

office as such, until the election of their successors, as soon as possible after ten thousand dollars of the capital stock shall have been subscribed and paid up.

Penalty for
injuring, &c.,
wires, &c., of
company.

9. If any person wilfully and maliciously injures, breaks, destroys or in any way damages the wires, poles, apparatus, instruments or other property of the company, or in any manner wilfully impedes or hinders the putting into operation and working of such telephone line, or intercepts any message transmitted by it, such person shall, on conviction thereof, before one or more justices of the peace of the locality in which the offense has been committed, be condemned to pay to the company a penalty not exceeding forty dollars, with the costs of suit, and in default of payment to be imprisoned in the common gaol of the district for a period not exceeding three months, without prejudice to the recourse which the company may have to the ordinary civil courts for damages caused to property.

31 Vic., c. 24,
to apply to
company.

10. The various provisions of the "Joint Stock Companies General Clauses Act," shall be considered as forming part of the present act, in so far as the same may apply thereto.

CAP. LXXIII.

An Act to amend the charter of the City of Montreal.

[Assented to 30th June, 1881.]

Preamble.

WHEREAS, in and by the then existing legislative provisions, the city of Montreal, then duly incorporated under the name of "*The Mayor, Aldermen and Citizens of the City of Montreal*," proceeded, in the year 1866, to the widening of Sherbrooke street, between the public highway known as Union Avenue and Saint-Denis street, after having determined by resolution of its council that the total cost of that improvement should be assessed upon the real estate benefited; that the cost amounting to the sum of \$36,522.07 was duly deposited in the prothonotary's office of the Superior Court in and for the district of Montreal, by the corporation on the 19th March 1866; that the assessors made the assessment roll of the cost upon the real estate benefited, which roll was contested before the court by several of the parties interested; and whereas the papers and documents, forming the record of the contestation and the roll of assessment itself are lost and have disappeared and cannot be found, notwithstanding the most active researches; and whereas the assessment roll, prepared as regards the widening of St.

Lambert street, in 1867, and the contestation which followed before the court, after the deposit of the sum of \$26,318.88 made by the corporation as indemnity, on the 5th June 1867 have disappeared and cannot be found;

And whereas, finally, it has become necessary, in the interests of justice, to enable the corporation to recover from the parties benefited by such improvements, the large sums of money disbursed by the corporation for the profit and advantage of the parties benefited; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

1. It shall be lawful for the said corporation of the City of Montreal to cause a new assessment roll to be made in each of the cases aforesaid, in the manner prescribed and specified in sub-sections 1, 2, 3, 4 and 5 of section 4 of the act 42-43 Victoria, chap. 53; and sections 8 and 9 of the said act shall apply to the said proceedings. But the commissioners appointed to make the new assessment roll for the widening of Sherbrooke street shall, in no case, impose a higher rate on any property than that imposed by the contested roll, as may be ascertained by copies of the last mentioned roll certified by the city clerk; and the costs, incurred by the parties contesting the said last mentioned roll; shall be paid by the city.

New assessment roll may be made for certain purposes.

Limitation of amount of assessments.

Costs of contestation of old roll by whom paid.

2. Section 83 of the act of the Legislature of this Province, passed in the 37th year of Her Majesty's reign, chap. 51, is repealed and the following substituted in its stead:

37 Vic., 51 s. 83, replaced.

"83. The special rate imposed, on the various trades, business or occupations hereinbefore specified, shall be payable for every establishment of such trade, business or occupation in the said city, when it shall be carried on by the same person, firm of persons or company in more than one distinct and separate house, building or place of business."

How special rate shall be payable.

3. And whereas it is in the interest of the city to amend certain provisions of the charter of the city, 37 Vict. Chap. 51 and more particularly sections 112, 114, 116 and 117, in so far as relates to the sinking fund for the repayment of the various loans therein mentioned and of any other loan which the said city may be authorized to effect, it is enacted that, in future, the city shall have power and authority to purchase and make use for the purposes of the sinking fund, of such of its bonds and securities as it may be able to obtain at or below par; and as to the loans to be effected after the passing of this act, the city is authorized to repay, if it deems proper, all such loans by means of annual drawings.

City may purchase its own bonds for sinking fund.

Annual drawings for payment of future loans.

Jurisdiction of
city police,
during exhibi-
tion in certain
parts of
St. Louis du
Mile End.

4. The police force of the city of Montreal and each and every officer or constable of the same shall have power, authority and jurisdiction during exhibition times over that piece of land adjoining the north west limits of the said city, used for the purposes of industrial and agricultural exhibitions, and commonly known as, "the Exhibition Grounds," and may arrest or cause to be arrested any person contravening the provisions of any by-law of the municipality of St. Louis du Mile End and more especially any by-law or statute concerning games or gambling, or the sale of intoxicating drinks, and may proceed against such person before the proper tribunal.

Act in force.

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

C A P . L X X I V .

An Act to amend the charter of the Town of St. Johns.
(43-44 Vict. chap. 62.)

[Assented to 30th June, 1881.]

Preamble.

WHEREAS the corporation of the Town of St. Johns has, by its petition, represented that it is expedient to make certain amendments to the charter of the said town, (43-44 Vict. chap. 62) and to grant it more ample powers ;

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

43-44 V., c. 62,
s. 18, amended.

1. Section 18 of the act, 43-44 Victoria chap. 62, is amended by adding, at the end of the said section, the following paragraph :

Nominations.

" The nomination of each candidate shall be in writing, and shall be signed by at least ten electors qualified to vote at such election, and shall be placed in the hands of the officer presiding at the election, on the morning of or the evening before the nomination day, but before the hour fixed for the nomination. "

43-44 V., c. 62,
s. 41, amended.

2. Section 41 of the said act is amended, by substituting the word : " or " for the word " and " in the last line but one.

43-44 V., c. 62,
s. 44, amended.

3. Section 44 of the said act is amended by striking out, in the third and fourth lines, the words " and at such meeting "

43-44 V., c. 62,
s. 47, amended.

4. Section 47 of the said act is amended, by adding, after