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No. 45.

1st Session, 2nd Parliament, 36 Victoria, 1873.

BILL.

An Act to incorporate the Huron and
Ontario Transportation Company.

PRIVATE BILL

MR. ROSS,
(Prince Edward.)

OTTAWA :
Printed by I. B. [TAYLOR, 29, 31 and 33 Eldon Street.
1873.]

An Act to incorporate the Huron and Ontario Transportation Company.

WHEREAS Mossom Boyd, Alexander Smith, James Moore Irvine, Gardiner Boyd, and Mossom Boyd the younger, have by their petition prayed that they may be incorporated for the purpose of carrying on a forwarding, shipping, agency, and transportation business to be called the "Huron and Ontario Transportation Company," and it is expedient to grant the prayer of their petition and to incorporate them with the powers hereinafter mentioned: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. The said Mossom Boyd, Alexander Smith, James Moore Irvine, Gardiner Boyd, and Mossom Boyd, the younger, and their associates, and all other persons who may hereafter become holders of the stock hereinafter mentioned, are hereby constituted a body politic and corporate by the name of the "Huron and Ontario Transportation Company" with all and every the incidents and privileges thereto belonging.

2. It shall be lawful for the said Company to construct, charter, navigate and maintain steam or other vessels, for the carrying and conveyance of goods and passengers or other traffic between the ports of the Dominion of Canada and the ports of the lakes connected with and on the rivers falling into the River St. Lawrence, and between the ports in the Dominion of Canada, and Ports in the Island of Newfoundland and Prince Edward's Island, and in the United States of America and in the West-Indies, and any or all of them, and *vice versa*, and also steam or other vessels for all business and other purposes connected therewith, and the profitable prosecution thereof, with power to sell charter or dispose of the said vessels or any of them, or grant or consent to bottomry or other bonds on the same or any part thereof when and as they may deem expedient; and to make contracts and agreements with any person or corporation whatever, for the purposes aforesaid, or otherwise for the benefit of the Company; and to carry on all such business, including the general business of forwarding and shipping agency.

3. It shall be lawful for the said Company to purchase, rent, take, hold, and enjoy, to them and their successors as well in this Dominion, as in such other places where it shall be deemed expedient, for the purpose, of the said Company, either in the name of the said Company, or in the name of trustees for the said Company, such lands, docks, wharves, warehouses, offices and other buildings, as they may find necessary or convenient for the purposes of the said Company, but not for any other purpose; and to

sell, mortgage, lease, or dispose of the same when not wanted for the purpose, of the said Company, and to purchase and acquire others in their stead; provided always, that the yearly value of such lands, wharves, docks, warehouses, offices and other buildings within the Dominion of Canada, at the time when the said Company shall enter into possession thereof, shall not exceed in the whole forty thousand dollars. 5

Capital and shares.

4. The capital of the said Company shall be one hundred thousand dollars, and shall be divided into a thousand shares of one hundred dollars each, with power to a majority of such of the shareholders as shall be present, either in person or by proxy, at any general or special meeting of the Company, to increase the same at once, or from time to time as may be expedient, to five thousand shares or five hundred thousand dollars; not less than forty per centum upon the allotted stock of the Company shall by means of one or more calls be called and made payable, within one year from the incorporation of the Company, and the remainder of the said stock shall be called in and made payable in such manner and at such times as the Directors may require and demand, and section eighteen of the *Canada Joint Stock Companies Clauses Act, 1869*, shall not be incorporated with this Act. 15 20

Directors and qualification.

5. The business and affairs of the said Company shall be conducted and managed and its powers exercised by a board of five Directors, any three of whom shall constitute a quorum, to be annually elected by the shareholders, and who shall severally be shareholders to an amount of four thousand dollars of the said stock, and who shall be elected at the annual general meetings of the said Company by the shareholders there present in person or by proxy. 35

Directors may appoint agents

6. The Directors of the said Company may act as Directors in the Dominion or elsewhere, and shall and may appoint one or more agents in this Dominion or elsewhere, and for such time and on such terms as to them may seem expedient, and the Directors may by any by-law to be made for such purpose, empower and authorize any such agent or agents to do and perform any act or thing, or to exercise any powers which the Directors themselves or any of them may lawfully do, perform, and exercise, except the power of making by-laws; and all things done by any such agent, by virtue of the powers in him vested by such by-law, shall be valid and effectual to all interests and purposes, as if done by such Directors themselves, anything in this Act to the contrary notwithstanding. 40 45

Directors may take in vessel property as stock.

7. The Directors shall have the power if they think fit, to receive and take into the stock of the Company any steam or other vessels owned or built by any other party or parties assigning shares of the said Company in payment or part payment thereof; provided that the assent of a majority of the stock holders of the Company at a general meeting to be called for that purpose, shall be procured, before any proceedings under this section shall be valid. 50 55

Annual meeting and chief office.

8. The annual general meeting of the said Company shall be held in the office of the Company, in the Town of Port Hope, Province of Ontario, on the first Wednesday in February in each year, for the purpose of electing Directors, and for transacting the general business of the Company. 60

9. No shareholder of the Company shall in any manner be liable to, or charged with the payment of any debt or demand due by the Company, beyond the amount of his or her subscribed share or shares in the Capital stock of the Company, and no shareholder shall be at liberty to transfer his or her share or shares, without the consent of a majority of the Directors previously had and obtained, until the whole of the said capital stock shall have been fully paid up.

10. The provisions of the *Canada Joint Stock Companies Act* 1869, shall, except in so far as they are inconsistent with the provisions hereof, apply to the Company hereby incorporated.