

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1849. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1849.

12 Victoria – Chapter 63 (1848)

An Act to extend the provisions of an Act, intituled *An Act to facilitate the making of a Rail Road from Saint Andrews, in the County of Charlotte, to Woodstock, in the County of Carleton, and Branches thereof.* Passed 30th March 1848.

Whereas the Saint Andrews and Quebec Rail Road Company have actually commenced the construction of a Rail Road from Saint Andrews, in the County of Charlotte, to Woodstock, in the County of Carleton, and it hath been deemed advisable further to encourage the said undertaking, and thereby lead to a more speedy completion of the work, by increasing the rate of interest on a portion of the capital sum to be invested in the undertaking, for the payment of which the faith and credit of this Province stands pledged, and to extend the period of time during which such increased interest shall be paid;

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That the rate of annual profit or interest for which the faith and credit of the Province stands pledged to the Saint Andrews and Quebec Rail Road Company, by the fifth section of an Act made and passed in the tenth year of Her Majesty's Reign, intituled *An Act to facilitate the making of a Rail Road from Saint Andrews, in the County of Charlotte, to Woodstock, in the County of Carleton, and Branches thereof,* shall be increased from five per centum, per annum, to six per centum, per annum, on such capital sum, not exceeding the sum of one hundred thousand pounds, as may be invested in the undertaking aforesaid; and that the faith and credit of the Province shall stand pledged and hereby is pledged to the said Company to make up and pay any deficiency of the clear profits arising from the traffic of merchandize and passengers, and otherwise, on the said described Rail Road and its Branches, whereby the said Company may realize a less annual profit than six per centum on the sum of one hundred thousand pounds, expended in the undertaking, agreeably to the terms, conditions and specifications of the fifth section of the said Act of Assembly hereinbefore mentioned.

II. And be it enacted, That the term of years during which such deficiency of annual profit or interest shall be made up and paid by this Province to the extent of six per centum, per annum, on such capital sum of not exceeding one hundred thousand pounds, as shall be invested in the said undertaking, shall be extended from the term of ten years, mentioned in the sixth section of the Act for facilitating the construction of the said Rail Road hereinbefore mentioned, to the term of twenty five years; and that during the said term of twenty five years, the said deficiency, if any, shall be made good by this Province, and shall be paid to the said Company in manner and form and according to the stipulations and conditions mentioned and contained in the said sixth section of the hereinbefore mentioned Act.

III. And for the farther encouragement of the said undertaking; Be it enacted, That on the completion of the said part of the said contemplated Rail Road, it shall and may be lawful for the said Company, at their own proper costs and charges, and under the supervision of the Surveyor General of the Province, to cause a survey of the ungranted Crown Land on each side of the said Railway, between Saint Andrews and Woodstock, to be made and laid out in lots of forty rods in width, fronting on the said Rail Road, and extending back a distance of one mile and a half from the said Road; and it shall and may be lawful for the Lieutenant Governor or Administrator of the Government for the time being, and he is hereby authorized and empowered to grant in fee simple to the said Company, free from any charge, save and except the expenses of the survey as aforesaid, every second or alternate lot on both sides of the said Rail Road, not exceeding, in the whole, the quantity of twenty thousand acres.

IV. And be it enacted, That the fourth section of an Act made and passed in the tenth year of the Reign of Her present Majesty, intituled *An Act to facilitate the making of a Rail Road from Saint Andrews, in the County of Charlotte, to Woodstock, in the County of Carleton, and Branches thereof*, be and the same is hereby repealed.

V. And be it enacted, That nothing in this Act contained shall be construed to impair or lessen the right of Her Majesty's Government to purchase the said Rail Road and its Branches; and all other the property of the said Company, thereunto appertaining, on the terms and conditions contained in the eleventh section of an Act passed in the tenth year of the Reign of Her present Majesty, intituled *An Act further to amend and extend the provisions of an Act, intituled "An Act to incorporate the Saint Andrews and Quebec Rail Road Company."*

VI. And be it enacted, That this Act shall not come into operation or be in force until Her Majesty's Royal approbation be thereunto first had and declared.

[This Act was specially confirmed, ratified and finally enacted by an Order of Her Majesty in Council, dated the 21th day of June, 1848, and published and declared in the Province, the 19th day of July, 1848.]