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

BILL.

An Act to amend the Act intituled, "An Act to authorize the formation "of Joint Stock Companies for the "Construction of Roads and other "works in Upper Canada," and to extend the provisions thereof.

Received and read a first time, Wednesday, 28th May, 1951.

Second reading Wednesday, 11th June, 1851.

Hon. Mr. BOULTON.

TORONTO: PRINTED BY LOYBLL AND GIBSON.

BILL.

An Act to amend the Act, intituled, "An Act to " authorize the formation of Joint Stock Companies " for the Construction of Roads and other Works in " Upper Canada," and to extend the provisions thereof.

WHEREAS it is expedient to amend the Act passed Preamble. in the second Session of the third Parliament of this Province, intituled "An Act to authorize the formation of 12 Vict. c. 84. " Joint Stock Companies for the Construction of Roads and

5 "other works in Upper Canada," and to extend the provisions thereof to other objects; Be it therefore enacted. &c.

That the Seventh and Sixteenth Sections of the said Sect. 7 and 16 repealed. Act be repealed.

- II. And be it enacted, That the provisions of the said Act Act extended 10 shall extend to the formation of Companies for the con- to Companies struction of Canals, the improvement of the navigation of purposes. streams whereon boats, rafts, and timber have passed or may by such improvement be enabled to pass up or
- 15 down the same: Provided always, that no injury be Proviso. thereby done to any mills or mill sites along such stream without the consent of the owners thereof, or to any lands on the banks of such streams without making compensation for all damage done in the erection or completion of
- 20 the works necessary for making the intended improvements in the manner provided by the said in part recited Act.

III. And be it enacted, That if at any time after the Case of any formation of any such Joint Stock Company, the Directors Company 25 shall be of opinion that it would be desirable to extend extend their or alter the projected line of road-to construct any side works proroads to intersect the original main roads, or that the original capital subscribed will not be sufficient to complete the work contemplated by such Company to be

- 30 executed or to be extended or altered, it shall and may be lawful for the said Directors, under a resolution to be passed by them for that purpose, either to borrow upon the security of the said Company by bond, or mortgage of Borrowing the road and tolls to be collected thereon, a sufficient money.
- 35 sum of money to complete the same, or to authorize the New stock. subscription of such number of additional shares, as shall be named in their resolution, a copy whereof under the hand of the President and seal of the Company shall be A40

Registry of new subscrihers.

Rights and liabilities of new subscribers.

Rates of toll limited.

the Directors shall deem it desirable to have registered. 5 the President shall deliver such new list of subscribers to the Registrar having the custody of the original instrument, who shall attach such new list of subscribers thereto, which shall thenceforth be held and taken to be part and parcel of the said instrument; and all the subscribers 10 thereto, and those who may thereafter enter their names as subscribers thereon, with the consent of such Directors, to be signified by producing a receipt from the Treasurer of such Company, that the person desiring to subscribe to the said new stock list has paid an instalment of six 15 per cent. on his shares, shall be subject to all the liabilities, and entitled to all the rights, benefits, privileges and advantages to which the original subscribers shall thenceforth be entitled, and as well to the first line of road as to any extension thereof as aforesaid, and which 20 the said Companies are hereby authorized to construct, and which shall thenceforth be considered as part and parcel of the original line.

IV. And be it enacted, That the amount of tolls authorized to be levied at any gate by any such Com-25 pany, upon any road constructed by such Company, shall not for each time passing, whether loaded or otherwise. exceed an aggregate sum calculated at the rate of one penny halfpenny per mile, from the gate required to be passed to the next gate or termination of the road if there 30 be no other gate to pass in the direction whither any person may be going, for any vehicle drawn by two horses or other cattle, and for any vehicle drawn by more than two cattle, one half penny per mile for every additional one; for every vehicle drawn by one horse, one penny per mile; 35 for every passenger in a vehicle carrying the mail, and so claiming exemption from toll, one farthing per mile; for each sheep, swine or head of cattle, one halfpenny at each gate; and for every score of sheep or swine, and for every score of neat cattle, one halfpenny per mile; 40 for every horse and rider and every led horse, one halfpenny per mile: Provided always, that any Company may in their discretion charge a greater or less toll according to the weight or quantity drawn by each team, not exceeding however, the above rates of toll in any case. 45

Two Compain certain 026es.

Proviso.

V. And be it enacted, That it shall and may be lawnies may unite ful for any two Companies formed for the construction of Roads which may intersect or be contiguous to each other, to unite and form one consolidated. Company on such terms as to them may seem meet. 50

engrossed at the head of the subscription list, to be opened for subscribers to the additional number of shares thereby authorized to be subscribed; and that when such

a number of new shares shall have been subscribed as

1.1

279

VI. And be it enacted, That no Company to be Company to formed under the provisions of this and the said in part notify munici-pal councillors recited Act shall be commenced until *ten doys* after the before com-Directors shall have served a written notice upon each 5 Municipal Councillor or at the dwelling-house of each Councillor, for any township through which such road shall be intended to pass

shall be intended to pass.