their petition, prayed that they and all such persons as may become shareholders of the company be incorporated, and authorized to construct and work a railway or tramway between Levis, Bellechasse, Dorchester, Beauce and Lotbinière, in order to establish easy and economical means of communication between the town of Levis and the various neighbouring parishes, which will enable many families to spend the summer season in the country, by enabling the heads of families to attend to their business in the town, and so generally render communication more easy, rapid and economical; and whereas it is expedient to grant the said prayer;

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

1. The persons above mentioned and such other persons Certain persons incorporated. Name.
as may hereafter join them are hereby constituted a corporation under the name of "The Quebec District Railway Company."
2. The capital of the said company shall be five hundred thousand dollars, divided into five thousand shares of one hundred dollars each, with the right of increasing the same Capital stock, shares and increase thereof.
to one million dollars, upon a resolution passed by the majority of the shareholders.
3. The chief place of business of the company shall be in Head office.
the city of Quebec, or such other place in the Province as the company shall, from time to time, designate.
4. The said Honourable Louis Philippe Pelletier, the Honourable Philippe Landry, Jules Joseph Taschereau Frémont, Bernard Leonard, P. B. Dumoulin, I. N. Belleau and John U. Gregory shall be the first directors of the company, with power to open stock books, call in all instalments on the subscribed shares, and call meetings of the shareholders for the election of directors in the manner hereinafter provided. First directors and their powers.

When company may begin operations.

Calling of first meeting of shareholders.

5. When and so soon as the sum of fifty thousand dollars of capital shall have been subscribed and ten per cent thereof shall have been paid in by the shareholders of the company, it may begin operations, and the provisional directors or the majority of them shall call the first general meeting of shareholders, for the purpose of electing directors and such other business as the law allows, at the time and place they may consider advisable, giving fifteen days' notice in two newspapers in the city of Quebec, the one in French and the other in English.

Annual general meetings when to be held.

6. The annual general meeting shall be held after the first meeting above mentioned on the second Thursday of May in each year, or, if that day be a non-juridical day, on the next juridical day, or on such day and at such place as shall be determined by by-law.

Notice therefor.

A notice of such annual general meeting shall be given fifteen days previously in two newspapers in the city of Quebec, one in English and one in French, or in such other manner as shall be determined by by-law.

Directors.

7. There shall be a board of seven directors, but the number may be reduced to five by by-law.

Qualification thereof.

No one shall be appointed director unless he hold in his own name at least ten shares of the capital stock of the company and shall have paid all calls due on such shares.

Quorum of board.

8. A majority of the directors shall constitute the quorum for the transaction of business.

Managing director and secretary.

The directors may employ one of their number as managing director, and another as secretary, who shall receive such salary as may be fixed by the board of directors.

Right to vote.

9. Each shareholder shall be entitled to as many votes as he holds shares in his own name, for two weeks previous to such voting; provided no one shall be entitled to vote at any meeting of shareholders unless all calls due and owing have been paid, at least twenty-four hours before the hour fixed for the meeting.

Proviso.

Power to construct, &c., electric railway in certain counties.

10. The company is authorized to survey, construct and operate, by means of electricity, one or more railways or tramways on the surface of the soil or in part as an elevated road, establishing communication between any point in the county of Levis and any other points in the counties of Levis, Bellechasse, Dorchester, Beauce and Lotbinière.

Power to amalgamate with certain

11. The company may amalgamate with the Quebec, Montmorency and Charlevoix Railway Company, or purchase, in whole or in part, the rights, franchises, privileges,

railway and properties of the said company, upon such terms and conditions as shall be mutually agreed upon, but not otherwise. railway, &c., or purchase the same.

Until the company has amalgamated with, or purchased in whole or in part such rights, franchises, properties, railway and accessories of the said Quebec, Montmorency and Charlevoix Railway Company, in the aforesaid manner, the provisions of section 15 of this act shall not apply to the railway or lands of the said Quebec, Montmorency and Charlevoix Railway, or to the railway and lands of any other railway or tramway company in the city of Quebec, or on the north side of the river St. Lawrence. Section 15 not to apply until after such amalgamation, &c.

Nothing contained in this act or in any statute or act of the Legislature of this Province, shall be construed or interpreted as giving the company power and authority to construct and operate tramways in the city of Quebec and the surrounding counties, until it has, in the manner above recited, amalgamated with or purchased in whole or in part the rights and franchises of the said Quebec, Montmorency and Charlevoix Railway Company, also until it has obtained the consent of the council of the city of Quebec, as already provided by law. Company not to have right to build, &c., tramways in Quebec until after amalgamation, &c. Consent of city council also required.

12. The South Shore Turnpike Road Trustees are hereby authorized to make arrangements with the company hereby incorporated, upon such conditions as they shall deem advisable, for the purpose of allowing the construction of such railways on part of the roads or along part of the roads under the control of the said trustees. Power of certain trust to enter into arrangements with company.

13. The company may :

1. Acquire and utilize water-powers, and establish works and workshops for the production of such electric power as may be necessary for the working of its railways and its accessories ; Company may : Acquire water-powers, &c. ;

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

3. Construct, equip, maintain and operate telegraph and telephone lines over the whole course of its railway and branches, establish offices for the transmission of messages for the public, and enter into any contract or contracts with any other company for the establishing and operating of telegraph and telephone lines ; Construct telegraph and telephone lines, &c. ;

4. Make and operate electric light for the purposes of its railways and the lighting of its roads, and, also, for the benefit and advantage of the municipalities situated within a radius of five miles from its roads, except in the city of Quebec. Operate electric light.

Power to issue bonds to certain extent.

14. The company may issue bonds or other securities to the extent of twenty thousand dollars per mile of railway; and such bonds or other securities shall only be issued in proportion to the road built or for the building of which a contract shall have been given.

Power to cross other railways.

15. The company may cross any other railway or tramway under the jurisdiction of the Legislature of Quebec, and may connect its road at any point along its line or on any land of any such other railway or tramway company, and establish such accessories as may be necessary to effect such connection.

Agreements therefor.

The proprietors of the two railways or tramways may unite to make such crossing and grant each other mutual facilities for the purpose.

How compensation is to be ascertained, if not agreed upon.

In case of disagreement as to the amount of compensation to be paid for the purpose, or as to the place or manner where such crossing should be effected, the question in dispute shall be decided by arbitrators appointed in the manner provided for in the Revised Statutes, respecting contested railway expropriations.

Privileges that may be granted to company by town of Levis.

16. The council of the town of Levis is authorized to enact by-laws granting to the company all the privileges that a municipality may grant under the Municipal Code and its amendments.

Power of municipalities to aid road, &c.

17. Notwithstanding any provision to the contrary or the omission of any provision authorizing it, all corporations of any city, town, village, county or parish, or any municipality interested in the construction of the contemplated railway, or of any other works or things which the company is hereby authorized to execute or do, may subscribe for shares in the capital stock, or grant gratuitously to the company any sum of money, either to facilitate the preliminary operations or to aid in the construction of the railway or other works, or grant lands, or exemption from taxes and other advantages, and make agreements with the company which they may consider advantageous for facilitating or assuring the construction of its railways or other works.

R. S. respecting railways to apply.

18. The provisions of the Revised Statutes respecting railways shall apply to the company, in so far as they are not incompatible with this act.

Construction of railway.

19. The construction of the said railway shall be begun within five years from the coming into force of this act.