

For every four-wheeled vehicle, drawn by two horses, oxen, or other animals.....	\$0.05
For every additional horse, ox, or other animal..	0.02
For every horse and rider.....	0.02
For every horse, mule, cow, or head of cattle.....	0.02
For every sheep, calf, or pig.....	0.01

**Penalties.**

**6.** Any person who shall pass through the toll gates, or over, or upon, any of the bridges of the company so adapted as aforesaid, for the passage of foot-passengers, animals, and vehicles, without paying the toll which the company may be entitled to demand by virtue of this act, and against their consent, or who shall at any time, drive faster than a walk, on the said bridges, shall incur a penalty not exceeding five dollars, and in default of payment thereof, may be imprisoned for a period not exceeding ten days, in the common gaol of the district within which such offence has been committed.

34 Vict., ch.  
26, sec. 2,  
amended.

**7.** The second section of the act hereinbefore, first recited, thirty-four Victoria, chapter twenty-six, is hereby amended by striking out the words : "and Sutton," in the eleventh and twelfth lines of said section.

**Interpretation.**

**8.** This act, and the act hereby amended, shall be held, and construed as though forming one and the same act.

Coming into  
force of this  
act.

**9** This act shall come into force on the day when it shall be assented to by the lieutenant-governor of the province.

**C A P. XXVI.**

An Act to incorporate the Massawippi and Grand Trunk Junction Railway Company.

[Assented to 28th January, 1874.]

**Preamble.**

**W**HEREAS Ozro Morrill, Rufus P. Stewart, James H. Judd, Israël Wood, John B. Daly, Joseph L. Terrill, C. H. McClintock, N. Cheney, William H. Holmes, Stephen Foster, L. R. Robinson, Thomas Locke, J. W. Heath, J. P. Baldwin, and Samuel Goodhue, esquires, have petitioned that an act may be passed creating a company to be authorized to construct a railroad from some point on the line of the Massawippi Valley railway, in the county of Stanstead, to some point on the line of the Grand Trunk railway, in said county ; and 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:

1. Ozro Morrill, Rufus P. Stewart, James H. Judd, Israël Wood, John B. Daly, Joseph L. Terrill, C. H. McClintock, N. Cheney, William H. Holmes, Stephen Foster, L. R. Robinson, Thomas Locke, J. W. Heath, J. P. Baldwin, and Samuel Goodhue, esquires, with such other persons, corporations or municipalities as shall, under the provisions of this act, become shareholders in the company hereby incorporated, shall be, and are hereby ordained, constituted, and declared to be a body corporate and politic, by and under the name of "The Massawippi and Grand Trunk Junction Railway Company."

Constitution of the corporation.

Name.

2. The said company and their agents and servants shall have full power and authority, under this act, to lay out, construct, make and finish a double or single track iron railway, at their own costs and charges, of such width or gauge as the company see fit, from some point on the line of the Massawippi Valley railway, in the county of Stanstead, to some point on the line of the Grand Trunk railway, in said county of Stanstead; and the said company shall have power and authority to construct the different sections in such order as they see fit.

Power to build a railway.

3. The capital stock of the said company shall not exceed in the whole the sum of one million of 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 said stock, and the money so raised shall be applied, in the first place, to the payment of all fees, expenses and disbursements for procuring the passing of this act, and for making the surveys, plans and estimates connected with the railway, and all the rest and remainder of such money shall be applied towards making, completing and maintaining the said railway, and other purposes of this act; provided always, that until the said preliminary expenses shall be paid out of the capital stock, it shall be lawful for the municipality of any county, city, town or township interested in the said railway or otherwise, to pay out of the funds of such municipality such preliminary expenses, which sums shall be refunded to such municipality from the stock of the said company, or be allowed in payment of stocks.

Capital.

Payment of preliminary expenses.

Municipalities may pay these expenses.

4. Ozro Morrill, Rufus P. Stewart, James H. Judd, Israël Wood, John B. Daly, Joseph L. Terrill, C. H. McClintock, N. Cheney, William H. Holmes, Stephen Foster, L. R. Robinson, Thomas Locke, J. W. Heath, J. P. Baldwin, and Samuel Goodhue, esquires, shall be and are hereby constituted a board of directors of the said company, and shall

Board of prov. directors.

have power and authority to fill vacancies occurring therein, to associate with themselves therein, not more than five other persons who shall thereupon become and be directors of the company equal with themselves, and shall hold office as such until other directors shall be appointed, under the provisions of this act, by the shareholders, and shall have power and authority, immediately after the passing of this act, to open stock books and procure subscriptions for the undertaking, to make calls upon the subscribers, to cause surveys and plans to be made and executed, and, as hereafter provided, to call a general meeting of shareholders for the election of directors.

Their powers.

**5.** The said directors are hereby empowered to take all necessary steps for opening the stock books for the subscription of parties desirous of becoming shareholders in the said company, and all parties subscribing to the capital stock of the said company, shall be considered proprietors and partners in the same.

First election of directors.

**6.** When and so soon as fifty thousand dollars shall have been subscribed, as aforesaid, and five thousand dollars paid in on account of such shares, it shall and may be lawful for the said directors, or a majority of them, to call a meeting of shareholders at such time and place as they shall think proper, giving at least two weeks' notice in one or more newspapers published in the counties through which the said railway shall pass, at which said general meeting, and at the annual general meetings in the following sections mentioned, the shareholders present, either in person or by proxy, shall elect nine directors in the manner, and qualified as hereinafter provided, which said nine directors shall constitute a board of directors, and shall hold office until the first Wednesday in September in the year following their election.

Subsequent election.

**7.** On the said first Wednesday in September, and on the first Wednesday in September in each year thereafter, at the principal office of the said company, there shall be holden a general meeting of the shareholders of the said company, at which meeting the said shareholders shall elect nine directors for the then ensuing year, in manner and qualified as hereinafter provided, and public notice of such annual general meeting and election shall be published one month before the day of election, in one or more newspapers, published in the towns or counties along the line of railroad; and the elections for directors shall be by ballot, and the persons so elected, together with the *ex-officio* directors, under "The Quebec Railway Act, 1869," shall form the board of directors.

Notice required.

8. Five 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 a director unless he shall be the holder and owner of at least five shares of the stock of the said company, and shall have paid up all calls on the said stock.

Quorum.  
Remuneration and qualification of directors.

9. In the elections of directors under this act, and in the transaction of all business at general shareholders' meetings, each shareholder shall be entitled to as many votes as he holds shares upon which the calls have been paid up.

One vote per share.

10. It shall and may be lawful for the directors, at any time, to call upon the shareholders for instalments upon each share which they, or any of them, may hold in the capital stock of the said company, in such proportion as they may see fit; no such instalment shall exceed ten per cent, and one month's notice thereof shall be given, in such manner as the directors may appoint.

Calling in instalments.

11. All deeds and conveyances of lands to the said company, for the purposes of this act, in so far as circumstances will admit, may be in the form given in schedule A, to this act subjoined, or in any other form to the like effect, and for the purposes of due enregistration of the same, all registrars, in their respective counties, are required to be furnished by, and at the expense of the said company, with a book with copies of the form given in the said schedule A, one to be printed on each page, leaving the necessary blanks, to suit the circumstances of each separate conveyance, and shall, upon the production and proof of due execution of any such conveyance, enter the same without any memorial, and shall minute the enregistration or entry on the deed; and the registrar shall charge and receive from the said company, for all fees, on every such enregistration, fifty cents, and no more, and such enregistration shall be deemed to be valid in law; any statute or provisions of law to the contrary notwithstanding.

Deeds and conveyances.  
Enregistration thereof.

12. The said company shall have power and authority to become parties to promissory notes and bills of exchange, for sums not less than one hundred dollars, and any such promissory notes or bills of exchange made or endorsed by the president or vice-president of the company, and countersigned by the secretary and treasurer of the said company, and under the authority of a majority of a quorum of the directors, shall be binding on the said company; and every such promissory note or bill of exchange so made, shall be presumed to have been made with proper authority, until

Power to make &c., promissory notes and bills of exchange.

the contrary be shewn, and in no case shall it be necessary to have the seal of the said company affixed to such promissory note or bill of exchange, nor shall the said president, or vice-president, or the secretary and treasurer, be individually responsible for the same, unless the said promissory notes or bills of exchange have 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 said company to issue notes or bill of exchange, payable to bearer, or intended to be circulated as money, or as the notes or bills of a bank.

Proviso :

Issue of bonds.

**13.** The directors of the said company shall have the power, upon being duly authorized thereto, by a vote of a majority of stockholders in the said company, present at any annual meeting in the month of September, or at any special meeting of the stockholders called for said purpose, to issue their bonds, made and signed by the president and vice-president of the said company, and countersigned by the secretary and treasurer, and under the seal of the said company, for the purpose of raising money for prosecuting the undertaking, and such bonds shall be and be considered to be privileged claims upon the property of the said company, and shall bear hypothec upon the said railway without registration; provided, however, that no such bonds, bearing such hypothec, shall be issued until after the said sum of fifty thousand dollars, as provided by this act, shall have been expended in and upon the said railway; and provided also, that the whole amount raised upon such bonds shall not exceed two hundred and fifty thousand dollars.

Privileges and ranks thereof.

Proviso :

Powers respecting freight of goods not paid for.

**14.** In case of refusal or neglect to pay the toll or freight due to the said company on any goods, they shall have the power to detain the same until payment of such freight be made, and in the meantime such goods shall be at the risk of the owners, and if such goods be of perishable nature, the said company shall have the right to sell the same forthwith, on the certificate of two competent persons establishing the fact of their being so perishable; and if such goods are not of a perishable nature, and shall remain unclaimed for twelve months, the company may, after giving one month's notice in two newspapers nearest the place where the goods may be, dispose of the same by public auction, and the proceeds of the sale, after paying the said freight and the costs of sale, shall be handed over to the owner, if he shall claim the same.

Powers to enter into any agree-

**15.** It shall be lawful for the said company to enter into any agreement with any other railway company, for leasing

the said railway, or any part thereof, or the use thereof, at any time or times, to such other company, or for leasing or hiring from such other company any railway or any part thereof, or the use thereof, or for leasing or hiring any locomotives, tenders or movable property, and generally to make any agreement or agreements with any such other company touching the use by one or the other or by both companies of the railroad or movable property of either or of both, or any part thereof, or touching any service to be rendered by the one company to the other, and the compensation therefor, and any such agreement shall be valid and binding, and shall be enforced by courts of law, according to the terms and tenor thereof.

**16.** The directors of the said company elected by the shareholders, in accordance with the provisions of this act, shall have power and authority to enter into and conclude any arrangements with any other chartered railway company, for the purpose of making any branch or branches to facilitate a connection between this company and such other chartered railway company, and shall have full power and authority to negotiate with any company having the chartered right of constructing a bridge across the St. Lawrence river, at or near the city of Montreal, for the right of using the said bridge for the purposes of the railway, and the advantage and benefit of the company hereby incorporated.

**17.** It shall and may be lawful for the said company to take and appropriate, for the use of the said railway, but not to alienate, any wild lands of the Crown along the line of the said railway which may be necessary for the said railway, with the consent of the lieutenant-governor in council, and also so much of the land covered with the waters of any river, stream, lake or canal, as may be necessary for the works of the said railway; provided, that if the said railway shall cross any navigable river or canal, it shall not be lawful for the said company to obstruct the navigation of such river or the use of such canal.

## SCHEDULE A.

### FORM OF DEED OF SALE.

Know all men by these presents, that I, A. B., of do hereby, in consideration of paid to me by the Massawippi and Grand Trunk Junction Railway Company, the receipt whereof is hereby acknowledged, grant, bargain, sell and convey unto the said Massawippi and Grand Trunk Junction 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 land and premises unto the said company, their successors and assigns for ever.

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

Signed, sealed, and delivered  
in presence of

A. B.

L. S.

## CAP. XXVII.

An Act to amend the Act incorporating the Waterloo and Magog Railway Company.

[Assented to 28th January, 1874.]

### Preamble.

WHEREAS the president and directors of the Waterloo and Magog railway company have, by petition, prayed that their act of incorporation be amended; and whereas it is expedient to grant the prayer of the said petition; Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Company may  
acquire pro-  
perty of other  
companies.

1. The Waterloo and Magog railway company shall have power and authority to purchase, hold, and take the lands, buildings, road-bed, and generally all the movable and immovable estate, rights and property, whether legal or equitable, or any part thereof, which are used or intended for railway purposes, belonging to any railway company or companies, or other corporation or corporations, having railway powers in this province, or belonging to any foreign railroad company or companies, or the trustees and managers thereof, the property of which company or companies, corporation or corporations, or persons, lies between the limits or termini defined in the charter of the said Waterloo and Magog railway company, or is conterminal therewith; and shall also have power and authority to amalgamate with such other company or companies, corporation or corporations, upon such terms as the shareholders of the Waterloo and Magog railway company may approve; and any such companies, corporations, or persons, shall have power to sell their railway, movable and immovable property, rights and estate to the Waterloo and Magog railway company, and any such sale or agreement shall be valid and shall be enforced by courts of law, according to the terms and tenor thereof,

Other com-  
panies have  
power to sell  
to Waterloo  
and Magog  
company.

