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No. 130.

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2nd Session, 6th Parliament, 22 Victoria, 1859.

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(PRIVATE BILL.)

**BILL.**

An Act to incorporate "The Rivière du Loup  
" Bridge Company, in the County of  
" Maskinongé," and to authorize the said  
Company to erect a toll-bridge over the  
Grand River du Loup.

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Received and read, first time, Tuesday, 8th  
March, 1859.

Second reading, Wednesday, 9th March, 1859.

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MR. CARON.

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TORONTO:

PRINTED BY JOHN LOVELL, YONGE STREET.

An Act to incorporate the "Bridge Company of  
Rivière du Loup, in the County of Maskinongé,"  
and to authorize the said Company to erect a  
Toll-bridge over the Grande Rivière du Loup.

**W**HEREAS the construction of a toll-bridge, with a draw-bridge Preamble.  
over the Grande Rivière du Loup, in the Parish of St. Antoine  
de la Rivière du Loup, in the County of Maskinongé, in the District of  
Three Rivers, upon the line of the main street of the village of the said  
5 parish, near the parish church, would greatly tend to promote the wel-  
fare and intercourse of the inhabitants of the said parish, and of the  
neighbouring parishes and townships, and of the public generally; And  
whereas Moïse Houde, Sueton A. Dame, Charles Martin, Pierre Béland,  
Edouard Caron, Léandre Lamothe, Louis Lamontagne, Narcisse  
10 Paillé, François Roy, Louis Bélanger, François Béliveau, Narcisse  
Beaulieu, Antoine Décoteau, Félix Ricard, Félix Lafèche, Louis Joseph  
Bourret, Ambroise Thelrault, Moïse Villeneuve, Antoine L. Augé, Louis  
Baribeau, J. B. Peltier, Désiré L. Augé, the Reverend J. Lebourdais,  
Priest, the Reverend J. Boucher, Priest, Antoine Arseneau, Charles L.  
15 Augé, Léon Terrien, Thomas Lamothe, Laurent Desaulniers, William  
Hastie, Pierre Bergeron, Maxime Picotte, Joseph Trépanier, Louis  
Cloutier, Hercule Gagnon, Abraham Caron, Hermine Leblanc, On.  
Lamontagne, Ludger Bellemare, Louis Benoit, François Lesage, Louis  
Caron, and Eugène Verboncœur, of the said Parish of St. Antoine de  
20 la Rivière du Loup, have, by a petition presented by them for that object,  
prayed to be incorporated by the name of the "Bridge Company of  
Rivière du Loup, in the County of Maskinongé," and to be authorized  
to construct a toll-bridge, with a draw-bridge, over the said Grande  
Rivière du Loup at the place above mentioned: Therefore Her Majesty,  
25 &c., enacts as follows:

I. The above mentioned persons, and their heirs, executors, curators, Certain persons incorpo-  
and assigns, together with all such other persons as are now or shall at  
any time hereafter become shareholders in the said bridge and toll-house  
and their appurtenances, and be associated with and members of the said  
30 Company, their heirs, executors, curators, and assigns, shall be, and are  
hereby constituted and established a body corporate and politic in fact  
and in name, by the name of the "Bridge Company of Rivière du Loup,  
in the County of Maskinongé;" and the said persons are hereby autho-  
rized to erect and construct, at their own cost and expense, a solid and  
35 sufficient toll-bridge, with a draw-bridge, over the said Grande Rivière  
du Loup, in the said Parish of St. Antoine de la Rivière Loup, at the  
place aforesaid, and to erect and construct a toll-house and toll-gate,  
with approaches and other dependencies to or upon the said bridge; and

Corporate  
name and  
powers.

also to do and execute all such other matters and things as shall be necessary, useful, or advantageous for erecting and constructing, keeping up and maintaining the said intended bridge, draw-bridge, toll-house, toll-gate, approaches, and other dependencies, according to the true intent and meaning of this Act; and the service of all suits, copies, documents, and judicial proceedings, upon the President of the said Company, shall be held to be legal and sufficient service. 5

Capital of Company and number of shares. II. The capital of the said Company for the construction and erection of the said bridge, draw-bridge, toll-house, toll-gate, accessories and other dependencies, and also to defray the preliminary expenses incurred and hereafter to be incurred, shall be four thousand dollars, divided into one hundred and seventy parts or shares of twenty-five dollars each; Provided always, that it shall be lawful for the President and Directors of the Company to increase the capital of the said Company by the sum of three thousand dollars; and the said shares shall be deemed personal and moveable estate; and as such shall be transferable by sale or otherwise by the shareholders in the said Company; and any party acquiring one or more of the said shares shall, on the production of a copy of his deed of acquirement to the Secretary-Treasurer of the said Company, to be deposited and kept among the records of the said Company, be considered as a shareholder in the said Company, and shall enjoy all the privileges and advantages conferred upon and granted by this Act to the other shareholders in the said Company; Provided always, that no person who shall acquire one or more shares in the said Company from a Director thereof, shall be entitled to be a Director in the said Company without having been elected or appointed as such, in the manner prescribed by this Act. 10 15 20 25

Proviso, for increase.

Proviso.

First general meeting. III. The first general meeting of the shareholders in the said Company shall be held on the second Monday of December immediately after the passing of this Act, at ten o'clock in the forenoon, in a house in the Village of the said Parish of St. Antoine de la Rivière du Loup, to be designated for that purpose, of which meeting notice shall be given at the door of the church of the said Parish, by the President or Secretary-treasurer of the said Company, and the said notice shall be read and posted up at the door of the said church at least seven days before such meeting, and shall state the day and hour at which such meeting shall take place; at which meeting the shareholders present, and the absent shareholders by their proxies, shall choose among the said shareholders five Directors to manage the affairs of the said Company, who shall only remain in office as Directors until the next annual general meeting of the said shareholders, and at the said meeting the shareholders present, and the absent shareholders by their proxies, may make and establish such by-laws, rules and regulations not being inconsistent with the provisions of this Act, as they shall deem expedient for the management and government of the affairs of the said Company, provided that they are not contrary to the laws of this Province, or to the provisions of this Act, and the said rules and regulations shall be entered in the minute-book of the said Company, and shall be binding upon all the shareholders and all parties interested in the said Company as though they formed part of this Act, and shall be and remain in force until altered, amended, extended or repealed. 30 35 40 45 50

By-laws, &c.

Present Directors to remain IV. The present administrators of the affairs of the said Company,

namely, the said Moïse Houde, Sueton A. Dame, Charles Martin, Pierre Béliand, and Edouard Caron, shall be and they are hereby declared to be the Directors of the affairs of the said Company, but they shall only hold office till replaced by those chosen and elected at the first general meeting.

5 and they shall have and exercise whilst so holding office all and every the powers of the Directors to be chosen and elected at the said first general meeting, and they shall be subject to the duties, obligations, conditions and restrictions which are imposed upon their immediate successors by this Act: Provided always, that they may be chosen and elected Directors for the year following at the said first general meeting, and the said Directors hereinbefore named may make and establish such rules and regulations as they may deem necessary or useful for the management and government of the affairs of the said Company, provided that they are not contrary to the laws of this Province, nor to the provisions of this Act, and the said rules and regulations shall be entered in the minute book of the Directors of the said Company, and shall be binding so long as they remain in force, in the same manner as those to be made and established in virtue of the provisions of the third section of this Act, but they shall only remain in force until the first general meeting of the stockholders to be held after the passing of this Act; and the said Moïse Houde shall be and he is hereby declared to be President of the said Company, but he shall only hold office until the election of the Directors to be chosen and elected at the first general meeting of the 25 shareholders to be held after the passing hereof.

V. After the first meeting to be held as aforesaid, a general meeting of the shareholders in the said Company shall take place, at ten o'clock in the forenoon on the second Monday of December in every year, in a house or place in the village of the said Parish of St. Antoine de la Rivière du Loup to be designated for that purpose, to choose and elect other Directors in the place and stead of the Directors going out of office, and also to examine and transact the business of the said Company, and to modify, amend, alter, repeal, or extend the by-laws, rules and regulations of the said Company, or to substitute others in lieu thereof, as may appear to them advantageous, which said meeting shall be called and held in the same manner as the first meeting as prescribed by the third section of this Act: Provided always, that the Directors going out of office may be re-elected, and as soon as possible after each election of Directors had at the first general meeting of the shareholders and at all subsequent general or special meetings, the said Directors shall proceed to elect a President of the said Company, who shall be chosen among the Directors elected, and shall hold office until the said Directors are all replaced or re-elected.

VI. Any failure to hold the first general meeting or any other meeting of the shareholders, or to elect Directors, or to choose and appoint a President, shall not dissolve the said Company, but such failure and omission shall and may be supplied by and at any special meeting to be called as the Directors may see fit to appoint, in conformity with the by-laws of the said Company, if any exist on that subject, or with an order which they shall make and give to that effect, if such by-laws do not exist, or by six shareholders of the said Company, by a notice to be given at the door of the church in the said Parish of St. Antoine de la Rivière du Loup, by the President or the Secretary-Treasurer or six of

the said shareholders, read and posted up for the time and in the manner prescribed for the first meeting by the third section of this Act, which said notice shall set forth the objects for which such special meeting is called, and until the election of new Directors those who shall hold office for the time being shall continue in office and shall exercise all the powers and fulfil all the duties thereof until the said new election shall have been held as hereinbefore prescribed. 5

Report to be made by Directors.

VII. The Directors shall, at every general annual meeting of the shareholders, make a report in writing upon the condition of the said bridge, toll-house, toll-gate, accessories and other dependencies, or of the works in progress for their construction, before they are entirely completed, and containing any suggestions which they may think proper to offer, together with a detailed statement of the finances of the said Company, showing the receipts, expenditure and , accompanied by vouchers, which said account shall, if the general meeting think proper, be submitted to one or three auditors, to be in such case appointed by the said meeting, to be examined and reported upon at a special meeting of the shareholders, to be called and held like any other special meeting of the said shareholders in the manner hereinafter prescribed, and, in default of an annual general meeting, such report account shall be presented at the special meeting of the shareholders to be held for the election of Directors, and the shareholders at such special meeting shall, if they think proper, appoint one or three auditors for the purposes above mentioned. 10 15 20

Its audit.

Special meetings.

VIII. It shall be lawful for the Directors, by an order passed to that effect at any one of their meetings, or for six shareholders of the said Company, if they think necessary or expedient to call special meetings of all the shareholders by notice given at the door of the parish church of the said parish of St. Antoine de Rivière du Loup by the President or Secretary-Treasurer or six of the said shareholders, read and posted up at the time and in the manner prescribed for the first general meeting by the third section of this Act, which said notice shall set-forth the objects for which such special meeting is called. 25 30

Where they shall be held.

IX. All the special meetings of the shareholders shall be held in a house in the village of the said parish of St. Antoine de la Rivière du Loup, which shall be designated in the notice, and all the general and special meetings of the shareholders shall be presided over by the President of the Company, and, in his absence, by a temporary President to be chosen by a majority of the votes present at such meeting, and the Secretary-Treasurer shall act as Secretary at all general or special meetings of the shareholders, and, in his absence, a temporary Secretary shall be appointed by the said meeting by the majority of votes thereat. 35 40

Scale of votes of shareholders.

X. On all occasions upon which the votes of the shareholders are to be given or taken, each shareholder shall have as many votes as he holds shares in the capital stock of the said Company, counting one vote for each share; any shareholder may vote by proxy if he desires so to do, provided that his proxy be furnished with a written authority for that purpose, and that he is himself a shareholder in the said Company and not otherwise, and every such authority shall be and remain deposited in the archives of the said Company; every question, election and appointment whatsoever, shall be decided by the majority of votes; 45 50

and, in case of equal division, the President shall have a casting vote in addition to the votes which he may have and give as a shareholder.

XI. Two registers shall be kept, in one of which shall be recorded all the proceedings and deliberations of the general and special meetings, and in the other all the proceedings and deliberations of the meetings of the Directors of the said-Company and the *proces verbal* of each meeting shall be signed in the register by the person who shall have presided at such meeting, and also by the person who shall have acted as Secretary, and there shall also be kept another register in which shall be entered all the reports and accounts presented by the Directors at the general or special meetings of the shareholders, and each report and return so entered shall be certified and signed by the Secretary-Treasurer of the Company.

XII. The Directors appointed or elected as aforesaid shall choose a Secretary, who shall at the same time be a Treasurer, but shall not be one of the Directors; and the said Directors shall require good and sufficient security from the said Secretary-Treasurer, whom it shall be lawful for them to remove at their will and pleasure, and the said Directors so appointed, three of whom shall form a quorum including the President, shall exercise all the powers vested in them, and fulfil all the duties imposed upon them by this Act and by the laws, rules, regulations and orders made passed and given at the general or special meetings of the shareholders: Provided always, that no Director shall have more than one vote at the meetings of the said Directors, and in case of an equal division the President shall have the casting vote.

XIII. All the meetings of the Directors shall be held at the place which they shall fix for that purpose, and they shall be presided over by the President of the said Company, and in his absence by a temporary President to be chosen from among the Directors present by a majority of votes; in the absence of the Secretary-Treasurer from any meeting of the Directors, a temporary Secretary shall be appointed in his place by a majority of the votes of the Directors present; but no Director shall be the temporary Secretary: The Directors may at their meetings make By-laws, rules and orders for fixing and regulating the periods and holding of their meetings, the manner in which the business shall be conducted thereat, and respecting the duties and conduct of the Secretary-Treasurer, of the temporary Secretary, and of the agents, officers, keepers and servants of the Company, provided that they shall not be contrary to the laws of this Province nor to this Act, nor to the rules, by-laws and orders to be made, passed and given at the general and special meetings of the shareholders, in which rules, by-laws and orders so by them made, they may change, amend, extend, modify or repeal, as they may think proper.

XIV. The Directors shall have power to appoint at their meetings and by a majority of votes, Directors from among the shareholders in the place of those who have died or resigned their office, or become incapable of acting from sickness, infirmity, or any other cause whatsoever, and the Directors so appointed shall not remain longer in office than those whom they replace would have done; and if the President of the Company dies, resigns his office as Director or President, or

becomes incapable of acting, the Directors shall choose another from among the Directors in the manner prescribed for the choice of a President by the fifth section of this Act, and the President so chosen shall only hold office so long as his predecessor would have done.

Duties of Secretary-Treasurer.

XV. The Secretary-Treasurer shall be the depository and keeper of all the registers, books, titles, papers, documents and archives of the said Company, and he shall be present at all general or special meetings of the shareholders, and at all meetings of the Directors, make and prepare minutes of such meetings and enter them in the registers, and also all other papers and documents, reports and accounts which ought to be entered, prepare all writings for the President and the Directors of the Company, prepare, publish and issue all notices and certify the same, render obedience to the President and Directors and execute their orders and injunctions, fulfil and execute all the duties required of him by this Act and by the rules, by-laws and orders which shall be made, passed and given at the general and special meetings of the shareholders and at those of the Directors, collect and receive all monies due and payable to the said Company for and on account of the shares in the capital stock of the said Company, for tolls or otherwise, keep the same or deposit it as he may be ordered or directed in the place or manner prescribed to him, make payments to those entitled thereto and as he may be directed and not otherwise, and render accounts of the monies received, disbursed, and in hand, and of monies due to the Company, in the manner and at the periods prescribed to him; and the President or any two Directors may, whenever they think proper, inspect and count the monies in the hands of the said Secretary-Treasurer.

Payment of instalments.

XVI. It shall be lawful for the said Directors to meet at all times and at such meetings to direct such instalments to be paid on the shares as they shall require, in order to meet the expenses of the said Company: Provided that no such instalment shall exceed *five dollars* for each share, and provided also that no instalments shall be made payable within less than one month from each other; and no instalment shall be demanded unless eight days' notice thereof shall be given at the door of the church of the said parish of Saint Antoine de la Rivière du Loup, on a Sunday or Holy-day; and all such instalments shall be paid into the hands of the Secretary-Treasurer, at such times and places as shall be ordered by the said Directors, under the restrictions above mentioned, and if any of the said instalments shall not be paid at the time required for the payment thereof, it shall be lawful for the President of the said Company, in the name of the said Company, to sue such shareholders as shall not have paid the amount of their instalments, before any court of competent jurisdiction, and to institute all such legal proceedings as shall be necessary to secure the payment of all sums due to the said Company; and the shares of all such shareholders as shall be sued and against whom judgment shall be recovered, shall be liable to seizure and sale for the satisfaction of the said judgments in the same manner as their other goods and chattels, and as in ordinary actions: Provided always, that in any action for the recovery of any instalment due, or of any balance due upon any instalment, it shall not be necessary to set forth the special matter in the declaration, but it shall be sufficient to allege that the defendant is the holder of one or more shares in the said Company, (stating the number of shares), and that he is indebted to the Company

Notice to be given.

Proviso, as to actions for their collection.



in the sum of money to which the instalments in arrear shall amount, (stating the number and amount of such instalments), whereby an action hath accrued to the Company by virtue of this Act; and it shall be sufficient to maintain the said action, to prove by one witness that  
 5 the defendant at the time of making such call, was a holder to the number of shares mentioned in the declaration, and that a demand was made and notice thereof given, in conformity with the above mentioned requirements, or of any other By-laws which shall have been made for that purpose by the said Company; and it shall not be  
 10 necessary to prove the appointment of the said Directors, nor of the Secretary-Treasurer, nor any other matter whatsoever, in order to obtain judgment in favor of the said Company.

XVII. There shall be opened from time to time, books of subscription Stock Books.  
 for shares in the capital stock of the said Company, in which shall be  
 15 inscribed the names, callings and residences of each stockholder, and the number of shares taken by each, and if such book already exists, and such shares have been taken before the passing of this Act, such book and such shares shall be considered and held to all intents and purposes whatsoever, as having been made and taken in conformity  
 20 with the provisions of this Act and shall be obligatory upon those concerned.

XVIII. The shares in the capital stock of the said Company shall be Assignment of shares.  
 assignable by the delivery of the certificates to be issued to the proprietors of shares and by transfer in the form to be established by a  
 25 By-law of the said Company, and by such assignment the party accepting it shall thenceforth become, with regard to such share or shares, a member of the said Corporation, with the same rights and privileges and subject to the same duties, charges and obligations as the other members or shareholders of the Company, but no such transfer  
 30 shall be valid or effectual unless all the calls on the shares so transferred have been wholly paid and unless such transfer has been approved and accepted by the Directors at one of their meetings, and every transfer so approved and accepted shall be entered in the subscription or stock book of the said Company, or in any other book kept for that purpose.

35 XIX. The Directors shall declare and pay dividends whenever the revenues of the said Company permit thereof, upon such conditions, at the periods and in the manner established by the rules and By-laws of the Company, but no dividend shall be declared or paid before all the debts of the Company have been discharged. Dividends.

40 XX. No shareholder or member of the said Company shall be individually or personally responsible or liable for any debts, engagements or losses of the said Company beyond the amount of their shares of the stock of the said Company. Shareholders' liability limited.

XXI. It shall be the duty of the Directors to appoint as many agents, Appointment of officers, servants, &c.  
 45 officers, keepers and servants' as they shall deem expedient for the interests of the said Company, and to fix their salaries and remunerations, and also those of the Secretary-Treasurer, if they think proper to allow any to that officer, and to make all contracts and payments for the purposes of the said Company and to do all other things necessary for the  
 50 management and transaction of its affairs, to answer in the name of the

said Company in all legal suits, to plead to the same, to agree upon *experts* or arbitrators, to transact, compromise, and generally to do whatever they may deem necessary or advantageous for the said Company; Provided that they shall not act contrary to the provisions of this Act nor to the rules, By-laws and orders of the said Company. 5

Secretary-Treasurer retiring from office.

XXII. It shall be the duty of any person who shall cease to be or to act as Secretary-Treasurer to the said Company, to deliver over without delay to the President thereof, all books, papers, records, documents, and other property which he may have in his possession, belonging to the said Company; and on his neglect or refusal to deliver over the same to the said President, he shall be liable to the said Company in the sum of *twenty-five pounds* currency, and for all damage which he may have caused, and shall be bound to deliver all the said books, papers, records, documents and other property, and to pay the costs, for the recovery of which, together with the said sums, damages and costs, the President in the name of the said Company may sue by one and the same action, or by more than one if he thinks proper, before any Court of competent jurisdiction, and may cause the said books, papers, records, documents, and other property to be at the same time seized by *saïsie revendication*. 10 15 20

Company may acquire lands, &c.

XXIII. For the purpose of erecting and building the said bridge, toll-house, wharves, quays, approaches, accessories, and other dependencies, and of opening an easy communication by means of the said bridge between the public highways passing on each side of the Grande Rivière du Loup, the said Company shall have full power and authority to take and acquire the lands necessary therefor on each side of the said river, paying to the proprietors the value thereof, which said value shall be established in the following manner: the Company and the proprietor of the land shall each appoint an *expert* in the ordinary manner, who shall not be an interested party, and upon failure by such proprietor to appoint one, the Mayor of the Parish of St. Anne d'Yamachiche, or of the Parish of Pointe du Lac, in the County of St. Maurice, shall appoint one in his place who shall not be an interested party, and the said two *experts* in case of difference of opinion between them, shall appoint a third, who also shall not be an interested party; the *experts* and the third *expert* also, if such be appointed, shall make oath before a Justice of the Peace to discharge their duty faithfully and impartially, and shall then forthwith proceed to make the said valuation and report thereon, by Act before Notaries or otherwise; the said Company shall then pay to the proprietor the amount of the said valuation, or tender the same to him, and may then, whether the amount have been accepted or refused, take possession of the land and convert it to the use of the Company without waiting for the transfer thereof to be made by the proprietor or otherwise; and the said Company may also from time to time, and when they shall require so to do, occupy any land or lands on either side of the said river, and make use thereof for carting, depositing, and working up materials and other things necessary for the erection, renewal, repair, and maintenance of the said bridge, toll-house, quays, piers, accessories, and other dependencies of the said bridge, causing as little damage as possible, and paying a just and reasonable compensation for the damage so caused and for the occupation of the said lands. 25 30 35 40 45 50

Arbitrations.

Elevation of arches.

XXIV. The elevation of the arches shall be fifteen feet or more above

high water mark, with a space of not less than forty feet between the abutments and the piers and between the piers, if there are more than one, for the passage of vessels and rafts; and the passage of the draw-bridge shall not exceed sixteen feet in width, and shall be placed in the 5 most convenient arch as regards the depth of water.

XXV. The said bridge and the said toll-house, toll-gate, and dependencies to be erected thereon, or near thereto, and also the ascents or approaches to the said bridge, and all materials which shall be from time to time found or provided, for erecting, building, or maintaining and 10 repairing the same, shall be vested in the said Company for ever; Provided that after the expiration of fifty years from the passing of this Act, it shall and may be lawful for Her Majesty, her heirs and successors, to assume the possession and property of the said bridge, toll-house, toll-gate, and dependencies, and the ascents and approaches thereto, upon 15 paying to the said Company the full and entire value which the same shall at the time of such assumption, bear and be worth: Provided always, that it shall be lawful for the Municipal Council of the said Parish of St. Antoine de la Rivière du Loup at any time to assume the possession and property of the said bridge, toll-house, toll-gate, accessories and other dependencies, and of the ascents and approaches to the 20 said bridge, upon paying to the said Company the full and entire value which the same shall at the time of such assumption, which said value shall be established by *experts*, one of whom shall be appointed by the said Council and another by the Company, and in case of difference of 25 opinion between the said *experts* they shall appoint a third, and the decision given by the majority shall establish the said value; but from the time of such assumption and thenceforth forever, the said bridge shall become and be a free bridge, and it shall not be lawful to exact any toll for crossing the same; And the said bridge shall thenceforward be 30 under the control of the said Municipal Council, who are hereby specially authorized, if they think proper, to raise the monies required both for the purchase of the said bridge and its dependencies and for their maintenance and repair, and this in accordance with the provision of the Municipal Act then in force in this Province: But before any such pro- 35 ceeding or By-law on the part of the said Municipal Council shall have force and effect it shall be submitted for the approval of the Municipal Electors of the said Municipality, and be approved by the votes of the majority thereof.

The bridge, &c., vested in Company for ever.

Proviso.

Proviso.

XXVI. When and so soon as the said Bridge shall be erected and 40 built, and made fit and proper for the passage of travellers, cattle, horses and carriages, and the same shall have been published at the doors of the Church of the said Parish of St. Antoine de la Rivière du Loup, it shall be lawful for the said Company, from time to time and at all times, to ask, demand, receive, take, sue for and recover, to 45 and for their own proper use, benefit and behoof, for pontage, as or in the name of a toll or duty, before any passing over the said Bridge shall be permitted, the several sums following, that is to say:

For every carriage or other four-wheeled vehicle drawn by two horses, six pence currency;

50 For every four-wheeled vehicle drawn by one horse, three pence currency;

For every cart, calèche, or other two-wheeled vehicle, and for every winter vehicle drawn by one horse, two pence currency ;

For every additional beast of draught, one penny currency ;

For every horse, ass or mule, with its rider, two pence currency ;

For every horse, mare, stallion, ass or mule, ox, bull, cow, or other 5  
horned animal, one penny currency ;

For every sheep, calf, lamb, goat or pig, one penny currency ;

For every person on foot, one half-penny currency.

XXVII. It shall be lawful for the Directors of the said Company whenever they think proper to do so, totake and receive communications 10  
for the year, or for any shorter period, for passing and re-passing over the said bridge, at a fixed and total sum, to be agreed upon by them and each subscriber, for the whole period of the communication ; but if such Company makes Rules and By-laws in that respect, whether they prohibit them or allow them, and fix the amount, the period and conditions, then the Directors shall be bound to conform thereto. 15

Exemption  
from tolls in  
certain cases.

XXVIII. Provided also, that no person, horse or carriage, employed in conveying a mail or mails, or letters, documents or papers, under the authority of Her Majesty's Post Office, nor the horses or carriages, laden or unladen, and drivers, attending officers and soldiers of Her Majesty's 20  
Forces, or of the Militia whilst upon their march or on duty, nor the said officers or soldiers nor any of them, nor carriages or drivers, guards or peace officers sent with prisoners of any description, as well going as coming, provided they are not otherwise loaded, shall be chargeable with any toll or rate whatsoever and shall not pay the same ; Provided 25  
also, that it shall and may be lawful for the said Company to diminish the said tolls, or any of them, and afterwards if they see fit, again to augment the same or any of them, so as not to exceed in any case the rates by this Act authorized to be taken : Provided also, that the said Company shall affix or cause to be affixed in some conspicuous place at 30  
or near the said Toll-gate, or upon the said bridge, a table of the rates payable for passing over the said Bridge, and as often as such rates shall be diminished or increased, they shall cause such change to be posted up in the manner aforesaid.

Proviso.

Proviso.

Tolls vested in  
the Company.

XXIX. The said tolls shall be, and the same are hereby invested in 35  
the said Company forever : Provided that if Her Majesty shall, in the manner hereinbefore mentioned, after the expiration of fifty years from the passing of this Act, assume the possession and property of the said Bridge, Toll-house, Toll-gate, and dependencies, and the ascents and approaches thereto, then the said Tolls shall from the time of such assumption 40  
appertain and belong to Her Majesty, Her Heirs and Successors, who shall from thenceforward be substituted in the place and stead of the said Company for all and every the purposes of this Act.

Company  
bound to open  
draw-bridge  
when  
required.

XXX. The said Company, their agents, toll collectors, keepers or others representing them, or having charge of the said bridge, shall be 45  
bound at all times, upon notice and verbal application to that effect, to

open within a reasonable time, not exceeding one hour, the passage of the said draw bridge, without being entitled to ask or exact any toll money, fee or reward whatsoever, so as to allow and give free passage to each and every boat or vessel, or raft, having one or more masts, navigating the said Grand Rivière du Loup, under a penalty of not less than five or more than fifty shillings, currency, for each and every failure so to do, to be recovered from the said Company or their agents, toll collectors, keepers or others representing them, and having such bridge in charge who shall have made such default, with costs of suit by the person or persons who shall have suffered damage by such default, without prejudice to the damages which may have been caused by the neglect to open the said passage, and for which the Company shall be responsible; Provided always, that the said Company, their agents, toll collectors or others representing the said Company and having charge of the said bridge, shall not be bound to open the said passage or cause it to be opened for any boat, vessel or raft, the mast or masts of which are moveable and can be unshipped or lowered so as to enable them to pass under the said draw bridge.

Proviso.

XXXI. If any person shall forcibly pass through the said toll-gate, or over or upon the said bridge without paying the requisite toll, or shall interrupt or disturb the said Company, or any person or persons employed by them in building, constructing, renewing or repairing the said bridge, toll-house, toll-gate, accessories or other dependencies, approaches, ascents, roads or avenues leading thereto, or shall interrupt or disturb the said Company or any person or persons employed by them in keeping the said bridge or appurtenances hereinbefore mentioned, or in demanding or collecting the tolls for passing or repassing thereon, or who shall pass on the said bridge at a rate faster than a walk, or shall drive his horse, ass, mule, horned cattle or other animal at a rate faster than a walk, every person so offending shall incur in each case and for each offence, a fine of not less than ten shillings nor more than forty shillings currency, or shall be imprisoned in the common gaol of the district of Three Rivers for a period not exceeding ten days.

Persons passing without paying or disturbing the Company.

XXXII. As soon as the Bridge shall be passable and opened for the use of the public, no person shall erect, or cause to be erected, any bridge or bridges, for the carriage of any person, cattle or carriage whatsoever, for hire across the said Grande Rivière du Loup, within the distance of one and a-half miles above and one and a-half miles below the said Bridge, measuring along the banks of the said branch of the said river, and following its windings; and if any person or persons, Company or Companies, shall erect a Toll-bridge or Toll-bridges over the said River, within the said limits, they shall pay to the Company hereby incorporated, treble the tolls hereby imposed for the persons, cattle, horses and carriages which shall pass over such bridge or bridges. But this Act shall in no way affect the bridge now existing within the limits aforesaid, in so far as regards its existence and maintenance as a free bridge.

No new bridge to be erected within a certain distance.

Exception.

XXXIII. If any person shall maliciously pull down, burn, destroy, break or injure the said Bridge or any part thereof, or the Toll-gate, Toll-house or other dependencies, or the approaches, ascents, avenues and roads leading thereto, to be erected and made by virtue of this Act, every person so offending and thereof legally convicted, shall be deemed guilty of felony, and punished accordingly.

Damage, &c., to bridge, how punished.

Bridge to be erected within four years.

XXXIV. The said Company, to entitle themselves to the benefits and advantages to them by this Act granted, shall, and they are hereby required to erect and complete the said Bridge, Drawbridge, Toll-house, Toll-gate and dependencies, approaches, ascents, avenues and road to the said Bridge, within four years from the day of the passing of this Act; and if the same shall not be completed within the term last mentioned, so as to afford a convenient and safe passage over the said Bridge, the said Company shall cease to have any right, title or claim of, in or to the Tolls hereby imposed, if Her Majesty think proper to collect them for the requirements of the Province; and in such case the said Company shall not by the said Tolls, or in any other manner or way, be entitled to any re-imbursement of the expense they may have incurred in and about the building of the said Bridge; and in case the said Bridge, after it shall have been erected and completed, shall at any time become impassable or unsafe for travellers, cattle or carriages, the said Company shall and they are hereby required, within two years from the time at which the said Bridge shall by the Court of Queen's Bench, in the exercise of its criminal jurisdiction in the District of Three Rivers, or by the Court of General or Quarter Sessions of the Peace in and for the District of Three Rivers, be ascertained to be impassable or unsafe, and notice to that effect shall have been given to them by the Court, to cause the same to be made safe and commodious for the passage of travellers, cattle and carriages; and if, within the time last mentioned, the said Bridge be not repaired or rebuilt as the case may require, then the said Bridge, or such parts thereof as shall be remaining, shall be and be taken and considered to be the property of Her Majesty, and, after such default to repair or rebuild the said Bridge, the said Company shall cease to have any right, title or claim of, in or to the said Bridge, or to the remaining parts thereof; and the Tolls hereby granted, and their and each and every of their rights in the premises, shall be wholly and for ever determined.

In case bridge becomes dangerous.

How penalties shall be recovered and levied.

XXXV. The penalties hereby inflicted, shall be recovered and levied upon complaint made by the said Company, or by the persons interested, before any one or more of the Justices of the Peace for the said District of Three Rivers, either by the confession of the offender, or by the oath of one or more credible witness or witnesses (which oath such Justice is hereby empowered and required to administer), with costs of suit by distress and sale of the goods and chattels of such offender, by warrant signed by such Justice or Justices of the Peace, and the overplus, after such penalties and the charges of such distress and sale are deducted, shall be returned to the offender, and such penalties shall belong to those who shall have sued for the same, and shall be paid to them.

Interpretation.

XXXVI. The words "by-laws of the Company," or "rules and by-laws of the Company," or "rules, by-laws or orders of the Company," or "by-laws," or "rules and by-laws," or "rules, by-laws or orders made by the Company," shall be taken to mean the rules, by-laws or orders made or passed at general or special meetings of the shareholders of the said Company, and the rules and by-laws made and passed by the Directors of the said Company, in virtue of the fourth section of this Act.

Public Act.

XXXVII. This Act shall be deemed a public Act.