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No. 142.

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4th Session, 6th Parliament, 24 Vic. 1861.

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**BILL.**

An Act to amend the Charter of the Drummond and Arthabaska Counties Railway Company.

(PRIVATE BILL.)

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Received and read, 1st time, Thursday, 11th April, 1861.

Second reading, Monday, 15th April, 1861.

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Mr. DUNKIN.

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QUEBEC.

PRINTED BY THOMPSON, HUTNER & CO.,  
STE. URSULE STREET.

**An Act to amend the Charter of the Drummond and Arthabaska Counties Railway Company.**

**WHEREAS** the Drummond and Arthabaska Counties Railway Company, by the Provisional Board of Directors thereof, have prayed for amendment of their Charter, in the particulars hereinafter set forth; and it is expedient to grant their prayer; Therefore, Her Majesty, &c.,  
5 enacts as follows :

Preamble.

I. The Drummond and Arthabaska Counties Railway Company, with the consent of the proper Municipal authority, approved as hereby is provided, but not otherwise, may lay out, construct, finish, maintain  
10 and work, the whole or any part of any Tramway authorized by their Charter, upon the line of any road duly laid out or to be laid out by such Municipal authority, and upon any bridge or other work constructed or to be constructed by or for such Municipal authority.

Company may lay a tramway or road with consent of Municipalities

II. Any By-law of a County or Local Council to be passed for the granting of such consent, may attach to such consent all such terms and conditions as to such Council may seem meet, touching the laying out, construction, finishing and maintenance of any such road or bridge, or the laying out, construction, finishing and maintenance of such Tramway thereon, or the use of such road or bridge or tramway, by  
15 the public and the Company jointly, or by the Company exclusively, for any term of years or in perpetuity; and every such Council, for all purposes of any such By-law, shall have all the powers which by the seventh sub-section of the twenty-sixth section of the Lower Canada Consolidated Municipal Act are vested in County Councils in respect of roads and bridges under their control, and may,  
20 by any such By-law, exercise such powers by, or depute the same to, the Company, in whole or part, and otherwise on such terms and conditions as to such Council may seem meet; but no such By-law shall have any force or effect, nor yet shall any By-law for the repeal, amendment or alteration thereof, unless expressly assented to by the Company, nor until approved in the manner provided by the Act intituled "An  
25 Act respecting the Consolidated Municipal Loan Fund," all the sections whereof, numbered from twelve to thirty-three inclusively, so far as the same are at all applicable, shall apply to every such By-law, to all intents as though expressly enacted by this Act.

By-law granting such consent may impose conditions.

By-law must be assented to by Company, and approved by electors.

III. The Company, upon compliance with the terms of any such By-law, and without observance of other formalities than may thereby be prescribed, shall have, hold and enjoy all such rights whatsoever in, to and upon every such road and bridge, and in, to and upon their Tramway thereon, as by such By-law may be accorded, or as may be requisite for the due conduct of their undertaking, according to the fair scope and  
35 intent of such By-law.

Rights of Company under such By-law.

Capital for  
commencing  
with tramway  
only.

IV. For the construction of a Tramway only, should the Company decide not to commence with the construction of a Railway, the Company may organize, in the first instance, with a Capital Stock of two hundred thousand dollars.

Public Act.

Construction:

V. This Act shall be a Public Act, and shall be construed and applied to all intents as though forming part of the Act passed in the twenty-third year of Her Majesty's Reign, intituled "An Act to incorporate the Drummond and Arthabaska Counties Railway Company," hereby amended; and the expression "The Charter of the Drummond and Arthabaska Counties Railway Company," shall constitute a sufficient citation, as well of this Act as of the said Act hereby amended.

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