

CAP. LXXI.

An Act to incorporate "The Schyan River Improvement Company."

[Assented to 24th June, 1892.]

WHEREAS the Honorable Erskine Henry Bronson, Preamble.

Frank P. Bronson, Walter G. Bronson, Levi Crannell and Daniel A. Martin have, by their petition, represented that the construction and maintenance of certain works upon the Rivers Schyan and Little Schyan, in the county of Pontiac, would facilitate upon the said rivers the floating and descent of square and other timber, lumber and saw logs, and thereby would considerably increase the value of the timber limits in the neighborhood; and whereas they pray that they may be incorporated with such an object;

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

1. The Honorable Erskine Henry Bronson, Frank P. Bronson, Walter G. Bronson, Levi Crannell and Daniel A. Martin are by these presents incorporated as a body politic and corporate, and shall continue to be a body corporate and politic with and under the name of "The Schyan River Improvement Company," and by that name shall have perpetual succession and a common seal. Certain persons incorporated. Name, &c.

2. The said Honorable Erskine Henry Bronson, Frank P. Bronson, Walter G. Bronson, Levi Crannell and Daniel A. Martin shall be and are by these presents constituted into a board of directors of the said company, and shall remain in office as such until other directors shall have been elected by the shareholders, and they shall have power and are hereby authorized, immediately after the passing of this act, to proceed with the objects sought by the present incorporation, and to manage the affairs of the said company. Provisional directors; their term of office and powers.

3. The capital stock of the said company shall be thirty thousand dollars, divided into three hundred shares of one hundred dollars each, and shall be composed of the said sum of thirty thousand dollars already paid and subscribed. Capital stock and shares.

4. The affairs of the said company shall be managed by a board of five directors in accordance with the by-laws passed or to be passed by the shareholders, who shall choose one of their number to be president of the company, who, as chairman, shall have the casting vote at all meetings. Board of directors. President. Casting vote of president.

of the board in case of any equality of votes, in addition to his individual vote as a director.

Head office. **5.** The office of the company shall be at the city of Hull, in the county and district of Ottawa, and Province of Quebec.

Power to pass by-laws for certain purposes. **6.** The company shall have power to pass a by-law or by-laws, as they may deem necessary, for the proper working and management of the said company, and the said by-law or by-laws shall not require publication in any newspaper, but the same shall be printed and posted in the office of the company, and be open to inspection at all reasonable hours.

Power to construct certain dams, &c. **7.** The said company shall have power to construct at the mouth of, and in, upon and along the said rivers known as Schyan and Little Schyan Rivers, such works as dams, slides, wharves, piers, booms, and such other works and improvements as they may deem necessary for the proper floating, descent and booming out of square and other timber, lumber and saw logs, and also the creation and maintenance of water reserves upon and along the River Schyan, in the county of Pontiac, as far as and including a point at or near the head of what is known as the Mountain Chute, on the said River Schyan, including also a certain dam at the foot of Smith's Lake, on Smith Lake Branch, and also in, upon and along any part or parts of Little Schyan River and their branches, also within the county of Pontiac, in the said Province, with power and privilege to acquire and hold such real estate as they may deem necessary for their purposes, and the same to sell, convey or exchange as they shall see fit ; and also to acquire and hold all such dams, slides, wharves, piers, booms, vessels, boats, matters and things or other work necessary to facilitate the floating, descent, transmission and booming out, towing of square and other timber, lumber and saw logs down the said Rivers Schyan and Little Schyan and their branches ; and to blast rocks, dredge or remove shoals or other impediments, or otherwise improve the navigation of the said rivers.

Power to acquire slides, dams, &c. **8.** The said company may acquire any slides, dams, piers, reserve dams, booms, or other works or improvements already constructed in, upon, along, and at the mouth of the Rivers Schyan and Little Schyan and their several branches, and may pay the owners thereof, or the persons at whose cost they have been constructed, in stock of the said company, equal in amount to the value of such works, as established under the eleventh section of this act.

Company to maintain works in **9.** The said company shall maintain the said works and improvements in a proper and efficient state of repair, and

shall have power to levy and collect tolls, dues and charges ^{efficient} on all saw logs, square timber, boom timber, railway ties, ^{repair and} pulp wood, and other timber, or lumber, which may come ^{collect tolls.} into their possession by reason of the existence of the company's works, or the exercise of any of the powers under this act; and such tolls, dues and charges shall be so calculated, that, after defraying the necessary costs of maintaining and superintending the works or improvements, the balance of the receipts may, as nearly as possible, be equal, and in no case exceed ten dollars for every hundred expended and invested in the said works or improvements. The company shall hold a lien for such tolls, dues and charges on the saw logs, square timber, boom timber, railway ties, pulp wood, and other timber and lumber in respect of which the same are chargeable; provided, always, that such tolls, dues and charges shall not exceed in the aggregate in any one year a total rate of three cents per saw log of fourteen inches and upwards in diameter and seventeen feet and under in length, nor a proportionate rate per piece on any other timber or lumber, in accordance with the schedule mentioned in section 10; and provided, further, that the use of the waters held in reserve by any dam or dams for the purpose of facilitating the descent of any saw logs, square timber, boom timber, railway ties, pulp wood, or other timber or lumber, shall, for the purpose of calculating and levying the tolls, dues and charges, be considered as the use of such dam or dams in the same manner as if such saw logs, square timber, boom timber, railway ties, pulp wood, or other timber or lumber had actually been passed through such dam or dams.

Limit of tolls

Lien for tolls.

Proviso.

Further proviso.

10. The tolls to be collected upon different kinds of timber shall bear to each other the following proportion, viz :

Rate of tolls.

Red and white pine, tamarac, spruce and hemlock, square or waney board.....per piece	\$0 01
Saw logs, 17 ft. and under in length and 13 inches and under in diameter	" 0 00 $\frac{1}{12}$
Saw logs, 17 ft. and under in length and over 13 inches in diameter.....	" 0 00 $\frac{1}{6}$
Red and white pine, tamarac, spruce and hemlock, round or flatted, over 17 ft. and under 25 ft. long.....	" 0 00 $\frac{1}{4}$
Red and white pine, tamarac, spruce and hemlock, round or flatted, 25 ft. to 35 ft. long	" 0 00 $\frac{1}{3}$
Red and white pine, tamarac, spruce and hemlock, round or flatted, 35 ft. and upwards in length.....	" 0 00 $\frac{1}{2}$
Pulp wood, shingle bolts and other lumber generally.....per cord of 128 ft.	0 02

Railway ties other than cedar in 8 or 16 ft. lengths..... per length. of 8 feet.	0 00 $\frac{1}{8}$
Cedar, round or flatted, 8 ft. long or under per piece	0 00 $\frac{1}{4}$
Cedar, round or flatted, over 8 ft. and under 17 ft. long.....	“ 0 00 $\frac{1}{2}$
Cedar, round or flatted, over 17 ft. and under 25 ft.....	“ 0 00 $\frac{3}{4}$
Cedar, round or flatted, over 25 ft. and under 35 ft.....	“ 0 00 $\frac{1}{2}$
Cedar, round or flatted, 35 ft. and upwards	“ 0 00 $\frac{3}{4}$

Works to be in proper repair before being acquired by company. Valuation thereof.

11. Before any existing slides, dams, piers, reserve dams, booms or other works, or improvements are acquired by the said company, they shall be put in a proper and efficient state of repair, and the value thereof shall thereafter be appraised and determined by experts, one of whom shall be appointed by The Bronsons & Weston Lumber Company, one by the board of directors of The Upper Ottawa Improvement Company, and a third, in the event of a disagreement, by the two so appointed; and the values of all such works or improvements, as so determined, shall be the values at which they shall be acquired by the said company.

Consent required in certain cases.

12. The said company shall not construct any such work over or upon, or otherwise interfere with or injure, any private property or the property of the Crown, without first having obtained the consent of the owner or occupant hereof or of the Crown.

R. S. Q., art. 4651 to 4693, to apply if not inconsistent.

13. The general clauses of the Joint Stock Companies' Act of the Revised Statutes of the Province of Quebec shall apply to the company incorporated by these presents, except in so far as the same are inconsistent with the provisions of this act.

Powers to cease in certain event.

14. The power conferred by this act shall cease so soon as these improvements are no longer used or required for the purposes therein mentioned.