

do hereby in consideration of \_\_\_\_\_ paid to me by the Massawippi and Magog Junction Railway Company, the receipt whereof is hereby acknowledged, grant, bargain, sell, and convey unto the said Company, its 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 purposes of its railway; to have and to hold the said land and premises unto the said company, its successors and assigns for ever.

Witness my hand and seal, at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_ one thousand eight hundred and eighty \_\_\_\_\_

Signed, sealed and delivered }  
in the presence of \_\_\_\_\_ }

C. D.

A. B. (L. S).

—  
CAP. C.

An Act to incorporate the "Lachine and Hochelaga Railway Company."

[Assented to 30th March, 1882.]

**W**HEREAS John McDougall, L. A. Sénécal, George Preamble.  
A. Drummond, Jean Bte. Renaud, Robert Cowan, Alexander S. Southood, L. J. Forget, Téléphore E. Normand, J. B. A. Mongenais and others have, by their petition, prayed for the incorporation of a company to construct the railway hereinafter described, and whereas the construction of the said railway would be a great advantage to trade and to the public, 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:

1. The persons named in the preamble and such other persons and corporations as shall become shareholders in the company hereby incorporated, shall be and are hereby constituted a body politic and corporate, by the name of the "Lachine and Hochelaga Railway Company," and shall be the provisional directors of the company.

2. The said Company and their servants shall have full power and authority to lay out, construct, make and finish a single or double railway, with iron or steel rails, of such

width and gauge as the company may judge most advantageous, from any point in the town or in the parish of Lachine, to a point on the bank of the river St. Lawrence, in the village of Hochelaga, passing in rear of the mountain of Montreal, with power to construct a line of railway from the aforesaid starting point, alongside of the Grand Trunk Railway, or to use their line, with permission, to Point St. Charles and to construct a branch from the line of the Grand Trunk Railway, or the branches thereof to the Canada Sugar Refining Company's premises ; provided the city council of Montreal grant the authorization therefor, and with power to extend such line of railway from the starting point to Dorval on one side and to the northern end of the Island of Montreal on the other.

**Head office.** 3. The head office and chief place of business of the Company shall be at the city of Montreal.

**Capital stock.** 4. The capital stock of the Company shall be one million dollars, to be divided into ten thousand shares of one hundred dollars each, which amount shall be raised by the persons hereinbefore named, and such other persons and corporations as may become shareholders in the Company.

**Provisional directors and powers.** 5. John McDougall, L. A. Sénécal, George A. Drummond, Jean Bte. Renaud, Robert Cowan, Alexander S. Louthood, L. J. Forget, Téléspore E. Normand, and J. B. A. Mongenais, shall be and are hereby constituted the provisional Board of Directors of the Company, and shall hold office as such until the Directors shall be appointed, under the provisions of this Act, by the shareholders, and shall have power and authority to fill vacancies occurring therein ; and the persons so appointed to fill vacancies shall thereupon become and be Directors of the Company equally with themselves ; and the said provisional Directors shall have power to open stock books and procure subscriptions for the undertaking, to cause surveys and plans to be made and executed, and to call a general meeting of shareholders for the election of Directors as hereinafter provided.

**First meeting for election of directors and notice therefor.** 6. When and so soon as one-tenth part of the capital stock of the Company shall have been subscribed as aforesaid, and ten per centum thereof paid up, the said Directors, or a majority of them, may call a meeting of the shareholders at such time as they shall think proper, giving at least one month's notice in one or more newspapers published in the city of Montreal, and in the Quebec Official

Gazette; at which said general meeting and at the annual general meetings, in the following sections mentioned, the shareholders, present in person or represented by proxy, shall elect Directors in the manner and qualified as hereinafter provided, to constitute the Board of Directors; and the said Directors, so elected, shall hold office till the first Tuesday in March in the year following their election.

7. On the said first Tuesday in March and on the first Tuesday in March in each year thereafter, at the principal office of the Company, there shall be held a general meeting of the shareholders of the Company, at which meeting the said shareholders shall elect the Directors for the then ensuing year, in the manner and qualified as hereinafter provided; and public notice of such annual meeting and election shall be published for one month before the day of election, one day in each week, in one or more newspapers published in the city of Montreal, and also in the Quebec Official Gazette, and the election of Directors shall be by ballot and the persons so elected shall form the Board of Directors; the number of the Directors to be so elected shall be settled by the by-laws of the Company, and shall not be less than five nor more than nine.

8. A majority of the Directors shall form a quorum for the transaction of business, and the said Board of Directors may employ one or more of their number as paid Director or Directors; provided however, that no person shall be elected as Director unless he shall be the holder and owner of at least one hundred shares of the stock of the Company, and shall have paid up all calls upon the said shares.

9. The Directors may at any time call upon shareholders for instalments upon each share, which they or any of them may hold in the capital stock of the Company, in such proportion as they may see fit, no such instalment exceeding ten per cent; and the Directors shall give one month's notice of such call in such manner as they may appoint.

10. The Directors of the Company, elected by the shareholders, may make and issue, as paid-up stock, shares in the Company, whether subscribed for or not, and may allot and hand over such stock as paid-up stock, and the mortgage bonds of the Company, in payment of right of way, plant, rolling stock or material of any kind, and also for

the services of contractors, engineers or employees of the Company ; and such allotment and issue of stock or bonds shall be binding on the Company, and the paid-up stock shall be unassessable thereafter for calls.

Issue of bonds authorized.

**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 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 however, that the whole amount of such issue of bonds shall not exceed in all the sum of fifteen thousand dollars per mile ; and provided also, that in the event at any time of the interest upon the said bonds remaining unpaid and owing, then, at the next ensuing annual general meeting of the Company and at all other general meetings, as long as the said default shall continue, all holders of bonds shall have and possess the same rights and privileges and qualifications for Directors and for voting as they would have had, if the bonds they held had been shares ; provided that the bonds and any transfers thereof shall have been first registered in the same manner as is provided for the registration of shares ; and it shall be the duty of the Secretary of the Company to register the same, on being required so to do by any holder thereof.

Proviso.

Power of trustees in certain event.

Proviso.

Security of such bonds.

Contents of deed.

**12.** And the Company may secure such bonds by a deed or deeds of mortgage executed by the Company ; and any such deed may contain such description of the property mortgaged by such deed, and such conditions respecting the payment of the bonds secured thereby and of the interest thereon, and the remedies which shall be enjoyed by the holders of such bonds, or by any trustee or trustees for them in default of such payment and the enforcement of such remedies, and may provide for such forfeitures and penalties in default of such payment, and may also contain authority to the trustee or trustees, upon such default, as one of such remedies, to take possession of the railway and property mortgaged, and to hold and run the same for the benefit of the bondholders thereof, for a time to be limited by such deed, or to sell the said railway and property after such delay and upon such terms and conditions as may be stated in such deed ; and any such deed may contain pro

visions to the effect that, upon such default and upon such other conditions as shall be described in such deed, the right of voting possessed by the shareholders of the Company shall cease and determine, and shall thereafter appertain to the bondholders; and such deed may also provide for the conditional or absolute cancellation, after such sale, of any or all of the shares so deprived of voting power, and may also, either directly by its terms, or indirectly by reference to the by-laws of the Company, provide for the mode of enforcing and exercising the powers and authority to be conferred and defined by such deed, under the provisions hereof; and such deed and the provisions thereof, made under the authority hereof and such other provisions thereof, as shall purport to grant such further and other powers and privileges to such trustee or trustees and to such bondholders, as are not contrary to law or to the provisions of this act, shall be valid and binding; but if any change in the ownership or possession of the said railway and property shall, at any time, take place under the provisions hereof, or of any such deed, or in any other manner, the said railway and property shall continue to be held and operated under the provisions hereof and of "The Quebec Consolidated Railway Act, 1880," as hereby modified.

Proviso for change in ownership of railway.

13. The bonds, authorized by this Act to be issued by the company, may be so issued in whole or in part, in the denomination of dollars or pounds sterling, or in either or both of them, and the coupons may be for payment in denominations similar to those of the bond to which they are attached; and the whole or any of such bonds may be pledged, negotiated or sold upon such conditions and at such price as the Board of Directors shall, from time to time, determine.

Form of bonds &c.

14. It shall not be necessary, in order to preserve the priority, lien, charge, mortgage, or privilege, purporting to appertain to or be created by any bond issued, or mortgage deed executed under the provisions of this Act, that such bond or deed should be registered in any manner, or in any place whatever; and a copy of any such mortgage deed, or agreement, certified to be a true copy by the Secretary, shall be received as *prima facie* evidence of the original in all courts of justice, without proof of the signatures or seal upon such original.

Registration of deed not necessary.

15. The Company shall have power and authority to become parties to promissory notes and bills of exchange of not less than one hundred dollars; and any such promissory note or bill of exchange made, accepted or endorsed by the President or Vice-President of the Company, and

Company may become party to bills and notes &c.

countersigned by the Secretary and Treasurer under the authority of a majority of a quorum of the Directors, shall be binding on the Company ; and every such promissory note or bill of exchange, so made, shall be presumed to have been duly made with the proper authority until the contrary be shown ; and in no case shall it be necessary to have the seal of the Company affixed to any promissory note or bill of exchange ; nor shall the President or Vice-President, or the Secretary and Treasurer of the Company be individually responsible for the same, unless the said promissory note or bill of exchange has been issued without the sanction and authority of the Board of Directors as herein provided and enacted ; provided however, that nothing in this section shall be construed to authorize the Company to issue notes or bills of exchange payable to bearer, or intended to be circulated as money, or as the notes or bills of a bank.

Seal thereon  
not necessary.

Proviso.

Company may  
build and work  
telegraph and  
telephone  
lines.

**16.** The Company shall have full power and authority to construct, work and operate a line or lines of telegraph or telephone, or both, in connection with and along the line of their railway and branches.

Company may  
build &c.  
docks &c.

**17.** The Company shall have power and authority to erect and maintain docks, dock-yards, wharves, slips, piers, warehouses and elevators at any point on or in connection with the said railway, and at all the termini thereof on navigable waters, except upon the property of the Harbour Commissioners of Montreal, within the limits of the Harbour of Montreal, for the convenience and accommodation of vessels, and to acquire, own, hold, charter, work and run steam and other vessels for cargo and passengers upon any navigable waters which the Lachine and Hochelaga Railway Company may reach or connect with.

Company may  
lease &c. road  
&c.

**18.** The Company may enter into any arrangement with any other Railway Company, for leasing the said railway or any part or branch thereof, or the use thereof, at any time or for any period, or for leasing or hiring from the said Company, any railway or any part or branch thereof or the use thereof, at any time or times and for any period ; provided, that the terms of such amalgamation, acquisition, lease, sale, arrangement or agreement are sanctioned by a majority of shareholders, present in person or represented by proxy, at a special general meeting called for the purpose of considering the same ; and the Company shall also have the power to enter into any arrangement with any other railway company for leasing or hiring, as lessors or lessees, any locomotives, tenders, cars, or other rolling

stock or moveable property, from or to any such company or any company or individuals; and, generally, to make any agreement or arrangement with any other such company, touching the use by one or the other or by both, of the said railway or rolling stock or moveable property of either or both, or any part thereof, or touching any service to be rendered by the one to the other and the compensation therefor.

**19.** The company shall have power to amalgamate or make arrangements with any line of railway, which shall cross or join its line, and shall also have full power and authority to enter into and conclude any arrangements, with any other railway company, for the purpose of acquiring any branch or branches to facilitate the connection between the company hereby incorporated and such other railway company, or to acquire the corporate property and franchise of any other company.

Company may amalgamate with others &c.

**20.** Except, as otherwise provided by this act, every railway, in the Province of Quebec, acquired by the company either by purchase or amalgamation, and every branch, in the Province of Quebec, made or acquired by the company, in pursuance of any arrangement under the provisions of this act, shall be held and deemed to be, according to the true intent and meaning of the "Quebec Consolidated Railway Act, 1880," a railway constructed under the authority of an act passed by the Legislature of Quebec.

Railways acquired by company to be deemed to be railways built under 43-44 Vic. c. 43.

**21.** All shareholders in the Company, whether British subjects or aliens, or residents in Canada or elsewhere, shall have equal rights to hold stock in the Company and to vote on the same, and shall be eligible to any office in the Company.

Shareholders' right to vote.

**22.** All deeds and conveyances of lands to the Company for the purposes of this Act, in so far as circumstances will admit, may be in the form of the Schedule to this Act subjoined.

Form of deeds of conveyance of land.

**23.** The construction of the railway shall be commenced during the year 1883, and shall be completed within four years from the passing of this act.

Commencement and completion of works.

**24.** This charter shall come into force by proclamation which shall be issued only after the Lieutenant Governor in council shall, within twelve months of the sanction of the present act, have proof that said company is in a position to carry out its undertaking.

Coming into force of charter.

## SCHEDULE.

## DEED OF SALE.

Know all men by these presents that \_\_\_\_\_ of \_\_\_\_\_ in the county of \_\_\_\_\_, for and in consideration of the sum of \_\_\_\_\_ to \_\_\_\_\_ paid by the "Lachine and Hochelaga Railway Company," which acknowledge to have received, do grant, bargain, sell, and convey unto the said "Lachine and Hochelaga Railway 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 purposes of their railway, to have and to hold the said lands and premises unto the said Company, their successors and assigns for ever.

Witness \_\_\_\_\_ hand and seal  
at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ one thousand  
eight hundred and \_\_\_\_\_

Signed, sealed and delivered }  
in the presence of \_\_\_\_\_ } A.B. [L.S.]  
C.D.

## CAP. CI.

An Act to amend the act incorporating "The Jacques-Cartier Union Railway Company."

[Assented to 30th March, 1883.]

WHEREAS "The Jacques-Cartier Union Railway Company," have, by petition, prayed for amendments to their act of incorporation, 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:

43-44 V., c. 50, amended.

1. The act, 43-44 Vict., chap. 50, is amended by striking out section 16.

Company declared to have been legally incorporated under 43-44 Vict., c. 50.

2. The Company, having been declared to be incorporated by a proclamation issued by the Lieutenant Governor of this Province and published in the Quebec Official Gazette, dated the thirtieth day of September last past, is hereby declared to have been legally constituted a body