

(73)

1854.]

BILL.

[No. 73.

An Act further to amend the Act incorporating the Montreal and Vermont Junction Railway Company.

WHEREAS it has been found necessary to amend an Act of this Province, passed in the twelfth year of Her Majesty's Reign, intituled "*An Act to incorporate the Montreal and Vermont Junction Railway Company,*" and another Act passed in the session held in the fourteenth and fifteenth years of Her Majesty's Reign, intituled "*An Act to amend and extend the Act incorporating the Montreal and Vermont Junction Railway Company,*" and the said Company have petitioned for such amendment: Be it therefore enacted, &c., as follows,—

Preamble.

The said Montreal and Vermont Junction Railway Company shall have power to become parties to Promissory Notes and Bills of Exchange, and any Promissory Note or Bill of Exchange drawn, accepted or indorsed by the President of the Company, and countersigned by the Clerk or Secretary of the Company, under the authority of a quorum of the Directors, shall be binding on the said Company, and shall be presumed to have been properly made, drawn, accepted and indorsed, as the case may be, for the Company, until the contrary be shewn; and in no case shall it be necessary to have the seal of the Company affixed to any such Bill or Note, nor shall the President, Clerk or Secretary of the Company so making, drawing, accepting or indorsing any such Bill or Note be thereby subjected individually to any liability whatever: Provided always, that nothing in this clause shall be construed to authorize the Company to issue any Note payable to bearer or any Note intended to be circulated as money or as Notes of a Bank.

Company may be parties to Promissory Notes and Bills of Exchange.

Proviso.

II. In case of the absence or illness of the President of the Company, the Vice-President shall have all the rights and powers of the President, and shall be competent to sign all Notes, Bills, Debentures and other instruments, and to perform all acts which, by the Regulations and By-Laws of the Company or by the Acts incorporating and relating to the said Company, are required to be signed, performed and done by the President; and the Directors may at any meeting require the Secretary to enter such absence or illness among the proceedings of such meeting, and a certificate thereof, signed by the Secretary, shall be delivered to any person or persons requiring the same, on payment to the Treasurer of five shillings, and such certificate shall be taken and considered as *prima facie* evidence of such absence or illness at and during the period in the said certificate mentioned in all proceedings for or against the said Company in Courts of Justice or otherwise.

President being absent or ill, Vice-president to act.

III. If any person fail to pay the tolls or freight in respect of any carriage or goods conveyed on the said Railroad, it shall be lawful for the Company to detain such goods and carriage or any other carriage or

Company may detain property the tolls or freight not being paid.