

Bridge to be
replaced if
condemned.

which fine shall be recoverable by the corporation of the parish to the council of which the complaint was addressed, for its own benefit. And if, after being examined and inspected by the government engineer, the bridge is condemned, the said Laurent Gagnon shall be bound to replace it within two years from the date of the service upon him of a notice that the bridge has been condemned by the said engineer, under pain of forfeiting all the rights and privileges granted him by this act. But during such two years, the said Laurent Gagnon shall have the right to make use of other means to cross passengers, animals, cattle and loads over the river at the same rates of toll as above set forth, together with the other rights and privileges granted him by this act.

43-44 Vic. c.
30 to apply.

4. The act to protect toll-bridges in this Province, 43-44 Victoria, chapter 30, shall apply to the bridge which is the subject of this act.

Prosecutions
before whom
brought.

5. All prosecutions for infringement of this act may be taken before the Circuit Court of the District of Beauce or before any Justice of the Peace for the said district.

Certain vested
rights pre-
served.

6. Nevertheless the vested rights of the *curé* of the parish and the representatives of the late Jean Côté, under a deed of sale from Charles Morin and others to Laurent Gagnon, passed before Maître François Rouleau, at Ste. Claire, on the 21st December, 1871, if they have any such rights, are hereby specially reserved.

Municipality
may acquire
bridge.

7. The municipality may, at any time after the expiration of ten years from the passing of this act, purchase the bridge in order to make it a free bridge, according to the award of arbitrators made in the usual manner.

Act in force.

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

CAP. LIX.

An Act to authorize Onézime Latulippe, of the parish of St. Francis, in the county of Beauce, to construct a toll-bridge over the River Chaudière.

[Assented to 30th March, 1883.]

Preamble.

WHEREAS the construction of a permanent toll-bridge over the river Chaudière, in the parish of St. Francis,

in the county of Beauce, would greatly tend to facilitate the intercourse of the inhabitants of the said parish and of the neighboring parishes, to promote the settlement of the numerous townships to the west of the said parish, in the county of Beauce; and whereas Onézime Latulippe, of the said parish of St. Francis, has by petition prayed to be authorized to construct such a toll-bridge in the said parish and it is expedient to grant his prayer; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec enacts as follows:

1. The said Onézime Latulippe is authorized to erect and construct, at his own cost and expense, a toll-bridge over the Chaudière River in the parish of St. Francis, near the Church of the said parish and to erect and construct a toll-house and toll-gate for the use of such bridge, with dependencies and approaches, and for that purpose to acquire and possess the necessary grounds and roads.

O. Latulippe
authorized to
build toll-
bridge over
Chaudière.

2. The height of the arches of the bridge shall not, at any time, be less than four feet above the level of the highest waters in the river and the space between the piers shall not be less than one hundred and forty feet, so as to give free passage to rafts and boats.

Height of
arches and
distance be-
tween piers.

3. When the said bridge shall have been built, and shall have been approved by the government engineer, public notice of such approval shall at once be given by the engineer, by causing a copy of such notice to be posted on the main door of the church of the parish of St. Francis and causing it to be read aloud on the Sunday following at the close of Divine service in the morning, and it shall then be lawful for the said Onézime Latulippe to demand and exact, for passage over the said bridge, the following tolls, to wit:

Notice of ap-
proval of
bridge to be
given before
tolls can be
exactd.

| | |
|---|--------|
| For every vehicle drawn by four horses..... | \$0 25 |
| For every vehicle drawn by two horses..... | 0 15 |
| For every four wheeled vehicle drawn by one horse..... | 0 10 |
| For every two wheeled vehicle..... | 0 08 |
| For every horse and his rider..... | 0 03 |
| For every head of horned cattle..... | 0 01 |
| For every sheep and every pig..... | 0 01 |
| For every foot passenger..... | 0 01 |

4. As soon as the said bridge shall be open for the use of the public and so long as it shall be suitable for traffic, no person or company shall erect or cause to be erected,

No other
bridge to be
built within
certain dis-
tance.

Penalty on person building bridge and crossing passengers for gain, &c., within limits.

any bridge or bridges, nor use any vessel or boat for the carrying of any person, vehicle, cattle, material, merchandize or goods whatsoever, for hire or gain, across the said river, within the distance of three miles above and three miles below the said bridge; and any person or company who shall erect such toll-bridge or use or cause to be used, for gain or hire any means of crossing the said river, within the said limits, for the carrying of any person, vehicle, cattle, material, merchandize or goods whatever, shall pay to the said Onézime Latulippe, for each person, animal, vehicle or article so crossed over, treble the tolls hereby imposed.

Further penalty.

Proviso as to certain means of crossing.

And every person or company who shall be guilty of infringement of this section shall also be liable to a fine of ten dollars for each such infringement; provided always that nothing in this act contained shall be construed in such manner as to prevent persons, vehicles, cattle and loads from crossing the said river within the aforesaid limits by fording, or upon the ice or in canoes or other craft without payment.

Bridge to be kept in good order.

Penalty if bridge is not kept in good order.

Bridge to be rebuilt if condemned.

Privilege of owner of bridge during certain time.

5. The said Onézime Latulippe shall be bound to keep the said bridge in good order and condition, and if it should become dangerous, then upon a complaint by not less than ten persons addressed to the municipal council of the parish of St. Francis, the said Onézime Latulippe shall be bound to make it suitable for the safe passage of persons, vehicles, loads and cattle, under penalty of a fine of ten dollars for every day that he shall neglect so to do after being notified of such complaint, which fine shall be recoverable by the corporation of the said parish for its own benefit. And if, after examination and inspection by the government engineer, the bridge shall be condemned, the said Onézime Latulippe shall be bound to replace it, within two years from the date of the service upon him of a notice that the bridge has been condemned by the said engineer, under pain of forfeiting all the rights granted to him by this act; but during such two years the said Onézime Latulippe shall have the right to make use of other means of crossing over passengers, cattle, vehicles, and loads, but at the same rates of toll as above set forth, together with the rights and privileges granted him by this act.

43-44 Vict., c. 30, to apply.

6. The act to protect toll-bridges in this Province, 43-44 Victoria, chapter 39, shall apply to the said bridge.

Prosecutions not brought.

7. All prosecutions for infringement of this act may be instituted before the Circuit Court of the District of Beauce, or before any justice of the peace for the said district.

8. The said Onézime Latulippe shall erect and complete the bridge within two years from the date of the passing of this act, and if it be not finished within such delay so as to afford the public a safe and convenient passage over the bridge, the rights and privileges conferred upon him by this act shall lapse. Bridge to be built within certain time.

9. For the purpose of building such bridge, the said Onézime Latulippe shall have all the powers of expropriation conferred upon railway companies by the Quebec Consolidated Railway act, 1880, and the proceedings shall be the same with respect to the expropriation of the grounds required for the approaches to the said bridge, as with respect to the passage of vehicles and passengers over any island situate in the said river Chaudière or the banks thereof, but such ground shall not exceed in width that of an ordinary road. Certain powers given to Latulippe for purpose of building bridge.

10. The privilege conferred by this act shall last during thirty years. Duration of privilege.

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

CAP. LX.

An act to authorize Léon Montplaisir, of the Parish of St. Léonard, in the County of Nicolet, to erect a toll-bridge on the river Bécancourt, near the church of the Parish of Bécancourt, in the County of Nicolet, and to exact certain tolls on the said bridge.

[Assented to 20th March, 1883.]

WHEREAS the building of a toll-bridge on the river Bécancourt, near the church of the Parish of Bécancourt, in the county of Nicolet, would greatly tend to promote the welfare and to facilitate the trade and the progress of the county in general, and would be of very great advantage to the means of communication between the municipalities of the upper part of the county, thirteen in number, the inhabitants whereof have to cross the said river to go to Bécancourt, the *chef-lieu* of the county; and whereas Léon Montplaisir, carpenter and carriage-maker, of the Parish of St. Léonard, has, by petition, prayed to be authorized to construct such a bridge, and it is expedient to grant his prayer; Preamble.

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