

Coming into
force of this
act.

2. This act shall come into force on the day of the sanction thereof.

C A P . X C V I I .

An Act to authorize Charles Côté, to construct Piers and Floating Booms on the River Bécancour.

[Assented to 23rd February, 1875.]

Preamble.

WHEREAS it is of importance for the advantages of lumbering on the river Bécancour and its tributaries, that safe and secure floating booms should be erected on the river Bécancour, from the upper part of the Island named "l'Isle à Hart," descending, until opposite the southern line of the property of Mr. Alex. McDonald, on the south-west branch thereof, and to the barn of Pierre Deshais, on the north-east branch named the "Petit Chenal;" and whereas Charles Côté, of Three Rivers, has by petition prayed for a privilege to that effect; 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 :

Power to construct piers, &c.

1. The said Charles Côté, of Bécancour, may construct piers, floating stationary booms and all fastenings and other things suitable for mooring, in sufficient number and of strength enough to assure a safe shelter for any logs of wood and other lumber, which may be made and brought down on the said river Bécancour; provided always that the said piers and floating booms, be constructed and placed in a manner not to obstruct in any degree the crossing or the free course and navigation of the said river. The said Charles Côté may place posts, or any other thing fit for mooring purposes, on the properties of the riparian proprietors, for the protection of the said booms, on the said Charles Côté previously paying to the said proprietors of the said lands, any damage which they may suffer thereby.

Proviso :

Indemnity.

Power to make certain works

2. The said Charles Côté shall have the privilege of mooring and placing in safety all rafts, floating booms or materials to construct rafts on the two shores, or on one or the other shore of the said river Bécancour, from the upper end of the island called "l'Isle à Hart," in descending, to opposite the south line of the property of Mr. Alex. McDonald, on the south-west branch, and to the barn of Pierre Deshais, on the north-east branch called "Petit Chenal," by the said Charles Côté previously paying, all damages caused to the proprietors or to the parties entitled thereto.

Indemnity.

3. The said Charles Côté, as an indemnity for the costs of ^{Rates to be received.} the construction and maintenance of the said floating booms, may exact and receive, during the period of twenty years, commencing from the passing of this act, the following tolls, from any person or persons who may use, or desire to use, the said floating booms, to wit :

For each pine log of 12 to 16 feet, 2 cents per log ;

For each log of white spruce of 12 to 16 feet, 2 cents per log ;

For each log of hemlock of 12 to 16 feet, 2 cents per log ;

For each piece of red spruce above 12 feet, 2 cents per piece ;

For each log of cedar, 1 cent per log ;

For each cord of firewood, 10 cents per cord ;

For red spruce in logs, and for any other kind of wood in logs cut for firewood, $\frac{1}{2}$ cent per *length*.

4. The said Charles Côté shall, at any time, during the ^{Right of way reserved to certain proprietors.} season of navigation, or during the whole time the said floating booms shall be placed and in use on the said river, be obliged and held to give or keep a free and sufficient passage to the proprietors of the lots along the river, and to every person or persons who may lumber, or have wood or other effects to bring down or take up the said river, so that the said persons shall not be unreasonably retarded in their passage of the said river.

5. The said Charles Côté may recover, if it be necessary, ^{Right to prosecute for amount due for use of booms, &c.} by means of prosecutions, before any court of justice of this province having jurisdiction in such matter, any amount which may, according to the tariff hereinabove mentioned, become due to the said Charles Côté, by any person or persons, who shall voluntarily use or require the use of the said floating booms, in order to save their timber, wood or effects.

6. The said Charles Côté shall, between the present time ^{Obligations of Charles Côté.} and the first day of May, 1876, make and complete the said booms, and cause the same to be accepted and inspected by an inspector of the public works department, and in default of his so doing within the said delay, the said Charles Côté shall forfeit the privileges conferred upon him by this act.

7. The said Charles Côté shall annually cause the said ^{Inspection of booms.} booms to be inspected, by an inspector of the department of public works, and obtain a certificate of the sufficiency of the said works.

8. The cost of inspection shall be defrayed by the said ^{Cost of inspection.} Charles Côté.