

Cummings, Isaac Buchanan, Horace H. Day, Adam Crooks, A. F. B. Clench, and John Simpson, shall be the Directors of the said Company, and they and their successors shall and may have continued succession, and, by the name of The Erie and Ontario Grain Portage Railway Company, shall be capable of contracting and being contracted with, of suing and being sued, of pleading and being impleaded, answering and being answered unto in all Courts and places whatsoever, in all manner of actions, suits, complaints, matters and concerns whatsoever; and they and their successors may and shall have a common seal, and may change and alter the same at their will and pleasure, and by the same name of "The Erie and Ontario Grain Portage Railway Company" they and their successors shall also be by law capable of receiving, purchasing, having and holding to them and to their successors any estate, real, personal or mixed, to and for the use of the said Company, and of letting, conveying and otherwise departing therewith, for the benefit and on account of the said Company, from time to time, as they shall deem necessary and expedient.

**Corporate powers:**

**Powers of Directors:**

**First Election of Directors.**

4. The persons above named shall, until the next election of Directors of the Company as hereinafter provided for, be the Directors of the Company incorporated under this Act, and until such election takes place, shall have, exercise and enjoy all the powers and rights they could or would enjoy if elected under this Act, and shall have all the powers by this Act conferred on the Directors so to be elected; and the Directors herein named shall elect persons to fill such offices as may be required to carry on the business of the Company, such officers to hold their respective offices until the first election of Directors hereinafter mentioned; provided always and it is hereby enacted, that the first election of Directors to be held after the passing of this Act shall take place so soon as one thousand shares of the capital stock of the said Company shall have been subscribed and the first instalment of ten per cent actually paid thereon, and that from and after such first election, the above named Directors of the said Company shall be immediately superseded, and their powers and authority cease and determine, and the same shall thenceforth be exercised only by the Directors elected under and after the passing of this Act.

**Line of Railway.**

5. The said Company are hereby authorized to construct, work and operate a Railway with a single or double track, commencing at or near the village of Fort Erie, thence to the village of Chippawa, and thence, upon the acquisition by this Company of the Erie and Ontario Railway, either by purchase or lease, as hereinafter authorized, to the Town of Niagara; provided always that during the construction of said Railway the line thereof may be deviated from, but in no instance to a degree of more than four miles; and provided also that should this Company acquire by purchase or lease the Erie and Ontario Railway, pursuant to the provisions hereinafter contained, that the line thereof may be altered wherever it may appear to the engineer of the Company to be an improvement to the general line of Railway.

**Annual Elections of Directors.**

6. From and after the first election of Directors which shall take place next after the passing of this Act, the property, affairs and concerns of the Company shall be managed by seven Directors to be chosen by the shareholders on the first Tuesday of June in each year, in the manner hereinafter provided, and notice of such annual election and of the time and place of holding the same shall be published two weeks before the day of election, in one newspaper published in the County of Welland, and one newspaper published in the County of Lincoln; and all elections for Directors shall be by ballot, and the persons