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No. 42.

2nd Session, 1st Parliament, 32 Victoria, 1869.

BILL.

An Act to incorporate the Detroit River
Bridge or Tunnel Company.

PRIVATE BILL.

Mr. O'CONNOR.

OTTAWA :

PRINTED BY HUNTER, ROSE, & CO.

An Act to incorporate the Detroit River Bridge or Tunnel Company.

WHEREAS the construction of Railway Bridge across the River Preamble.
 Detroit, at or near the Town of Windsor, in the County of
 Essex, or of a tunnel under the said river for the passage of Railway
 trains, would be of great advantage to the travelling public; and the
 5 persons hereinafter named (amongst others) have petitioned for an
 Act of Incorporation empowering them to construct either a bridge or
 a tunnel, as may be found most suitable and convenient for the pas-
 sage of trains across the said river; and it is expedient to grant their
 prayer: Therefore Her Majesty, by and with the advice and consent
 10 of the Senate and House of Commons of Canada, enacts as follows:

1. William B. Wesson, William Scott, John O'Connor, M. M. Feshey, Company in-
 M. N. Butler, the Honorable B. Wayne, George Shipley, François Caron, corporated.
 William B. Hiron, Henry Kennedy, William McGregor, and Luther
 Beecher, and all such other persons as shall, under the provisions of this
 15 Act, become subscribers to or proprietors in the Company hereby incor-
 porated, shall be and are hereby united into a Company, for construct-
 ing, maintaining, working and managing a Bridge across the Detroit
 River, or a Tunnel under the same, from some point at or near the Town
 of Windsor in the said County of Essex, to or near the City of Detroit,
 20 in the State of Michigan, according to the rules, orders and directions of
 this Act, and shall for that purpose be a body corporate and politic by the
 name of the "Detroit River Bridge or Tunnel Company;" And the Corporate
 said Company shall be and they are hereby authorized and empowered, name, and ge-
 from and after the passing of this Act, by themselves, their agents, neral powers:
 25 officers, workmen and servants, to make and complete the Bridge or
 Tunnel aforesaid, and to purchase, acquire and hold such real estate as
 is hereinafter mentioned, and from time to time to sell, alienate and
 dispose thereof, and to acquire others in lieu thereof, as may be requi-
 site for the object aforesaid.
2. The capital of the said Company shall be three million dollars, Capital and
 30 divided into shares of one hundred dollars each, with power from time
 to time to increase the said Capital Stock to four million dollars; such
 shares as aforesaid shall be and the same are hereby vested in the
 shareholders and their respective heirs, executors, administrators and
 35 assigns, to their proper use and behoof, proportionately to the sums
 subscribed and paid by each of the said Shareholders respectively; and
 according to the same proportion each, of the said Shareholders respec- Rights of
 tively shall be entitled to have, receive and take their proportions Shareholders.
 40 from; and the said shareholders respectively may sell, transfer, Transfer of
 give or alienate the shares held by them respectively, whensoever they shares, &c.
 consider fit, subject, however, to the By-laws of the said
 Company to be made by the Directors hereinafter mentioned, and as
 hereinafter provided; and the said shares shall be deemed personal Limited lia-
 45 estate, notwithstanding the conversion of any portion of the said bility.
 Capital Stock into land; and no shareholder shall be liable for the
 payment of any debt or obligation due by the said Corporation beyond
 the unpaid amount of the shares held by him in the same.

Proportion
of votes to
shares.

3. At all meetings of the said Corporation each shareholder may vote by proxy duly appointed in writing, or in person, and shall be entitled to one vote for each share held by him in his own name, or in the name of the person of whom he may be the heir at law, or the proper legal executor, administrator or legatee, for at least one calendar month previous to the day of the election; and all questions proposed or submitted for the consideration of the said meetings shall be finally determined by the majority of such votes. 5

Opening
Stock-books.

4. The persons hereinbefore named, or the majority of them, shall be provisional Directors, and shall continue in office and manage the affairs of the Company until after the first Election of Directors; and they shall cause books of subscription to be opened in the Town of Windsor for thirty days, and afterwards in such other places as they may from time to time appoint, until the meeting of the Shareholders hereinafter provided for, for receiving the subscriptions of persons willing to become subscribers to the said undertaking, and for this purpose it shall be their duty and they are hereby required to give public notice in one or more newspapers published in the County of Essex, as they or a majority of them may think proper, of the time and places at which such books will be opened and ready for receiving subscriptions as aforesaid, the persons authorized by them to receive subscriptions, and a chartered Bank or Banks into which the ten per cent. thereon is to be paid at the time hereinafter limited for such payment; and every person whose name shall be written in such books as a subscriber to the said undertaking, and shall have paid within ten days after the closing of the said books into the Bank or Banks aforesaid or any of the branches or agencies thereof, ten per centum on the amount of Stock so subscribed for, to the credit of the said Company, shall thereby become a shareholder of the said Company, and shall have the same rights and privileges as such as are hereby conferred on the several persons who are herein mentioned by name as members of the said Corporation; and such ten per centum shall not be withdrawn from the said Bank or Banks, or otherwise applied, except for the purposes of the said Company, or upon the dissolution thereof for any cause whatsoever; Provided further, that if the total amount of subscriptions, within the thirty days limited as aforesaid, shall exceed the said sum of three million dollars, then in such case the shares of each subscriber or subscribers shall be, as near as may be, proportionably reduced by the persons hereinbefore named or a majority of them, until the total number of shares shall be brought down to thirty thousand shares. 10 15 20 25 30 35 40

Ten per cent.
to be paid
down.

Proviso: al-
lotment of
shares if
more than
enough be
subscribed.

First meeting
for election
of Directors.

5. So soon as five hundred thousand dollars of the capital stock of the said Company shall have been subscribed, and the ten per centum paid as aforesaid, it shall be the duty of the said persons hereinbefore named, or a majority of them, to call a general meeting of the shareholders, for the purpose of putting this Act into effect; which said meeting shall be held at the Town of Windsor aforesaid, and thirty days' previous notice thereof shall be given in the newspapers, as hereinbefore provided in the fourth section of this Act; at which said general meeting the shareholders shall choose thirteen Directors, in the manner and qualified as hereinafter mentioned, who shall hold office until the first annual general meeting for the election of Directors, and until others are appointed in their stead. 15 50

Annual gene-
ral meeting of
Shareholders.

6. In each year after the said meeting hereinbefore provided for the first election of Directors, the annual general meeting of the said shareholders shall be held on the first Tuesday in July, at the said Town of Windsor, or such other place as the said Directors may appoint; and public notice shall be given thereof, by notice inserted twice or oftener, at least eight days previous to each said meeting, in some one newspaper or newspapers published in the said Town of Windsor. 55 60

7. At such first, and at every subsequent annual general meeting of the said shareholders hereinbefore directed, the said shareholders, or a majority of them there present, either by proxy or in person, by vote, according to the said number of shares, shall choose thirteen persons then being shareholders in the said Corporation, which persons so chosen shall be the Board of Directors to manage, direct, and carry on the affairs and business of the said Corporation for one year next following such annual meeting, or until another Board of Directors shall be appointed; and particularly such matters and things as are by this Act hereinafter directed and authorized to be done by such Directors, and as shall, from time to time, be ordered by such annual or other general meetings of the said shareholders; and shall have power to name and appoint from the members of the said Board a President, Vice-President, Treasurer, and Secretary: And at any meeting of the said Directors duly held, any seven members of such Board shall be a quorum, and may exercise the powers of the said Board: Provided always, that such President, or Vice-President in the absence of the President to be chosen as aforesaid, in addition to his own vote, shall have a casting vote in case of an equal division of votes, at the meetings of the aforesaid Directors: Provided always that such Board shall, from time to time, make reports of their proceedings to, and be subject to examination and control of the said general meetings of the shareholders, and shall pay obedience to all such orders and directions in and about the premises as shall, from time to time, be ordered and directed by the said shareholders at any such general meeting, such orders and directions not being contrary to the provisions of this Act or to the laws of Canada; Provided also that the Directors who are to be chosen at the first meeting of the said shareholders shall be a Board for the purposes aforesaid, until the said first annual general meeting, and shall have the like powers, and exercise all or any of the powers vested by this Act in the said Board to be chosen at such first or other general annual meeting: Provided also further, that the members of any such Board, at any time going out of office, may be re-elected: Provided also further, that security may be taken from any of the office-bearers of the said Company for the due fulfilment of their duties: And Provided also further, that any stockholder in the said Company, whether a British subject or an alien, or a resident in Canada or elsewhere, shall have an equal right to hold stock in the said Company, and to vote on the same, and to be eligible to office in the said Company.

Election of Directors, and period of service.

President, &c. Quorum.

Proviso.

Proviso: Directors subject to general meetings.

Proviso.

Proviso.

Proviso.

Proviso.

Provision in case of failure of any election.

8. The failure to hold the first annual general meeting or any other meeting, or to elect such Board of Directors, shall not dissolve the said Corporation; but such failure or omission shall and may be supplied by and at any special meeting to be called as the said Directors may appoint for that purpose; And until such election of a new Board, those who may be in office for the time being shall be and continue in office, and exercise all the rights and powers thereof until such new election be made as hereinbefore provided.

9. The said Board shall have and be invested with full power and authority to conduct, manage and oversee, and transact all and singular the concerns, affairs and business of the said Corporation, and all matters and things whatever in any wise relating to or concerning the same, and amongst other things—

Powers of the Board of Directors.

- Firstly—To appoint and employ and remove all such engineers, agents or servants, of the said Corporation, as they may find from time to time expedient or necessary, and to regulate the duties and fix the salaries and wages of such agents and servants, and all the necessary expenditure for the management and working of the said Corporation;

Appointing Officers, &c.

Certificates
of stock.

Secondly—To regulate the form of certificates of shares and all matters relating to their transfer;

Choosing site
for bridge,
&c.

Thirdly—To choose and acquire for and in name of the said Corporation, the requisite site for the construction of the said Bridge or Tunnel and its approaches and dependencies, and to enter into the necessary arrangements and agreements for the construction of the same, and during, upon, and after its construction to have the entire management and disposition thereof, and further to unite with any other Company to be chartered by the people of the State of Michigan for a similar purpose, and to enter into all requisite contracts and agreements therewith;

Paying money.

Fourthly—To order the payment of any sum of money they may deem necessary for the purposes of this Act;

Borrowing
money.

Fifthly—To contract a loan or loans for or in the name of the said Corporation, not exceeding in the whole at any one time the sum of Two hundred thousand dollars, upon such terms or at such rate of interest as may be agreed upon, and to pledge and mortgage the real and personal property of the said Corporation for the payment of any such loan or interest;

Making calls
on subscribers.

Sixthly—To make such calls of money from the several shareholders for the time being, upon the shares subscribed for by them respectively, as the said Board shall find necessary, and in the name of the said Corporation to sue for, recover and get in all such calls, and to cause and declare such shares to be forfeited to the said Corporation in case of non-payment of any such call, and in such way as they shall see fit to prescribe by any By-law; and an action of debt may be brought to recover any money due on any such call, and 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 share or more, as the case may be, in the capital stock of the said Corporation, and is indebted to the said Corporation in the sum to which the call or calls amount (as the case may be, stating the number and amount of such calls), whereby an action hath accrued to the said Corporation to recover the same from such defendant by virtue of this Act, and it shall be sufficient to maintain such action, to prove by any one witness, that the defendant at the time of making any such call was a shareholder in the number of shares alleged, and that any call sued for was made, and notice thereof given in conformity with any such By-law prescribing such call, and it shall not be necessary to prove the appointment of the said Directors or any other matter whatsoever;

Making By-
laws.

Seventhly—To make the necessary By-laws in reference to the powers and duties imposed and conferred upon the said Board by this Act, and generally for the government and management of the said Corporation, subject always to the provisions of this Act and of the laws of Canada; with power to the said Board to vary, alter, repeal or revive any of the said By-laws; Provided always, nevertheless, that all such By-laws, rules or orders, and any such variation, alteration or repeal thereof, may be reviewed or disallowed at any general meeting of the said Shareholders.

Proviso.

Convening
special general
meetings.

10. The said Board shall and may call and convene special and general meetings of the Shareholders whenever it shall be necessary, and so often as shall be required, upon the requisition of at least five Shareholders, and shall give the public notice hereinbefore mentioned of the holding of any such special general meeting, and shall at each annual general meeting, or at any special meeting to be called for that

purpose, submit to the Shareholders a clear and detailed statement of the affairs and accounts of the said Corporation, whereupon at such meeting the same shall be examined and audited, and if any dividend upon the Capital Stock is thereupon to be made, the same shall be declared at such meeting.

11. In the absence of the President and Vice-President, at any meeting thereof, it shall be in the power of the Directors present to elect from among themselves a Chairman for the time being, who, in addition to his own vote, shall also, in case of an equal division of votes, have a casting vote at such meeting, and in the event of the death, resignation, continued absence, incapacity or disqualification of any member of the said Board, the Shareholders shall, at a meeting to be called for that purpose, as hereinbefore provided, choose a Shareholder instead and in place of such member, and such Shareholder so chosen shall form part of the said Board until the then next annual election.

Chairman in case of absence of President.

12. The said Corporation is hereby empowered to purchase, receive and hold such real estate, to the extent of twenty acres in the whole, as may be necessary and convenient in accomplishing the object for which this charter is granted, and may, by their surveyors and engineers, enter upon such sites and locations and take possession of the same; all such sites and locations shall be purchased of the owner or owners, at a price to be mutually agreed upon, or in case of disagreement as respects the acquisition of the said lands, the several clauses of "The Railway Act, 1868," with respect to "Lands and their Valuation," in so far as the same may be applicable to the objects of this Act, shall be incorporated herewith and form part of this Act, as if the same had been expressly set forth herein.

Powers for the acquisition of lands.

13. The said Bridge, if constructed, shall be of such a height above the surface of the River Detroit, as to leave a clear space of one hundred feet in height above high-water mark, and one hundred and fifty feet between the piers or abutments, for the passage of vessels; or if built upon a lower level, it shall have one or more draws of ample width to give free and unobstructed passage to all steamboats and other vessels navigating the said river; the said draws shall be at all times tended and moved at the expense of the said Company so as not to hinder unnecessarily the passage of any steamboats or vessels; From sundown until sunrise during the season of navigation, suitable lights shall be maintained upon the said bridge to guide vessels and steamboats approaching the draws; and the said Company shall be liable to pay the owners of any steamboat or vessel, or of the cargoes thereof, all damages which they may sustain by reason of any neglect of the provisions of this section.

Mode of constructing and using the said bridge so as not to obstruct the navigation.

14. The said Tunnel, if constructed, shall be for the passage of Railway trains only; but if the Bridge be erected, it shall be as well for the passage of persons on foot and in carriages, and otherwise, as for the passage of Railway trains, and such Railway Companies as are hereinafter mentioned or referred to, shall have and be entitled to the same and equal rights and privileges in the passage of the said bridge, and in the use of the machinery and fixtures thereof, and of all the approaches thereto.

Purposes of the said bridge &c.

15. Any Railway Corporation, whose road now has, or shall hereafter have, a terminus at, or shall run its trains to or from any point at or near the said Town of Windsor, or the said City of Detroit, or shall run its trains in connection with any road having such terminus, or upon which trains are or shall be run to or from the localities afore-

Certain corporations may aid in the construction of the bridge &c.

said, may, with the consent of a majority of the Shareholders of its stock, loan its credit to the Corporation hereby created, or may subscribe to, or become the owner of the stock thereof, in like manner and with like rights as individuals; and any Municipal Corporation, either County, Town, Township or Village, beneficially affected by or interested in the said bridge, may also subscribe to, and become the owner of such stock, in the manner and with the rights aforesaid, subject to the general provisions of the Upper Canada Municipal Corporations Acts. 5

Directors to make By-laws as to mode of using the bridge &c. **16.** When the said Bridge or Tunnel shall have been so completed 10 as to admit of the passage of Railway Trains, and its safety shall have been certified by such Engineer as the Governor General shall appoint, the said Company may erect such gates and fixtures to guard the entrance of such trains upon the bridge or tunnel as the said Directors may deem proper, and may make such By-laws, rules and regulations, 15 not inconsistent with the provisions of this Act, in relation to the use of the said bridge or tunnel, its machinery, appurtenances, and approaches by Railway Companies, their trains and carriages, as the Directors may think proper, but no discrimination shall be made by the said Directors in favor of or against any one or more Railway 20 Companies, in relation to the approaches or the passage of the said Bridge or Tunnel, or the use of its machinery.

Penalty on persons passing the bridge &c., by force, or damaging the works. **17.** If any person shall force, or attempt to force, any gate or guard of the said Bridge or Tunnel, or the approaches thereto, or if any person shall wilfully do, or cause to be done, any act or acts whatsoever, 25 whereby the said Bridge or Tunnel, its lights, stations, works, machinery, fixtures, or other appurtenances thereto, or any part thereof, or any work or approach appertaining thereto, shall be obstructed, impaired, weakened, destroyed or injured, the person so offending shall forfeit to the said Corporation treble the damages 30 sustained by means of such offence or injury, to be recovered in the name of the said Company, with costs of suit, by any proper action for that purpose, and shall moreover be guilty of a misdemeanor, and be punished by fine or imprisonment, or both, by any Court or Justice having cognizance of the offence. 35

Company to notify the site and plan of the said bridge, &c. **18.** The Company shall have power to enter into arrangements with any Railway Company for the passage of their trains across or through the said Bridge or Tunnel; and if a bridge be constructed, may establish the rate of toll to be demanded for going upon or crossing the said bridge; Provided always that no such tolls shall be levied or 40 taken until approved by the Governor in Council, nor until after two weekly publications in the *Canada Gazette* of the By-law establishing such tolls, and of the Order in Council approving thereof.

Power to make coffer-dams, &c., under certain conditions. **19.** The said Company shall have power to erect coffer-dams and such other works in the River Detroit as may be necessary for the 45 construction of such Bridge, provided the navigation of such river shall not be unnecessarily obstructed by such works; and it shall be the duty of the said Company to put up and maintain in the night time during the season of the navigation a good and sufficient light at each end of any coffer-dam which may be erected by the said Com- 50 pany, the said light to be placed at least five feet above the said dam; and also, such buoys, during both day and night, as may be necessary for the guidance of persons navigating the said river; Provided always, that before commencing the works of the said Bridge or Tunnel, or taking 55 possession of any part of the beach or land covered with water or other public property, the Company shall obtain the consent of the Governor in Council, who may impose such terms and conditions as he shall

Plan of works to be approved by Governor in Council.

think proper before granting permission to commence the works or take possession of any public property as aforesaid; nor shall the works be commenced until the plan thereof in all its details by which the public convenience and the facility of navigation can be affected, shall have been submitted to and approved by the Governor in Council; and the Company shall abide strictly by the plans so approved, and shall not deviate therefrom except by the express consent of the Governor in Council to such deviation.

20. The Corporation hereby created shall have power to use any of the public roads or streets for the erection of their Bridge or Tunnel, and the works and approaches appertaining thereto, with the consent of the Municipal Council having jurisdiction over the same.

Company may use streets, &c.

21. It shall be lawful for the said company to unite with any other company incorporated, or which may be incorporated by the laws of the State of New York, one of the United States of America, for a similar purpose with this company, and to enter into all contracts and agreements therewith necessary to such union.

Company may unite with any other for a similar purpose.

22. It shall be lawful for the company to amalgamate and to consolidate its stock, property and franchises with the stock, property and franchises of any corporation now existing under the laws of the State of New York aforesaid or hereafter to be incorporated under said laws for the purpose of erecting and maintaining a Bridge across the Niagara River, at or near the village of Fort Erie, in the County of Welland to a point in or near the city of Buffalo, in said State of New York, and which said company shall be by the laws of the State of New York authorized to enter into such amalgamation or consolidation under the conditions and provisions and with the affects hereinafter provided.

Company may amalgamate and consolidate its property with any corporation of the State of New York with similar objects.

23. The directors of the Detroit River Bridge or Tunnel Company and of any corporation proposing to so amalgamate or consolidate as aforesaid may enter into a joint agreement in duplicate under the corporate seals of each of said corporations, for the amalgamation and consolidation of said corporations prescribing the terms and conditions thereof, the mode of carrying the same into effect, the name of the new corporation, the number and names of the Directors and other officers thereof, and who shall be the first Directors and officers thereof, and their places of residence, the number of shares of the capital stock, the amount or par value of each share, and the manner of converting the capital stock of each of said corporations into that of the new corporation, and how and when and for how long Directors and other officers of such new corporation shall be elected, and when elections shall be held, with such other details as they shall deem necessary to perfect such new organization and the consolidation and amalgamation of said corporations, and the after management and working thereof.

Directors of said companies may enter into a joint agreement for amalgamation and consolidation.

24. Such agreement shall be submitted to the Stockholders of each of the said corporations at a meeting thereof, to be held separately for the purpose of taking the same into consideration. Notice of the time and place of such meetings and the object thereof shall be given by written or printed notices addressed to each of the persons in whose names at the time of giving such notice, the Capital stock of such corporation shall stand on the books of such corporations, and delivered to such persons respectively, or addressed to them by mail of their post office, address shall be known to the secretaries of such corporations; and also by a general notice to be published in a daily newspaper published in the town of Windsor and in the city of Detroit once a week for two successive weeks. At such meetings of stockholders, such agree-

Such agreement to be submitted to the stockholders of each at meetings, due notice being given.

ment shall be considered and a vote by ballot taken for the adoption on rejection of the same, each share entitling the holder thereof to one vote, and said ballots to be cast in person or by proxy, and if three fourths of the votes of all the stockholders of such corporations shall be for the adoption of such agreement, then that fact shall be certified upon each of said duplicates by the secretary of each of such corporations under the corporate seals thereof; and if the said agreement shall be so adopted at the respective meetings of the stockholders of each of said corporations, one of the duplicates of the agreement so adopted and of the said certificates thereon shall be filed in the office of the Secretary of State for the Dominion of Canada, and the other in the office of the Secretary of State of the State of Michigan; and said agreement shall from thence be taken and deemed to be the agreement and Act of consolidation and amalgamation of the Detroit River Bridge or Tunnel Company and of such other corporation; and a copy of such agreement so filed, and of the certificates thereon, properly certified, shall be evidence of the existence of such new corporation.

If agreement adopted, duplicate to be filed in office of Secretary of State for Canada and of New York.

Upon perfecting of consolidation the powers of each shall be consolidated.

25. Upon the making and perfecting of said agreement and Act of consolidation as provided in the preceding section, and filing said agreement as in said section provided, the several corporations, parties thereto shall be deemed and taken to be consolidated, and to form one corporation by the name in said agreement provided with a common seal, and shall possess all the rights, powers, privileges, and franchises, and be subject to all the disabilities and duties of each of such corporations so consolidated and united except as herein provided.

Vesting of property in such new corporation but rights of creditors to be unimpaired, and no action to be affected by such consolidation.

26. Upon the consummation of such Act of consolidation as aforesaid all and singular the property, real, personal, and mixed and all rights and interest appurtenant thereto, all stock, subscriptions and other debts due on whatever account, and other things in action belonging to such corporations, or either of them shall be taken and deemed to be transferred to and vested in such new corporation without further Act or deed. Provided however that all rights of creditors and all liens upon the property of either of such corporations shall be unimpaired by such consolidation, and all debts, liabilities and duties of either of said corporations shall thenceforth attach to said new corporation and be enforced against it to the same extent as if said debts, liabilities and duties had been incurred or contracted by it. And provided also that no action or proceeding, legal or equitable by or against said corporations so consolidated or either of them shall abate or be affected by such consolidation, but for all the purposes of such action or proceeding such corporation may be deemed still to exist, or said new corporation may be substituted in such action or proceeding in the place thereof.

Capital stock shall be personal property.

27. The capital stock of such new corporation shall be personal property and no stockholders shall be liable for the payment of any debt or obligation due by said corporation except as provided in the following section,

Liability of stockholders in such new corporation.

28. All the Stockholders in the said new corporations shall be severally and individually liable to an amount equal to the amount of the capital stock held by them respectively to the creditors of such corporation, until the whole amount of its capital stock shall have been paid in; all payments on the capital stock of the companies so consolidated, shall for the purposes of this section be deemed payments on the capital stock of said new corporation; if the Directors of such new corporation shall contract debts for said corporation, which, with the debts assumed by it by such act of consolidation at any one time, shall exceed the amount of its capital stock they shall

be primarily personally liable for such excess, and the stockholders shall be secondarily personally liable for such excess in the ratio of their respective shares of stock.

29. The said new corporation shall have power from time to time, Power to the new corporation to borrow money, &c.
 5 to borrow such sums of money as may be necessary for constructing and completing its Bridge or Tunnel, and for the acquiring of the necessary real estate for the site thereof and approaches thereto, and to mortgage its corporate property and franchises to secure the payment thereof;
 10 its corporate property and franchises to secure the payment thereof; but the principal of the mortgage debt of such corporation shall not at any time exceed the sum of one million dollars.

30. At all meetings of the stockholders of the Detroit River Bridge Rights of
 or Tunnel Company or of the stockholders of such new corporation, stockholders as voting.
 each stockholder shall be entitled to cast one vote for each share of stock held by him and to vote either in person or by proxy, and the 15
 15 directors of the said company, may also at any meeting of the Board vote by proxy, such proxy to be held by another Director.

31. All the powers and rights pertaining to the Company hereby Powers vested in the Company on consolidation to be held by the new corporation.
 incorporated, shall on such consolidation and amalgamation be vested 20
 in, held, possessed and enjoyed by the said new corporation.

32. If the said Bridge or Tunnel shall not be commenced within
 three years and completed within six years from the passing of this
 Act, the said Corporation shall from thenceforth cease to exist. Works to be commenced in 3 and finished in 6 years.