

three miles and a half, and subject to such conditions as the Lieutenant-Governor in Council may be pleased to determine, and provided also that the road be completed within one year from the passing of this act.

It is hereby declared that the subsidy mentioned in this section is to stand in lieu of that granted by paragraph *p* of section 1 of the act 45 Victoria, chapter 23.

*Grant replaces that made by 45 V., c. 23, s. 1, § p.*

10. In the event of any company having, within the delay prescribed in subsection 1 of section 2 of the act 45 Victoria, chapter 23, applied for any subsidy mentioned in the said act and furnished proof of its resources to construct its road, the order in council may issue at any time thereafter, if the Lieutenant-Governor is satisfied with the proof furnished; and if, owing to the proof furnished being considered insufficient, no order in council has been issued, the Lieutenant-Governor in council may require any such company to furnish to his satisfaction additional proof of its resources within six months after the passing of this act, and thereupon the Lieutenant-Governor in council may proceed as if the proof furnished had been in the first instance considered satisfactory.

*Order in council may issue at any time after satisfactory proof made within delays.*

*Further proof may be required in certain cases.*

*Order may thereafter issue.*

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

*Coming into force.*

## CAP. LXXVIII.

An Act to revive the charter of the Cap-Rouge and St-Lawrence Railway Company and to extend the delay for the commencement and completion of its works.

[Assented to 21st June, 1883.]

WHEREAS by the act of this Province, 46 Victoria, chapter 95, certain persons were incorporated under the name of the "Cap-Rouge and St-Lawrence Railway Company;"

*Preamble.*

Whereas it was by the said statute enacted that the said act should come into force by proclamation after the Lieutenant-Governor in Council should, within twelve months of the sanction of the said act, have proof that the company was in a position to carry out its undertaking;

Whereas by inadvertence the necessary proof was not furnished and such proclamation did not issue;

Whereas the Honorable Thomas McGreevy and others have prayed for a revival of the charter of the said company, for the purpose of building the railway described in

46 V., c. 95. the said act 46 Victoria, chapter 95, and whereas the building of such railway would greatly benefit the trade and prosperity as well of part of the county of Quebec as of the city of Quebec, 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 :

Persons incor-  
porated. **1.** The Honorable Thomas McGreevy, William Sharples, J. B. Forsyth, Ferdinand Hamel, John Sharples, Joseph Fiset, Joseph Elzear Bedard and Edward Dalkin, Esquires, with all such persons and corporations as shall become shareholders in the company hereby incorporated, shall be and are hereby constituted a corporation under the name of the " Cap-Rouge and St. Lawrence Railway Company. "

Name.

Company may  
build certain  
railway. **2.** The company and their servants shall have full power and authority to lay out, construct, make and finish a double or single track of iron or steel railway, from some point at or near the village of Ancienne Lorette, in the county of Quebec, intersecting the North Shore Railway, now the property of the Canadian Pacific Railway, running to the mouth of the River St. Charles, either within or without the limits of the city of Quebec, or running by the river Cap Rouge to the river St. Lawrence, thence following the north shore of the river St. Lawrence, through the coves to the city of Quebec, to a point within the city of Quebec, where the said company may have a deep-water terminus ; but in all cases, before entering the limits of the city of Quebec, the consent of the corporation of the said city shall be previously obtained.

Proviso.

Capital stock. **3.** The capital stock of the company shall be the sum of three hundred thousand dollars (with power to increase the same as provided by the Quebec Consolidated Railway Act, 1880), to be divided into six thousand shares of fifty dollars each, which amount shall be raised by the persons hereinbefore named, and such other persons and corporations as may become shareholders in such stock, and the money so raised shall be applied in the first place towards the payment of all fees, expenses and disbursements, for procuring the passing of this act, and for making the surveys, plans and estimates connected with the railway ; and all the rest and remainder of such money shall be applied towards making, completing and maintaining the said railway, the payment of interest on the sums paid up at the rate of not more than six per cent, during the continuance of the works, and other purposes of this act ; provided al-

Shares.

ways, that until the said preliminary expenses shall be paid out of the capital-stock, it shall be lawful for the municipality of any county, city, village or parish, interested in the railway or otherwise, to pay out of the general funds of such municipality such preliminary expenses, which shall be refunded to such municipality from the stock of the company, or be allowed them in payment of stock.

Municipal  
councils may  
pay prelimi-  
nary expenses.

4. The Honorable Thomas McGreevy, William Sharples, J. B. Forsyth, Ferdinand Hamel, John Sharples, Joseph Fiset, Joseph E. Bedard and Edward Dalkin are hereby constituted and appointed the first board of directors of the company, and, until others are appointed in the manner hereinafter prescribed, they shall form the board of directors of the company, and any five of them shall form a quorum for the transaction of business.

Provisional  
directors and  
quorum

5. The directors are hereby empowered to take all necessary steps for opening stock-books for the subscription of persons desirous of becoming shareholders in the company; and all persons subscribing to the capital stock of the company shall be considered proprietors and partners in the same, but shall be liable only to the extent of their stock therein.

Powers of  
directors to  
open stock  
books.

Liability of  
shareholders.

6. When and so soon as one-tenth part of the capital stock shall have been subscribed as aforesaid, and so soon as one-tenth part of the subscribed stock shall have been paid up, it shall and may be lawful for the directors, or any five of them, to call a meeting of the shareholders, at such place and time as they think proper, by giving at least one month's notice, in both languages in one or more newspapers published in the city of Quebec, at which general meeting, the shareholders present, either in person or by proxy, shall elect, by ballot, nine directors, qualified as hereinafter provided; and at the following annual general meetings, the said shareholders present, either in person or by proxy, shall elect three directors, in the manner and qualified as hereinafter prescribed; and the said directors shall constitute the board of directors and shall remain in office until they are replaced as hereinafter mentioned; and each shareholder at all meetings shall be allowed one vote for each share of stock held by him, upon which all calls shall have been paid.

First meeting  
for election of  
directors.

Notice there-  
of.

7. On the second Tuesday of March, in the year following the said election, shall be holden a general meeting of the shareholders of the company, at which meeting the shareholders present, as hereinabove stated, shall elect

Annual gen-  
eral meeting  
for election of  
directors.

three directors to replace three who shall go out of office, which three shall be elected for three years, and on the second Tuesday in March, in the following year, shall be holden another general meeting for the election of three directors to replace three from the six who shall have remained in office from the first election, and in the third year, the remaining three shall go out of office, and so on, annually, so that all the elections of directors, with the exception of the first, shall be made for three years.

Retiring from  
office of first  
directors.

The first nine directors elected together, shall draw lots to decide which three of them shall first go out of office, and such drawing shall take place before the notice calling the annual meeting is published, and the said notice shall contain the names of the three directors going out of office, and to be replaced; and the other six directors shall also draw lots in the following year to decide which three of them shall go out of office; and the notice calling the general meeting shall contain every year the names of the three directors going out of office, but the same may be re-elected; the notice of each annual meeting shall be given during one month in one or more newspapers published in the city of Quebec, and the election of directors shall be made by ballot and the persons so elected, together with those remaining in office, shall constitute the board of directors.

Notices of an-  
nual meeting.

Quorum of  
board.

8. Five directors shall form a quorum for the transaction of business, and the board of directors may employ one or more of their number as paid director or directors; provided however, that no person shall be elected a director unless he shall be the holder and owner of at least ten shares of the stock of the company, and shall have paid up all calls on the said stock at the time of his election.

Qualification  
of directors.

Form of deeds  
of conveyance  
of land.

9. All deeds and conveyances of lands to the company, for the purposes of this act, in so far as circumstance will admit, may be in the form given in Schedule A, to this act subjoined, or in any other form to the like effect; and for the purposes of the due registration of the same, all registrars shall be supplied, by and at the expense of the company, with a book, with copies of the form given in the said schedule A, one to be printed on each page, leaving the necessary blanks to suit the circumstances upon each separate conveyance, and shall, upon the production and proof of the execution of any such conveyance, enter the same in the said book without any memorial, and shall minute the registration or entry on the deed; and the registrars shall charge and receive from the company, for all fees on every such registration, fifty cents and no more,

Registration  
thereof.

Fees for regis-  
tration.

and such registration, shall be deemed to be valid in law, any statute or provision of law to the contrary notwithstanding.

10. The directors of the company shall have the power, Directors may issue bonds. and they are hereby authorized by this act to issue their bonds or debentures signed by the president and vice-president of the company, and countersigned by the secretary-treasurer, and under the seal of the company, for the purpose of raising the money necessary for the undertaking, and such bonds shall give and shall be held to give a privileged claim upon the property and rolling stock of the company and shall create a hypothec upon the said railway, lands, buildings and bridges, or upon any or all of them, according to the tenor of such bonds or debentures; such bonds or debentures shall further convey a privilege upon the fares or other revenues of the company, or upon a part or the whole of them, according to the tenor of such bonds or debentures; Provido. provided always that the amount of such bonds or debentures does not exceed the amount of the capital of the company, and that no such debentures be for a less sum than five hundred dollars.

11. The directors or a majority of them may, from time Vacancies on board. to time, replace any of their number dying or declining to act as such directors, from among the several persons being subscribers for, owning and holding shares in the company, sufficient to qualify him or them to act as director or directors as aforesaid; the said director or directors so appointed to hold office till the next annual meeting in the month of March following.

12. The railway shall be commenced *bona fide*, within Commencement and completion of works. one year, be completed to the Cap-Rouge within two years, and to the city terminus within five years, after the passing of this act.

13. This act shall come into force on the day of its Coming into force. sanction.

## SCHEDULE A.

### FORM OF DEED OF SALE.

KNOW all men, by these presents, that I, A. B., of  
do hereby, and in consideration of  
paid to me by the Cap-Rouge and St. Lawrence railway company, the receipt whereof is hereby

acknowledged, grant, bargain, sell and convey to the said company their successors and assigns, all that tract or parcel of land (*describe the land*), the same having been selected and laid out by the said company for the purpose of their railway; to have and to hold the said land and premises unto the said company, their successors and assigns forever.

Given under my hand and seal, at this day of  
one thousand eight hundred and

Signed, sealed and delivered } A. B.  
in presence of } (L. S.)

### CAP. LXXIX.

An Act to amend the act 46 Victoria, chapter 87, intituled:  
"An Act to incorporate the Great Northern Railway  
Company."

[Assented to 21st June, 1886.]

#### Preamble.

**W**HEREAS the Great Northern Railway Company has presented a petition praying for the passing of an act to amend its act of incorporation, and 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:

46 V., c. 87, s. 11, replaced.

Power of directors to issue mortgage bonds to certain amount.

Bonds to be lien on property without registration.

Proviso as to amount per mile.

Power of bondholders in event of in-

1. Section 11 of the act 46 Victoria, chapter 87, is replaced by the following:

"11. The directors of the company shall have power, and they are hereby authorized to issue mortgage bonds, made and signed by the president or vice-president of the company, and countersigned by the secretary and treasurer, and under the seal of the company, for the purpose of raising money for prosecuting the said undertaking; and such bonds shall, without registration or formal conveyance, be taken and be considered to be the first and preferential claims and charges upon the undertaking and the tolls and property of the company, real and personal, then existing and at any time thereafter acquired; provided the amount of such debentures does not exceed fifteen thousand dollars per mile, including the eight miles of said road already built between St. Jerome and New Glasgow; and provided also, that in the event at any time of the interest upon the said bonds remaining unpaid and owing,