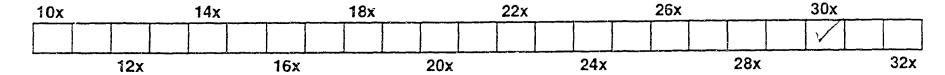
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4th Session, 3d Parliament, 14 Victoria, 1851.

BILL.

An Act further to amend the Acts for supplying the City of Quebec and parts adjacent thereto with water.

Received and read a first time, Monday, 16th June, 1851.

Second reading, Monday, 23rd June, 1851.

Hon. Mr. CHABOT.

BILL.

An Act further to amend the Acts for supplying the City of Quebec and parts adjacent thereto with Water.

WHEREAS the Corporation of The Mayor and Preamble. Councillors of the City of Quebec, have by their Petition, represented that further provisions are necessary to enable them properly to carry into effect the Act passed 5 by the Legislative Council and Legislative Assembly in the ninth, and assented to by Her Majesty in the tenth year of Her Reign, and intituled, " An Act for supplying the 10 Vict. c. "City of Quebec and parts adjacent thereto with water," and 113. the Act amending the same, passed in the thirteenth and 10 fourteenth years of Her Majesty's Reign, and intituled, "An Act to amend an Act for supplying the City of Quebec 13 & 14 Vict. "and parts adjacent thereto with water," and have prayed c. 100. that such provisions be made; and wereas it is expedient to grant their prayer: Be it therefore enacted, &c.

15 That the nineteenth section of the Act first cited in the Sect. 19 of 10 preamble to this Act be and the same is hereby repealed. Vict. c. 113, repealed.

II. And for the removal of all doubts, be it declared Debentures and enacted, That the principal and interest of the sums and interest secured by Debentures issued or to be issued by the psyable in 20 Corporation of The Mayor and Councillors of the City of Sterling money, &c. Quebec, under the authority of the Act secondly cited in the and at any Preamble to this Act, may be made payable to the bearer place. thereof, and either within this Province, or at any place or places without this Province, and either in currency of this 25 Province or in sterling money, or in the currency of the place where the same may be respectively made payable, provided the total amount of the principal secured by such Debentures do not exceed the sum of One Hundred and Twenty-five Thousand Pounds currency, reckoning all sums 30 payable in other than Provincial Currency, at the par of exchange; and all such Debentures may be in the form of Form of the Schedule A to this Act, or in any other form not in-debentures consistent with the said Acts as amended by this Act, and may have coupons thereunto annexed for the half-yearly 35 interest thereon, which coupons being signed by the

40 the possession of any such coupon by the Corporation shall

Mayor or Treasurer of the Corporation, shall be respectively payable to the bearer thereof, when the half-yearly interest therein mentioned becomes due, and shall, on payment thereof, be delivered up to the Corporation, and be prima facie evidence that the half years' interest therein mentioned has been paid according to the tenor of such Debenture: and all the provisions of this Section shall apply as well to the Debentures heretofore issued as to those to be issued after the passing of this Act; 5 and all such Debentures, and as well the interest as the principal thereof, are and shall be secured on the general Funds of the said Gorporation, as well as by the special privilege on the Water Works, mentioned in the fifteenth section of the Act first above cited. 10

Corporation 21 of 10 Vict. c. 113,

III. And be it enacted, That it shall be lawful for the may renounce the right given said Corporation, if they shall think fit, to renounce with them by Sect. regard to any such debentures (whether issued before or after the passing of this Act) the benefit of the twenty first section of the Act first cited in the preamble to this 15 Act, empowering the Corporation to call in debentures at any time prior to the date at which the same may be made payable, and such renunciation being expressed in the body of any debenture, or written thereupon, after the issuing thereof, and signed by the Mayor, shall prevent 20 the said Section from applying to such debenture.

Corporation may at any be payab e until they are ready to sup-

IV. And be it enacted, That for and notwithstanding time pass By. anything in the said Acts, or either of them, it shall be laws imposing lawful for the said Corporation, at any time after the but it shall not passing of this Act, to specify and declare, by a by-25 law, that the proprietors or occupiers of houses, stores, and similar buildings, in the said City, shall be subply the Water, ject to the annual rate or assessment, payable at the periods to be fixed by such by-law, to the said Corporation; but such rate or assessment shall not be payable by 30 the proprietors or occupiers of any such house, store, or building in the said City, until after the said Corporation shall have notified him that they are prepared and ready to supply such house, store or building, with water, under the provisions of the said Acts; and if from the time of 35 such notification to the next period appointed for the payment of such rate or assessment there shall be any broken period, then such rate or assessment shall be payable pro rata for such broken period, as if accruing day by day; but the rate per annum shall not exceed that 40 limited by the Act secondly cited in the preamble to this Act.

Limitation of rate declared not to apply to cases mentioned in 13 100.

V. Provided always, and be it declared and enacted, That the limitation of the said rate or assessment does certain special not and shall not extend to the cases mentioned in the 45 fourth section of the Act secondly cited in the Preamble & 14 Vict. c. to this Act, but that it shall always be lawful for the said Corporation to notify the proprietor or occupier of any brewery, distillery, manufactory, livery stable or hotel, or of any building or premises in which a steam engine is 50

used, or in which for any reason they shall think that a more than ordinary consumption of water will take place, that they will not supply the same with water at the rate so limited as aforesaid, and in any such case the proprie-5 tor or occupier shall not be liable to the said rate or assessment, but it shall be lawful for the Corporation to agree with such proprietor or occupier as to the rate at which they will supply such house or premises with water, and any memorandum in writing of such agree-10 ment shall be valid and binding upon the Corporation and the party, and the rate thereby agreed upon shall be recoverable in the same manner and with the same privileges for enforcing payment of the same, as the rate limited by the said Act; but except under such agree-15 ment as aforesaid no person shall be compelled to pay a higher rate than that limited by the said Act.

VI. And be it enacted, That for the purposes of this Corporation Act and of the Acts hereinbefore cited, the said Corpo- may search for ration, their deputies, servants, agents and workmen, shall rials for Water-25 have full power and authority to enter, in the day time, compensation for the purpose of searching for materials for the works for actual damthey are authorized to construct, or for any purpose age. relating thereto, into and upon the lands of any person, body politic or corporate, or other party whomsoever, 30 doing no actual damage; and also to bore, dig, cut, blast, get, remove, take, carry away and lay, earth, stone, soil, rubbish, trees, roots, beds of gravel, sand or other material or thing, out of, from or upon any such lands, for the purposes aforesaid, paying or tendering compensation for 35 the damages actually done by the said Corporation, in the manner provided by the Acts aforesaid, with regard to the compensation to be made by the said Corporation for land taken or damages done in the exercise of the powers thereby vested in them.

SCHEDULE A.

(Form of a Debenture.)

Certificate No.

LOAN. Interest at per cent.

FOR SUPPLYING THE CITY OF QUEBEC WITH WATER.

Secured by Acts of the Parliament of Canada, upon the general funds of the Corporation of the City of Quebec, and by especial privilege upon the WATER WORKS and their revenue.

> 10 Vict., cap. 113, sect. 14, 15, 16. 113 and 14 Vict., cap. 100, sect. 3.

WE, THE MAYOR AND COUNCILLORS OF THE CITY OF QUEBEC, certify that under the authority of an Act of the Parliament of

Canada, passed in the tenth year of Her Majesty's Reign, intituled. " An Act for supplying the City of Quebec and parts adjacent " thereto with water," and of another Act passed in the thirteenth and fourteenth years of Her Majesty's Reign, intituled, "An Act " to amend an Act for supplying the City of Quebec and parts ad-"jacent thereto with water;" there has been borrowed and rethe sum of ceived from pounds currency. (or sterling as the case may be, or state the sum in the currency of the country in which it is to be paid,) bearing interest from the date hereof, (or, as the case may be,) at the rate of per annum, payable semi-annually, on the first day of November and May, (or, as the case may be,) in every year, on presentation of the coupons for the same, signed by the Mayor upon the margin of this Debenture, and reimbursable on the first day of Noor the bearer hereof. vember, 18 , to the said

Sealed with our seal, and signed by the Mayor of the said City, this day of 18

N. B., Mayor.

Attested.

E. F., City Clerk.

(Form of a Coupon.)

Coupon No.

£

Quebec, 1st Nov., 1850, } (or as the case may be.)

Half-yearly interest on WATER WORKS Debenture, No. for pounds (or dollars, as the case may be.)

Mayor.