

Technical and Bibliographic Notes / Notes techniques et bibliographiques

The Institute has attempted to obtain the best original copy available for filming. Features of this copy which may be bibliographically unique, which may alter any of the images in the reproduction, or which may significantly change the usual method of filming are checked below.

L'Institut a microfilmé le meilleur exemplaire qu'il lui a été possible de se procurer. Les détails de cet exemplaire qui sont peut-être uniques du point de vue bibliographique, qui peuvent modifier une image reproduite, ou qui peuvent exiger une modification dans la méthode normale de filmage sont indiqués ci-dessous.

- Coloured covers / Couverture de couleur
- Covers damaged / Couverture endommagée
- Covers restored and/or laminated / Couverture restaurée et/ou pelliculée
- Cover title missing / Le titre de couverture manque
- Coloured maps / Cartes géographiques en couleur
- Coloured ink (i.e. other than blue or black) / Encre de couleur (i.e. autre que bleue ou noire)
- Coloured plates and/or illustrations / Planches et/ou illustrations en couleur
- Bound with other material / Relié avec d'autres documents
- Only edition available / Seule édition disponible
- Tight binding may cause shadows or distortion along interior margin / La reliure serrée peut causer de l'ombre ou de la distorsion le long de la marge intérieure.
- Blank leaves added during restorations may appear within the text. Whenever possible, these have been omitted from filming / Il se peut que certaines pages blanches ajoutées lors d'une restauration apparaissent dans le texte, mais, lorsque cela était possible, ces pages n'ont pas été filmées.
- Additional comments / Commentaires supplémentaires: Cover title page is bound in as last page in book but filmed as first page on fiche.

- Coloured pages / Pages de couleur
- Pages damaged / Pages endommagées
- Pages restored and/or laminated / Pages restaurées et/ou pelliculées
- Pages discoloured, stained or foxed / Pages décolorées, tachetées ou piquées
- Pages detached / Pages détachées
- Showthrough / Transparence
- Quality of print varies / Qualité inégale de l'impression
- Includes supplementary material / Comprend du matériel supplémentaire
- Pages wholly or partially obscured by errata slips, tissues, etc., have been refilmed to ensure the best possible image / Les pages totalement ou partiellement obscurcies par un feuillet d'errata, une pelure, etc., ont été filmées à nouveau de façon à obtenir la meilleure image possible.
- Opposing pages with varying colouration or discolourations are filmed twice to ensure the best possible image / Les pages s'opposant ayant des colorations variables ou des décolorations sont filmées deux fois afin d'obtenir la meilleure image possible.

This item is filmed at the reduction ratio checked below /
Ce document est filmé au taux de réduction indiqué ci-dessous.

10x		14x		18x		22x		26x		30x							
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>						
12x			16x			20x			24x			28x			32x		

No. 124.

5th Session, 8th Parliament, 63 Victoria, 1900

BILL.

An Act to incorporate the Lake Superior
and Hudson's Bay Railway Company.

First reading, March 29, 1900.

(PRIVATE BILL.)

MR. DYMENT.

OTTAWA

Printed by S. E. Dawson
Printer to the Queen's most Excellent Majesty
1900

An Act to incorporate the Lake Superior and Hudson's Bay Railway Company.

WHEREAS a petition has been presented, praying that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1.** Pohn Patterson, John Moodie and William Woodburn Osborne, of the city of Hamilton, in the county of Wentworth; William Ashall Firstbrook and William Morris of the city of Toronto, in the county of York, together with such persons as become shareholders in the company, are incorporated under the name of "Lake Superior and Hudson's Bay Railway Company," hereinafter called "the Company."
- 2.** The persons named in section 1 of this Act are constituted provisional directors of the Company.
- 3.** The capital stock of the Company shall be one million dollars, and may be called up by the directors from time to time as they deem necessary, but no one call shall exceed ten per cent on the shares subscribed.
- 4.** The head office of the Company shall be in the city of Toronto, or in such other place in Canada as the directors from time to time determine by by-law.
- 5.** The annual meeting of the shareholders shall be held on the fourth Tuesday in September in each year.
- 6.** At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose not less than five and not more than nine persons to be directors of the Company, one or more of whom may be paid directors.
- 7.** No person other than a shareholder eligible to vote may vote or act as a proxy at any meeting of the Company.
- 8.** The Company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches, from a point at or near Batchewana Bay on the north shore of Lake Superior in a generally northerly direction to a point on the main line of the Canadian Pacific Railway and thence crossing the Canadian Pacific Railway northerly to a point on James Bay at or near the mouth of the Albany River, and

Preamble.

Incorporation.

Corporate name.

Provisional directors.

Capital stock.

Head office.

Annual meeting.

Election of directors.

Proxies.

Line of railway described.

from a point on the said proposed line of railway at or near the Albany River north-westerly to Fort Churchill or a point near thereto on Hudson's Bay.

- Powers.** **8.** The Company may,—
- Roads, buildings, etc.** (a) construct and operate, or aid in and subscribe towards 5 the construction, operation, maintenance and improvement of stage or wagon roads, tramways, docks, piers, viaducts, flumes, ditches, mills, elevators or other buildings and works which may be deemed necessary or convenient for the purposes of the Company ; 10
- Electricity.** (b) erect, use and manage or aid or subscribe towards works, machinery and plant for the generation, transmission and distribution of electric power and energy ;
- Water power.** (c) acquire and utilize water power and dispose of the same either directly or by converting the same into electric or other 15 power and energy ;
- Vessels.** (d) construct, charter, navigate and dispose of steam and other vessels ;
- Transportation.** (e) carry on the business of carriers, forwarding and transportation agents and all other busin. ss incident thereto or con- 20 nected therewith, and also the business of wharfingers, shippers and vessel owners ;
- Property.** (f) acquire timber, lands, buildings, docks, works, vessels, vehicles, goods, wares or merchandise and other property, real and personal, moveable and immoveable, and improve, extend, 25 manage, develop, lease, mortgage, dispose of or turn to account the same ;
- Fisheries.** (g) establish and carry on fisheries and fishing industries, and the operations and business incidental thereto, in Hudson's Bay and waters tributary thereto, and other waters in the 30 vicinity of the line of railway ;
- Stores, etc.** (h) establish shops or stores, and purchase and vend general merchandize, clothing, provisions, stores, machinery appliances and supplies, fish and mineral and other products, and improve, extend, manage, develop, lease, mortgage or dispose of the 35 properties or business aforesaid, or the revenues or profits derived therefrom ;
- Patent rights.** (i) acquire exclusive rights in letters patent, franchises or patent rights, and again dispose thereof.
- Telegraph and telephone lines.** **9.** The Company may construct and operate telegraph and 40 telephone lines and establish offices for the transmission of messages for the public and collect tolls for so doing ; and for the purpose of operating such telegraph and telephone lines, the Company may enter into a contract with any other company, or may lease the Company's lines or any part thereof, and may 45 connect its lines with the lines of any other telegraph or telephone company.
- Agreement with telegraph or telephone company.** 2. The Company may enter into an agreement with any telegraph or telephone company for the exchange and transmission of messages, or for the working in whole or in part 50 of the lines of the Company.
- Rates to be approved.** 3. No rates or charges shall be demanded or taken from any person for the transmission of any message by telegraph or telephone, or for leasing or using the telegraphs or tele-

phones of the Company, until such rates or charges have been approved of by the Governor in Council.

4. *The Electric Telegraph Companies Act* shall apply to the telegraphic business of the Company. R.S.C., c. 132.

5 **10.** The Company may receive by grant from any government, corporation or person in aid of the construction, purchase, equipment or maintenance of any of its works, any Crown lands, real or personal estate or property, bonuses, debentures or subsidies, or securities for money or the guarantee of the bonds of the Company, and may dispose thereof, and may alienate such property, other than right of way, acquired for railway purposes. Aid to Company.

15 **11.** The Company may, under the authority of a resolution passed by the ordinary shareholders at a special meeting duly called for that purpose, representing at least three-fourths in value of the shareholders of the Company, issue any portion of its capital stock as preference stock, and such preference stock shall have such preference and priority as respects dividends and otherwise over ordinary stock as may be declared by the resolution. Preference stock.

20 2. The resolution may provide that the holders of shares of such preference stock shall have the right to select a certain stated proportion of the board of directors, or may give them such other control over the affairs of the Company as may be considered expedient. Privileges of such stockholders.

30 3. Holders of shares of such preference stock shall be shareholders within the meaning of this Act, and shall in all respects possess the rights and be subject to the liabilities of shareholders within the meaning of this Act; provided, however, that in respect of dividends and otherwise, they shall as against the ordinary shareholder, be entitled to the preference and rights given by such resolution. To have rights of shareholders.

35 4. Nothing in this section contained or done in pursuance thereof, shall affect or impair the rights of creditors of the Company. Creditors rights not affected.

40 **12.** The Company may issue bonds, debentures or other securities to the extent of twenty thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of the railway constructed or under contract to be constructed. Bond issue limited.

45 **13.** The Company may enter into an agreement with the Canadian Pacific Railway Company, the Grand Trunk Railway Company of Canada, the Ontario, Hudson's Bay and Western Railways Company, or the Algoma Central Railway Company, for conveying or leasing to such company the railway of the Company, in whole or in part, or any rights or powers acquired under this Act, as also the franchises, surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company, on such terms and conditions as are agreed upon, and subject to such restrictions as to the directors seem fit; provided that such agreement has been first approved by two-thirds of the votes at a special general meeting of the shareholders duly Approval of shareholders and Governor in Council.

called for the purpose of considering it,—at which meeting shareholders representing at least two-thirds in value of the stock are present or represented by proxy,—and that such agreement has also received the sanction of the Governor in Council.

Notice of application for sanction.

2. Such sanction shall not be signified until after notice of the proposed application therefor has been published in the manner and for the time set forth in section 239 of *The Railway Act*, and also for a like period in one newspaper in each of the electoral districts through which the railway of 10 the Company runs, and in which a newspaper is published.

Agreement to be filed with Secretary of State.

3. A duplicate of the agreement referred to in subsection 1 of this section shall, within thirty days after its execution, be filed in the office of the Secretary of State of Canada, and notice thereof shall be given by the Company in *The Canada 15 Gazette*, and the production of *The Canada Gazette* containing such notice shall be prima facie evidence of the requirements of this Act having been complied with.