

In the High Court of Justice

QUEEN'S BENCH DIVISION.

Writ issued the 5th day of October, 1885.

BETWEEN

CONNIE & McLENNAN,

Plaintiffs,

AND

THE CANADIAN PACIFIC RAILWAY COMPANY,

Defendants.

STATEMENT OF CLAIM.

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1. The plaintiffs are contractors, resident at the Town of Port Arthur.
2. The defendants' railway company is a corporation duly incorporated by an Act of the Parliament of the Dominion of Canada, passed in the 44th year of the reign of Her Majesty Queen Victoria, and chaptered one.
3. The object of the said corporation was to construct a line of railway connecting the seaboard of British Columbia with the railway system of Canada.
4. In order the more easily and effectually to carry out the construction of the said railway, and for the purposes of the defendant corporation only, a charter was obtained by the defendant company for a corporation called the North American Railway Contracting Company, the name of which latter corporation was used by the said defendant railway company in entering 20 into contracts for the construction and equipment of the said railway.
5. On or about the 3rd day of September, A. D. 1883, the said plaintiffs entered into a contract with the said "The North American Contracting Company," acting for and on behalf of the defendant railway company, which contract has subsequently been adopted, ratified, assumed