

dollars above and beyond its present capital, making its capital to consist of thirteen hundred thousand dollars, and such issue of new stock may be made in such manner and upon such terms and conditions as the said company may fix and determine by by-law.

2. The said company is hereby authorized and empowered, in addition to the powers already possessed by it, to own and run for hire within the limits of the city and district of Montreal, omnibuses and other vehicles being of the nature of a public conveyance. Powers to own and run omnibuses, &c.

The said omnibuses, as well as the said passenger railway, shall be subject, however, to such regulations as the council of the said city, and the councils of the municipalities in the limits of which the said omnibuses and the said passenger railway cars may run, or the trustees of the Montreal turnpike roads may enact and impose by a vote of the majority of the whole number of the members of the said councils, provided that such regulations do not in any way affect the existing contracts between the said company and the corporation of the said city; and the said corporation of the city of Montreal and the said municipalities are hereby authorized to make regulations and by-laws to that effect. Subject to regulations of municipalities or trustees. Proviso :

C A P . X X X I .

An Act to incorporate the Montreal Omnibus Company.

[Assented to 28th January, 1874.]

WHEREAS the persons hereinafter named have, by their petition, prayed that they may be incorporated under the title of "The Montreal Omnibus Company," for the purpose of running omnibuses and vehicles, for the conveyance of passengers in the city and parish of Montreal; and whereas it is expedient to grant the prayer of the petitioners; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows: Preamble.

1. Robert Kerr, Louis H. Hainault, William Almour, Louis Derosiers, Charles Desmarteau, and such other persons as shall become shareholders of the said company, are hereby constituted a body corporate and politic for the purposes herein mentioned by the name of "The Montreal Omnibus Company." Incorporation.

2. The capital stock of the company shall be fifty thousand dollars, in shares of ten dollars each, with authority to Capital stock.

increase its capital stock, by the issue of new stock, to the extent of fifty thousand dollars above and beyond its present capital, making its capital to consist in all of one hundred thousand dollars, and such issue of new stock may be made in such manner and upon such terms and conditions, and in such proportion as the company may fix and determine by by-law.

Commence-
ment of opera-
tions.

3. The company may commence operations and exercise the powers hereby granted, so soon as twenty thousand dollars of the capital stock shall be subscribed, and twenty per cent thereon paid up.

Powers to
acquire.

4. The company may purchase, lease, hold, acquire and transfer all real or personal estate, necessary for carrying on the operations of the company.

Board of direc-
tors.

5. The affairs of the company shall be under the control and shall be managed and conducted by a board to consist of five directors, each of whom shall be a stockholder to an amount of not less than two hundred dollars, and shall be elected on the first Tuesday of November of every year, at the office of the company; and all such elections shall be by ballot, by plurality of the votes of the stockholders present, each share to have one vote, and stockholders, not personally attending, may vote by proxy; and the directors, so chosen, shall as soon as may be, elect one of their members to be president, which president and directors shall continue in office one year, and until others shall be chosen to fill their places; and if any vacancy shall at any time happen in the office of the president or directors, the remaining directors shall supply such vacancy for the remainder of the year.

Elections.

President.

Vacancies

First directors.

6. The said Robert Kerr, Louis H. Hainault, William Almour, Louis Derosiers and Charles Desmarteau, shall be the first directors of the company, and shall severally hold their offices till the first Tuesday of November, next after the company goes into operation.

General
powers.

By-laws.

7. The directors of the company shall have full power and authority to make, amend, repeal and re-enact all such by-laws, rules, resolutions and requisitions, as shall appear to them proper and necessary touching the well ordering of the company, the acquirement, management and disposition of its stock, property, and effects, and of its affairs and business, the entering into arrangements and contracts with any person or persons, corporation or municipality, the declaration and payment of dividends out of the profits of the said company, the form and issuing of stock certificates and

the transfer of shares, the calling of special and general meetings of the company, the appointment, removal and remuneration of all officers, agents, clerks, workmen and servants of the company, the fares to be received from persons carried by the omnibuses and vehicles of the company over the whole or any part of their route, and in general, to do all things that may be necessary to carry out the objects, and exercise the powers incident to the company, subject however to such conditions and charges as the city of Montreal may exact and impose by a vote of the majority of the whole of the council.

8. The stock of the company shall be deemed personal Stock. estate, and shall be transferable in such way as the directors shall by by-laws direct.

9. If the election of directors be not made on the day appointed by this act, the company shall not, for that reason, be dissolved; but the stockholders may hold the election on any other day, in the manner provided for by any by-law passed for that purpose; and all acts of directors until their successors are elected shall be valid and binding upon the company. Elections.

10. The directors may, from time to time, raise or borrow, Debentures. for the purposes of the company, any sum or sums not exceeding twenty thousand dollars, by the issue of bonds or debentures in sums of not less than one hundred dollars, on such terms and credit as they may think proper, and may pledge or mortgage all the property and income of the company, or any part thereof, for the repayment of the moneys so raised or borrowed, and the interest thereon; provided Proviso: always, that the consent of three-fourths in value of the stockholders of the company shall be first had and obtained, at a special meeting to be called and held for that purpose.

11. If any person enters any of the omnibuses, sleighs, or other vehicles of the company used in the transport of passengers, in a state of intoxication, or if any person being in any of the said omnibuses, sleighs, or other vehicles, makes use of obscene and indecent language, or is guilty of conduct against decency or such as to incommode or in any way interfere with the comfort of the passengers, such person may be ordered, forthwith, to leave the said omnibus, sleigh or other vehicle; and in default of such person leaving, forthwith, such person may be removed from the said omnibuses, sleighs or other vehicles, without return of fare, (should the same have been paid) by any officer, clerk or servant of the company, and any person may lawfully aid and assist such officer, clerk or servant in so doing. Persons intoxicated, &c.