

CAP. XXVI.

An Act to amend the Act 33 Victoria, Cap. 32.

[Assented to 24th December, 1872.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

1. The section first of the act thirty-third Victoria, chapter thirty-two, is amended, by adding after the word "by-road," in the fourth line of the said section, the words, "as also any person or persons who shall have obtained from any municipal council, under any by-law passed for that purpose permission to stone any road to make thereof a turnpike road." Sec. 1, of 33 V., c. 32, amended.
2. The section two of the said act is amended by adding after the word "third," in the second line, the words, "or the permission." Sec. 2, of said act, amended.
3. The section five is repealed, and the following substituted therefor: Sec. 5, of said act, replaced.
 "A notice that such petition will be presented to the lieutenant-governor in council shall be published during a period of fifteen days in an English and in a French newspaper published in the nearest locality, and a copy of such notice shall be posted up for at least fifteen days at the door of the church in each of the parishes through which the road will pass. It shall be read on two consecutive Sundays after divine service in the morning, and if there be no such church there the said notice shall be posted in some public and usually frequented place in the parish." Publication of previous notice of presentation of petition.
4. The following words are added at the end of section ten: "and if they stone any road or part of a road upon which work of stoning has been already done they shall not be entitled to exact any toll from any proprietor or proprietors bound to the maintenance of that part of the road already stoned, nor from their employees or persons of their families, until they shall have paid, according to the judgment of arbitrators, the value of the work already done, to the persons who shall have made such road a turnpike road." Addition to sec. 10 of said act.
Compensation to be paid for any part of road already stoned.
5. The section twelve is repealed, and the following substituted therefor: "12. For one month after the publication of the letters patent, any proprietor who is bound to the maintenance of the road shall be entitled to take such number of shares as he may deem proper, provided the shares" Sec. 12, of said act, repealed.

Distribution of
shares in the
company.

so taken do not exceed the amount which the following proportion gives him: the total amount of the value of the properties bound to the maintenance of the road is to the capital of the company as the value of the properties bound to the maintenance of the road of the proprietor desirous of taking stock, is to the amount which he shall be entitled to take in stock. After the expiration of one month, as aforesaid, if the charter has been obtained by reason of a permission granted under a by-law of a municipal council, the balance shall belong to the person or persons who shall have obtained a charter; but in the other case the directors may permit all persons, corporations or municipalities to take such number of shares as they may deem proper, and the balance which shall not have been so taken up shall be divided between the applicants in proportion to the value of each land bound to the maintenance of the road, if it be a front road, and in proportion to the share of maintenance to which each proprietor is bound, if it be a by-road. No fraction of a share shall be granted, but the directors may, if they deem it advisable, grant one share to the person entitled to a fraction of one."

Sec. 13, of
said act,
amended.

6. The section thirteen of the said act is amended by adding after the word "aforesaid," in the third line, the following words: "If the charter has been obtained in virtue of a petition signed by two-thirds of the persons interested in the road."

Sec. 41, of
said act,
amended.

7. The section forty-one of the said act is amended by adding after the word "toll," in the eleventh line, the words, "and all persons who, going for manure, shall have paid toll, shall be entitled, on their return, with the same vehicle loaded with manure, to get back what they shall have paid."

Sec. 49, re-
pealed.

8. The section forty-nine is repealed.

CAP. XXVII.

An Act respecting the Act 27 and 28 Victoria, Chapter 52, for the protection of insectivorous and other birds beneficial to Agriculture.

[Assented to 24th December, 1872.]

Preamble.

WHEREAS by an Act of this Province, 31st Victoria, chapter 27, section 15, intituled: "An Act to amend the Game Laws of this Province," all acts and parts of acts

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