

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1866. Fredericton, NB: G. E. Fenety, Printer to the Queen's Most Excellent Majesty, 1866.

29 Victoria – Chapter 14 (Session 1)

An Act to incorporate the Fredericton Railway Company. Passed 16th April, 1866.

Section.

1. Company incorporated.
2. Capital Stock.
3. First meeting, by whom called.
4. Who may vote at first meeting.
5. Toll on passengers and property, by whom established.
6. Stock and property of Company alone liable.

Section.

7. Directors may subject and charge Railroad.
8. Actions against Company, when to be brought.
9. Company not to enter upon lands reserved for Naval or Military purposes.
10. Railway to be commenced within four years and completed within seven years.

Be it enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. That David Pugh, Robert Robertson, Clarence Grosvenor, James Henry, Thomas F. Barker, Bernard Elliott, Charles H. Clowes, Addison Sterling, John T. Bailey, Abraham Bailey, Adam Noble, Thomas Dowling, William Segee, S. D. M'Pherson, William Grieves, James M'Causland, George L. Hatheway, John J. Fraser, William H. Needham, Charles Fisher, John Glasier, and William E. Perley, their associates, successors and assigns, be and they are hereby made and constituted a body politic and corporate by the name of "The Fredericton Railway Company," and by that name shall have all the powers and privileges made incident to a Corporation by Act of Assembly in this Province, for the purpose of constructing a Line of Railway from some point on the line leading from the City of Saint John, by the Douglas Valley to the State of Maine, to the City of Fredericton, and for the providing the necessary station houses, and rolling and other stock, and appliances thereof, and for the maintaining, managing and working the same.
2. The capital stock of the said Corporation shall be two hundred thousand dollars, to be divided into five thousand shares of forty dollars each, with power to increase it to six hundred thousand dollars by additional shares or increasing the amount of each share.
3. The first meeting of the said Corporation shall be called by Charles Fisher, Esquire, or in case of his neglect or refusal, then by any two of the Corporators by giving at least fifteen days notice of the time and place of such meeting in some Newspaper published in Fredericton.
4. No person shall be entitled to attend or vote at such first meeting unless he shall have previously deposited in the People's Bank, to the credit of the Corporation, three per cent. on the amount of stock which he claims to hold, and produce and file with the Secretary of the said meeting the deposit receipt therefor.

5. The Directors of the said Company may from time to time fix, establish and impose a toll upon all passengers and property of every description which may be conveyed or transported by the said Corporation on the said road.
6. The joint stock and property of the said Company shall alone be responsible for the debts and engagements of the said Company.
7. The Directors of the said Company may from time to time, in such manner as they see fit, subject and charge the said Railroad, and the lands, goods, effects, and property, toll, income and profits of the said Company, or any guarantee of interest, grant of money or land, or other aid, benefit or advantage, or such part thereof as they may think fit, and every such charge shall be as binding and obligatory on the Company as if the provision thereof were herein expressly enacted.
8. No suit or action at Law or in Equity shall be brought or prosecuted by any person or persons for any act, matter or thing done under the authority of this Act, unless such suit or action shall be commenced within six months next after the offence shall have been committed, or cause of action accrued; and the defendant or defendants in such suit or action may plead the general issue, and give this Act and the special matter in evidence under the said plea, and that the same was done in pursuance and by authority of this Act.
9. Nothing in this Act contained shall authorize the said Company or their Contractors to enter upon any lands reserved for Naval or Military purposes without the consent of Her Majesty.
10. Unless the construction of the Railway shall be commenced *bona fide* within four years from the passing of this Act, and completed within seven years from the passing of this Act, so as to be used for the conveyance and carriage of passengers, goods and chattels, then this Act and the powers and privileges herein granted shall cease and become void.