

25. In any action brought by or on behalf of the company in any court or in any proceeding before a justice of the peace, on behalf of any such company, the president and any shareholder shall be competent witnesses, notwithstanding their interest in such suit or otherwise. Shareholders shall be competent witnesses.

26. The directors of the said company may, if they see fit at any time after the whole capital stock of one hundred and twenty thousand dollars above mentioned shall have been subscribed and paid in, but not sooner, make a by-law for increasing the capital stock of the company to any amount which they may consider requisite in order to the due carrying out of the objects of the company. Such by-law shall declare the number and the value of the shares of the new stock, and may prescribe the manner in which the same shall be allotted, subject to the provision hereinbefore contained with reference to the right of preference in favor of the then existing body of shareholders. But no such by-law shall have force and effect until after it shall have been sanctioned by a vote of not less than two-thirds in amount of the shareholders at a general meeting of the company, duly called for considering the same. Increase of the capital stock. By-laws to that effect. Sanction thereof.

27. "The joint stock companies general clauses act" shall apply to and be a part of this act, except in so far as it is in contradiction to or inconsistent with any of the provisions of this act. Application of 31 V., ch. 24.

C A P . X C .

An Act to incorporate The Wharfage Company of Sorel.

[Assented to 23rd February, 1875.]

WHEREAS Louis Adelard Senecal, Ashley Hibbard, and Charles Gill, have, by their petition, represented that they, as well as others as associated with them, desire to obtain an act of incorporation for the purpose of forming a company to construct wharves and a dock at Sorel; and whereas it is expedient to grant their prayer; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows : Preamble.

1. Louis Adelard Senecal, Ashley Hibbard, Charles Gill, M. P., the Honorable Jean-Baptiste Guévremont, the Honorable Horace Fairbanks, Waldo Brigham, the Honorable George Hendie, N. A. Smith, M. D., Samuel T. Willett, Edward Campbell Wurtele and A. A. Taillon, or those among them, or any other persons who may become share- Certain persons incorporated.

- holders in the company created by the present act, shall be and are hereby constituted a body politic and corporate, under the name of "The Wharfage Company of Sorel," and shall be authorized and have the power to construct at Sorel, a dock and wharves on the banks of the river St. Lawrence, and also on those of the river Richelieu, within the limits of the town of Sorel and the parish of St. Pierre de Sorel, and the power to work the same, and shall be authorized for such purposes to purchase, possess and rent the lots and parcels of land which may be necessary to carry out the said enterprise, and also to erect and maintain the mechanism, building and dependencies connected therewith.
- Name of the company.**
Its general powers.
- Capital.** **2.** The capital of the company incorporated by the present act shall not exceed the sum of two hundred thousand dollars, unless it be increased in the manner hereinafter prescribed, and it shall be composed of shares of one hundred dollars each; but it shall be lawful for the said company to commence the enterprise and to exercise any of the powers conferred by the present act, as soon as ten per cent of the funds subscribed shall have been paid.
- Organization.**
- Provisional directors.** **3.** The said Louis Adelard Senecal, Ashley Hibbard, Charles Gill, the Honorable Jean-Baptiste Guévremont, the Honorable Horace Fairbanks, Waldo Brigham, the Honorable George Hendie, A. A. Smith, Samuel T. Willett, Edward Campbell Wurtele, and A. A. Taillon, shall be and are hereby constituted and appointed the first directors of the said company, and shall remain in office until others under the provisions of this act are elected by the shareholders, and shall continue to form till such time, the board of directors of the said company, with the power of opening stock books and demanding payments on shares subscribed in the said book, and they shall call a meeting of the shareholders to elect directors in the manner which shall be prescribed by by-law.
- Stock books, &c.**
- Subscriptions determined.** **4.** The said directors are by this act authorized to take all measures necessary to open stock books, and to determine by resolution the number of shares which each person may take and possess in the capital stock of the said company.
- Power to borrow.**
Proviso: **5.** The company may borrow money to the amount of three-fourths of its capital for the purpose of carrying on the operations of the undertaking, provided that at a general or special meeting of the shareholders, convened in conformity with the by-laws of the company, and after notice to such effect, a resolution for that purpose be adopted

by the two-thirds of the votes at such meeting either personally or by means of proxies, and in guarantee of the payment of the money so borrowed by the said company, it may hypothecate the whole or part of its immovable property to the extent of not more than two-thirds of its actual value, and it may sell or hypothecate all its movable goods and effects, and issue debentures charged upon the movable and immovable property of the company to secure the payment of the capital and interest of the sum borrowed ; provided that such debentures be for amounts of not less than five hundred dollars, and that a certificate of the number and of the amount of such debentures in proportion of their being issued, under the seal of the company, and the hand of the president and of the secretary, be deposited at the registry office of the county of Richelieu, which certificate may be taken communication of, at the rate of twenty-five cents for each communication, by any one requiring it.

Mortgages to that end.

Debentures.

Certificate of the number of those enregistered.

6. It shall be lawful for the majority of the shareholders of the said company, present at a general annual meeting, to decide that the capital of the said company be increased to the extent of an amount not exceeding in all four hundred thousand dollars, and such capital may then be so increased, either by means of new subscriptions among the then shareholders or by the admission of new shareholders, or otherwise, according as the said majority may judge proper, and the directors of the company, then in office shall and may open stock books, distribute the shares, receive subscriptions, demand payments, recover the amount thereof or sell the shares on which payments have not been paid, and act generally in reference to such new shares, as permitted by section four of this act, in relation to original shares, and the owners of the new capital shall have the same rights, and shall be subject to the same obligations relating thereto, as the owners of the original capital in respect to the said capital ; and such increase may be made at one time, or at two or more times, in such manner however, that the aforesaid amount be never exceeded.

Increase of the capital.

Stock books.

Rights of the owners of the new capital.

7. The Joint Stock Companies general clauses Act shall apply to the present act, in so far as the same is not incompatible with the present act.

Act 31 V., c. 24, shall apply.

8. The tolls for the use of the said wharves shall be determined by the lieutenant-governor in council.

Tolls.

C A P . X C I .

An Act to incorporate "The Windsor Hotel Company of Montreal," (Limited.)

[Assented to 23rd February, 1875.]

Preamble.

WHEREAS, Andrew Allan, Alexander Buntin, William E. Phillips, Horatio A. Nelson, James D. Gibb, Frederick W. Kay, and Matthew H. Gault, all of the city and district of Montreal, have, by their petition, prayed for the incorporation of themselves and others, as a Joint Stock Company, under the name of "The Windsor Hotel Company of Montreal," and it is expedient to grant their petition; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Certain persons incorporated.

1. The said Andrew Allan, Alexander Buntin, William E. Phillips, Horatio A. Nelson, James D. Gibb, Frederick W. Kay, and Matthew H. Gault, together with all such persons as may hereafter become shareholders in the Company hereby created, shall be and they are hereby constituted a body politic and corporate by the name of "The Windsor Hotel Company of Montreal," and may by and under such name sue and be sued, implead and be impleaded, defend and be defended, in all courts of law, and by such name they and their successors shall have perpetual succession, and may have a common seal, and may change and alter the same at pleasure; may acquire for themselves and successors under any legal title whatsoever, property of all description, real and personal, may alienate sell, convey, lease or otherwise dispose or dispossess themselves of the same or any part thereof, at all or any time or times as may be desirable for any and such price or prices and on any and such terms and conditions as they may see fit: and may, if deemed advisable, acquire other property real or personal for the purposes of this act.

Name of the corp.

Its general powers.

Power to erect a public hotel, &c.

2. The said company hereby created may erect and construct, in the city of Montreal, a public Hotel and other buildings necessary thereto, and may maintain and carry on the business of hotel-keepers in the said buildings or in any other buildings or property that they may acquire for such purpose in the city of Montreal, or may lease the same in whole or in part for the carrying on of the said business, and may reserve such portions of the said buildings, as may be thought fit for occupation by tenants, as shops, stores, and the like.