

CAP. LXXI.

An Act to amend the act incorporating the Montmorency Electric Light and Power Company and the acts amending the same.

[Assented to 12th January, 1895.]

Preamble.

WHEREAS the Montmorency Electric Light and Power Company has, by petition, prayed that its act of incorporation, to wit: 44-45 Victoria, chapter 71, and the acts amending the same, be amended so as to enable the said company to increase its capital stock, accept transfers of and possess shares in the capital stock of any other company or corporation, to acquire the ownership or use of any patent or patent rights in respect of electricity and other illuminative or motive power, to manufacture machines and electrical plant, to acquire rights of property on rivers, streams and lakes, and to place poles upon and to carry wires over and across lands in the counties of Quebec, Montmorency and Charlevoix, by expropriation or otherwise; and whereas 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:

44-45 V., c. 71, s. 8, replaced.

1. Section 8 of the act 44-45 Victoria, chapter 71, is replaced by the following:

Capital stock.
Shares.

S. The capital stock of the company shall be five hundred thousand dollars; and shall be divided into shares of one hundred dollars each.

Increase thereof.

The capital may be increased from time to time, by resolution of the board of directors, by and with the consent of the shareholders, at any general meeting thereof called for that purpose; but such capital shall, at no time, exceed seven hundred and fifty thousand dollars."

Limit of increased capital.

Powers of company to subscribe, &c., shares in other companies, &c.;

2. The company may subscribe for, accept transfers of, and possess shares in the capital stock of any other company or corporation, in payment of all rights or other privileges purchased, leased or otherwise acquired from this company.

To acquire, &c., patent rights, &c.

3. The company may acquire the ownership or use of any patents, patent rights or franchises, in respect of electricity, gas and other illuminative or motive powers, and may acquire rights, privileges, franchises, and contracts heretofore granted to other companies or individuals within the limits of the Province of Quebec, either by purchase or lease, or by acquiring or obtaining control of the capital stock of the said companies, for the purpose of carrying out the objects

for which this company is incorporated, and may issue paid-up shares, in payment of such purchase or contract, and also for all services for which it shall be obliged to pay; provided, however, that such payment or payments, in paid-up capital stock, shall not exceed the amount of its authorized capital. Proviso.

The company may also manufacture machines and electrical plant. To manufacture electrical plant;

4. The company shall have power to acquire by private contract rights of ownership or property in rivers, streams and lakes, in so far as such power may be granted by this Legislature. To acquire ownership in rivers, &c.

5. The company is authorized to expropriate for the purpose of placing its poles and carrying its wires. Company authorized to expropriate. How to be effected.

The expropriation shall be effected in accordance with the act 54 Victoria, chapter 38, and it shall be limited to the lands indicated on a plan prepared, certified, and deposited in the manner required by article 5163 of the Revised Statutes, *mutatis mutandis*, and, in the parish of Beauport, to the south of the Quebec, Montmorency and Charlevoix Railway, and on a strip of land twenty feet to the north of the said railway.

2. The company shall be entitled to enter upon lands for the purpose of erecting their poles and stringing their wires, and thereafter for the purposes of repair and alteration, but shall, if unable to agree with the owner as to the amount of indemnity or damage to be paid before taking possession, deposit as security, such sum of money as shall be fixed by a judge. To enter on lands, &c.

3. The right of expropriation hereby granted shall not extend to any of the lands owned or occupied by the Quebec, Montmorency and Charlevoix Railway Company for the purposes of the said railway; but the said Montmorency Electric Power Company may carry its wires across the said railway not more than four times between Montmorency and Quebec, the whole subject to the direction and control of the Railway Committee of the Executive Council of this Province. Right of expropriation limited.

4. The poles and wires shall be so placed as not to obstruct the owners of land in the buildings and improvements which now exist or may hereafter be erected and made on their property. The removal of lines and posts when necessary shall be effected at the expense of the company. Company not to obstruct buildings, &c.
Expenses of removal.

5. Any difficulty between a proprietor and the company, with reference to the exercise of any of the powers conferred by the present act, shall be summarily settled upon Settlement of difficulties.

Appointment
of expert.

petition to a judge in chambers. The judge may name an expert to report on the matter in dispute.

How poles
and wires to
be placed.

6. The poles shall be erected and the wires placed at a distance of not less than thirty feet from buildings, and in the most effective manner for protecting life and property against accidents.

Limitation of
section.

7. The present section shall not restrict the powers and rights already conferred upon the company by its act of incorporation and the amendments thereto, or by any contracts entered into by it or its *auteurs*.

C A P. L X X I I.

An Act to further amend the act incorporating the *Société de passage du Pont Neuf de St. Hyacinthe*, and the acts amending the same.

[Assented to 12th January, 1895.]

Preamble.

WHEREAS the *Société de passage du Pont Neuf de St. Hyacinthe* has, by petition, represented :

That in virtue of the act 52 Victoria, chapter 74, it has issued debentures to the amount of twenty-five thousand dollars, to pay the debt incurred by it in the manner set forth in the said statute ;

That, on the twenty-fourth September, one thousand eight hundred and eighty-nine, the said society transferred the said debentures to the Bank of St. Hyacinthe, its sole creditor, in final settlement of account, that the bank accepted the same in payment of what was due to it, the said debentures being twenty-five in number, of the value and denomination of one thousand dollars each, payable at twenty-five years from the date of their issue, to wit : the twenty-fourth July, one thousand eight hundred and eighty-nine, with interest at the rate of six per cent per annum, payable half yearly, on the first of November and the first of May of each year during the said period ;

That, in order to provide for the payment of the said interest and sinking fund, intended for the redemption of the said debentures at maturity, the said society did, on the thirty-first May, one thousand eight hundred and ninety, levy, by by-law to that effect, on each and every one of the shareholders of the said society, an instalment of five dollars per annum on each share in the capital stock, payable in three payments respectively of two dollars and one dollar, becoming due on the tenth December, fifteenth March and first July, after previous notice ;