

## CAP. LXXXI.

An Act to authorize the Côte Saint Antoine Road Company to sell part of Western Avenue, and granting the said company further powers.

[Assented to 27th February, 1893.]

**W**HEREAS it has been represented, by petition, that the <sup>Preamble.</sup> Côte Saint Antoine Road Company was duly incorporated under and by virtue of the Consolidated Statutes for Lower Canada, chapter 70 and its amendments, on or about the twenty-first day of October, eighteen hundred and seventy-four, for the purpose of constructing, operating and maintaining a macadamized or gravelled road or avenue, extending from Dorchester Avenue, now known as Greene Avenue, in the town of Côte Saint Antoine, westward, as far as the Upper Lachine Road, in the parish of Notre-Dame de Grâces, in the district of Montreal, to be known and called Western Avenue;

That Western Avenue has been constructed as far as Côte St. Luke Road, in the said parish of Notre-Dame de Grâces, by the company; and the company hath been in possession of the same as owners and proprietors thereof continuously since the twenty-first day of October, eighteen hundred and seventy-four, and hath ever since operated and maintained, at great expense, the said avenue, which hath been, during the whole of such period, and is now used by the public and the inhabitants of the town of Côte Saint Antoine as a public highway or avenue, and cannot now be closed;

That constant disputes have arisen between the town of Côte Saint Antoine and the said company, as to the maintenance and control of the portion of Western Avenue situated within the limits of the said town;

That the said company hath agreed and promised to sell, and the said town of Côte Saint Antoine, through its council, hath agreed and promised to purchase from the company, all that portion of Western Avenue situated within the town of Côte Saint Antoine, and the bondholders of the company have also agreed and assented to such sale;

That it is in the interest of the said town and its vicinity that the said sale should be forthwith made and completed, inasmuch as the portion of Western Avenue, in the town, connects with the continuation of St. Luke Street, and which, when such sale is completed, will make a main highway and avenue extending throughout the town and connecting St. Luke Street in the city of Montreal;

Whereas the said Côte Saint Antoine Road Company hath petitioned to be authorized to make such sale and for

further powers, and whereas it is expedient to accede to the prayer of the said petition ;

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

Charter confirmed

**1.** The charter of the Côte Saint Antoine Road Company is hereby declared valid and in full force.

Company authorized to sell portion of its road to town of Côte St. Antoine.

**2.** The Côte Saint Antoine Road Company, with the consent of the bondholders and acting through its directors, is hereby authorized and empowered to sell, and a good and sufficient deed of sale and conveyance therefor to grant and execute to the town of Côte Saint Antoine, acting by and through its council, and hereby authorized so to do, and the town to purchase and buy, from the said Côte Saint Antoine Road Company, all that portion of Western Avenue situated within the limits of the town, extending from Greene Avenue, heretofore known as Dorchester Avenue, westward, to the western limits of the town, on such terms and conditions as may be agreed and determined on by the said company and the said town acting and represented as aforesaid ; and the said parties, to wit : the said Côte Saint Antoine Road Company and the said municipality of the town of Côte Saint Antoine, are hereby authorized to make such arrangements concerning tolls as may be mutually agreed upon, not in contravention with the charter of the company.

Tolls.

Company authorized to exact tolls on certain road and extension.

**3.** Notwithstanding the provisions of article 5046 of the Revised Statutes of Quebec or of any other law or statute of this Province, the Côte Saint Antoine Road Company, after the sale has been made to the said town of Côte Saint Antoine, may take and charge tolls on the remaining portion of the said road or any extension thereof that may be hereafter made by the said company, at the rates authorized in the act in virtue whereof the said company was incorporated ; and whereas the said avenue connects with the roads under the control of the Montreal Turnpike Trust, and it is in the public interest and will conduce to the public convenience, and the more economical management of these roads if provisions were made to collect joint tolls, the Côte Saint Antoine Road Company and the Montreal Turnpike Trust are hereby authorized to make such arrangements as they may deem proper for the collection and division of such tolls as they may be jointly interested in.

Joint tolls.

Coming into force.

**4.** This act shall come into force on the day of its sanction.