

der the Detroit River for Railway purposes, from some point at or near the town of Windsor in the county of Essex, to or near the city of Detroit in the State of Michigan.

Conditions.

(a) The said Tunnel may be made double, either in the whole or in part, with a third Tunnel for drainage purposes, if necessary.

(b) When the said Tunnel is completed and put in operation, all trains of all Railways or Rail Roads terminating at Windsor aforesaid or at Detroit aforesaid, now constructed or hereafter to be constructed, shall have the right to pass through the said Tunnel, at corresponding tariff rates for the persons and property transported, so that no discrimination in tariff rates for such transportation, shall be made in favor of, or against any Railway or Rail Road, whose trains or business pass through the said Tunnel.

(c) The company shall have power to use any of the Public Highways for the construction and maintenance of the Tunnel or the works authorised by this Act, with the consent of the municipal council having jurisdiction over such highway.

Power to arrange for local business.

4. The company are hereby authorised to work trains by steam or horse power for local passengers and freight traffic between Detroit and Windsor, through the Tunnel hereby authorised to be constructed and to connect the said trains with other Railways, and by rails or otherwise work the said trains into the town of Windsor and within its corporate limits.

Powers of Provisional Directors.

5. The persons named in the first section are constituted the Board of Provisional Directors of the said company, and shall hold office as such until the first election of Directors under this Act, and shall have power and authority immediately after the passing of this Act, to open Stock Books, and procure subscriptions of stock for the undertaking, giving at least four weeks previous notice by advertisement in the "Canada Gazette," of the time and place of their meeting, to receive subscriptions of stock; and the said Provisional Directors may cause surveys and plans to be made and executed, and may acquire any plans and surveys now existing, and it shall be their duty, as hereinafter provided, to call a general meeting of Shareholders for the election of Directors.

No subscription valid unless ten per cent paid thereon.

6. No subscription of stock in the capital of the said company shall be legal or valid, unless ten per centum shall have been actually and *bonâ fide* paid thereon, within five days after subscription, into one or more of the chartered Banks of Canada, to be designated by the said Directors, and such ten per centum shall not be withdrawn from such bank, or otherwise applied, except for the purposes of such Tunnel, or upon the dissolution of the company, from any cause whatever: and the said directors or a majority of them may, in their discretion, exclude any persons from subscribing, who, in their judgment, would hinder, delay, or prevent the said company from proceeding with and completing their undertaking under the provisions of this Act; and if more than the whole stock shall have been subscribed, the said provisional Directors shall allocate and apportion it amongst the subscribers as they shall deem most advantageous and conducive to the furtherance of the undertaking; and in such allocation the said Directors may, in their discretion, exclude any one or more of the said subscribers, if, in their judgment, this will best secure the building of the said Tunnel.

Rights of aliens or non-

7. Any Shareholder in the said Company whether a British subject or an alien, or a resident in Canada or elsewhere, shall have