

## CAP. CIII.

An Act to incorporate *The Montreal and Bytown Railway Company.*

[Assented to 22nd April, 1853.]

Preamble.

Certain persons incorporated.

WHEREAS Alexander Maurice Delisle, William Workman, Benjamin Holmes, John Leeming and Olivier Berthelet, of the City of Montreal, Esquires, and others, have petitioned the Legislature to incorporate a Company to construct a Railroad from the City of Montreal aforesaid, by the north-east end of the Mountain of Montreal, to or near Bytown, by the route which may be deemed the most eligible, and it is expedient to grant the prayer of the said Petitioners: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That Alexander Maurice Delisle, Jacques Viger, Janvier D. Lacroix, Benjamin Holmes, John Leeming, Jean Louis Beaudry, Narcisse Valois, Joseph Roy, J. W. A. R. Masson, William Workman, Tancredé Bouthillier, Alexis Edouard Montmarquet, Benjamin Henry LeMoine, Maurice Cuvillier, Jacob Dewitt, Hubert Paré, James Charles, Dwight P. Janes, Sydney Bellingham, Pierre Jodoin, Alexis Laframboise, Jean Bruneau, Olivier Berthelet, Charles Hersey, Joseph Aumond, Alfred LaRocque, François Leclair, Joseph Amable Berthelot, Samuel Gale, John Dods, Peter Devins, Thomas M. Thompson, A. Romuald Cherrier, Henry Mulholland, Narcisse B. Desmarteau, Charles A. LeBlanc, Nicolas Sparkes and Theodore Hart, Esquires, with all such other persons and Corporations as shall become Shareholders in such Joint Stock Company as is hereinafter mentioned, shall be and are hereby ordained, constituted and declared to be a Body Corporate and Politic in fact, by and under the name and style of *The Montreal and Bytown Railway Company.*

Corporate name.

Certain clauses of 14 and 15 V. c. 51, incorporated with this Act.

II. And be it enacted, That the several clauses of "The Railway Clauses Consolidation Act," with respect to the first, second, third and fourth clauses thereof, and also the several clauses of the said Act, with respect to "Interpretation," "Incorporation," "Powers," "Plans and Surveys," "Lands and their Valuation," "Highways and Bridges," "Fences," "Tolls," "General Meetings," "Directors, their election and duties," "Shares and their transfer," "Municipalities," "Shareholders," "Actions for Indemnity, and Fines and Penalties, and their prosecution," "Working of the Railway," and "General Provisions," shall be incorporated with

with this Act, save in so far as they are expressly varied by any clause or provision hereinafter contained; subject always to the following modification of the ninth sub-section of the clause of the said "Railway Clauses Consolidation Act," headed "plans and surveys," that is to say, that lands to the extent of twenty acres, may be taken by the said Company without the consent of the owner thereof, but subject to the provisions of the said Act in that behalf, for Stations, Depots, or other works in any City or Town.

III. And be it enacted, That the said Company and their agents and servants shall have full power under this Act, to lay out, construct, make and finish a double or single Iron Railroad or Way, at their own cost and charges, on and over any part of the Country lying between any part of the said City, Parish or County of Montreal, by the north-east end of the Mountain of Montreal and through the Counties of Terrebonne and Two Mountains, and any part of the Town of Bytown aforesaid, with power to such Company, to construct branches of the said Railway as the circumstances of the Counties and localities through which the said Railway shall pass may require, but in no case shall any such branch exceed ten miles in length; Provided always, that whereas the construction of a Bridge over the River St. Lawrence at or near the City of Montreal is now contemplated, and that it is just and proper that the said Company should have access to such bridge, the said Company shall, for the purpose of connecting their Railway with such bridge, have the power to run a track and lay down rails in and through such streets and property in the said City, Parish or County of Montreal, or to make such branch Railway as may be necessary to effect that object; and the Corporation of the said City of Montreal shall make such regulations therefor as the said Corporation shall consider necessary: Provided always, that should the said bridge be placed so high up the river St. Lawrence as to render it necessary and desirable that the said Company should connect and unite their said railway with the Main Trunk Railway, at some point above the City, Parish or County of Montreal, it shall be lawful for the said Company to make such connection and, for that purpose, to alter and change their line of road to effect that object.

Line of Railway to be made by the Company.

Proviso: as to using the Bridge at Montreal.

Further proviso on same subject.

IV. And be it enacted, That the said Company shall have the power to erect and construct such bridges as they may require for the purposes of their said Railway, over any part of the said River Ottawa at some place which may be deemed practicable between Carillon and Grenville or that part of the said river known as the River des Prairies, and also over the River Jésus, as they may deem necessary, with the right, if they think proper, to adapt the said bridges to the passage of horses, vehicles and passengers, subject to the clauses, conditions and stipulations of the "Railway Clauses Consolidation Act."

Power to bridge Rivers.

Bridges may be made applicable to ordinary vehicles, &c.

Act."

Act:” And in case such bridges be used by the Public as toll bridges, the rates and tolls shall be fixed by the Governor in Council: Provided always, that the said Company shall not commence the construction of any bridge until they shall have submitted the plans thereof and of all works thereunto relating to the Governor in Council, nor until such plans shall have been approved by him: Provided also that no such bridge shall be constructed for the passage of ordinary vehicles, animals and passengers, within the exclusive limits attached to any toll bridge over any River, except with the consent of the Proprietor of such bridge, nor for Railway purposes only, except with his consent, or after paying or tendering to him such compensation as may be awarded to him, in case of disagreement between him and the said Company, which compensation shall be established in the manner provided in the eleventh section of the said “ Railway Clauses Consolidation Act.”

Proviso:  
Plan to be approved by Governor in Council.

Proviso: as to other private Bridges.

Power to take wild lands, lands covered with water, &c.

Proviso: as to navigable Rivers.

Draw-Bridge, &c.

Approval of Governor in Council required.

Form of Deeds conveying lands to the Company.

V. And be it enacted, That it shall and may be lawful for the said Company to take and appropriate for the use of the said Railway, but not to alienate, so much of the wild lands of the Crown, not heretofore granted or sold, lying on the route of the said Railway, as may be necessary for the said Road; as also, so much of the land covered with the waters of any river, stream, lake or canal, or of their respective beds, as may be found necessary for the making and completing, or more conveniently using the same, and thereon to erect such wharves, quays, inclined planes, bridges, cranes and other works, as to the Company shall seem meet: Provided always, that it shall not be lawful for the said Company to cause any obstruction in or to impede the free navigation of any river, stream or canal to or across which their Railway shall be carried: And if the said Railway shall be carried across any navigable river or canal, the said Company shall leave such openings between the piers of their bridge or viaduct over the same, and shall construct such draw-bridge or swing-bridge over the channel of the river or canal, and shall be subject to such regulations with regard to the opening of such draw-bridge or swing-bridge, for the passage of vessels and rafts, as the Governor in Council shall direct and make from time to time; nor shall it be lawful for the said Company to construct any wharf, bridge, pier or other work upon the public beach or bed of any navigable river or stream, or upon the lands covered with the waters thereof, until they shall have submitted the plan of such work to the Governor in Council, nor until the same shall have been approved by him in Council as aforesaid.

VI. And be it enacted, That all Deeds and Conveyances for lands to be conveyed to the said Company for the purposes of this Act, shall and may, as far as the title to the said lands or the circumstances of the party making such conveyance will admit, be made in the form given in the Schedule of this Act

Act marked A : And for the purpose of a due enregistration of the same, all Registrars in their respective Counties are hereby required to be furnished by and at the expense of the said Company with a Book with copies of the form given in said Schedule A. one to be printed on each page, leaving the necessary blanks to suit the separate cases of conveyance, and in such Book to enter and register the said Deeds upon production thereof, and proof of execution, without any memorial, and to minute such entry on the Deed : And the said Company are to pay the said Registrars for so doing, the sum of Two Shillings and Six Pence, and no more, which said enregistration shall be held and deemed to be valid in law ; the provisions of any Act for the enregistration of Deeds now in force in this Province to the contrary notwithstanding.

Registration facilitated.

Fees to Registrar.

VII. And be it enacted, That the Capital Stock of the said Company shall not exceed in the whole the sum of Six Hundred Thousand Pounds currency, to be divided into twenty-four thousand Shares of Twenty-five pounds currency each, which amount shall be raised by the persons and Corporations who may become Shareholders in such Stock, and the said money so raised shall be applied, in the first place, towards the payment and discharge of all fees, expenses and disbursements for procuring the passage of this Act, and for making the surveys, plans and estimates connected with the Railway, and all the rest and remainder of such money shall be applied towards making, completing and maintaining the said Railway and other purposes of this Act, and to no other purpose whatever ; Provided always, that until the said preliminary expenses connected with the said Railway shall be paid out of the Capital Stock thereof, it shall be lawful for the Municipality of any County, City or Town on the line of the said Railway, to pay out of the general funds of such Municipality, their fair proportion of such preliminary expenses, which sum shall be refunded to such Municipality from the Stock of the said Company, or be allowed to them in payment of Stock.

Capital Stock.

Shares.

Application.

Proviso : as to preliminary expenses.

VIII. And be it enacted, That in the borrowing of moneys, by way of loan, the Debentures of the said Company shall and may be in the form contained in the Schedule B. annexed to this Act or in any other convenient form similar thereto, and need not be before Notaries, and shall have the effect of creating a mortgage or hypothec upon the said Railway and the lands and property thereof ; and the registration at full length of a Debenture (without the interest coupons thereto attached) in the said form in the Registry Office for the County of Montreal, which said registration for the purposes of this Act, and of the loan to be made in virtue thereof, shall be held and deemed to be a special registration of the said Railway and of all the lands and property thereof, in each county or locality through which such Railway may pass or lie, shall perfect the mortgage and hypothec created by such Debenture

Form of Debentures of the Company.

To give hypothec.

Registration in the County of Montreal, sufficient—its effect.

as regards all parties whatsoever, and the Debenture and mortgage and hypothecation thereby created shall be to all intents and purposes binding upon the said Company in favor of the holder of the debenture, and have the effect of mortgaging and charging all the lands and property of the said Company without any other more formal or particular description; but the description in the said Schedule B. shall be held to comprehend all the lands and tenements of the said Company, all wharves and buildings of every nature thereon, and in short all the immoveable estate belonging to the said Company, including the rails and iron thereto affixed; any law or usage to the contrary notwithstanding.

Entry of cancellation of Debentures in Registrar's Books,

IX. And be it enacted, That if after the registration in a County Registry Office of a Debenture of the said Company creating a mortgage or hypothecation, such Debenture shall be presented at the Registry Office wherein it was registered, with the word "cancelled" and the signature of the President, or other duly authorized Director of the said Company, or of the Secretary and Treasurer of the said Company, written across its face, the Registrar or his Deputy, on receiving the fee of One Shilling and Three Pence in that behalf, and on proof of the cancellation by the oath of one credible witness, (which oath the Registrar or his Deputy is hereby authorized to administer) shall forthwith make an entry in the margin of the Register against the Registry of such debenture, to the effect that the same has been cancelled, adding to such entry the date thereof and his signature, and thereupon the cancelled Debenture shall be filed and remain of record in the said Registry Office.

Registration of Debentures facilitated.

X. And to facilitate the registration of the Debentures of the said Company and the cancellation thereof—Be it enacted, That the said Company shall, at their own expense, deposit in the said Registry Office, wherein such their Debentures are hereby required to be registered, any number of their printed or engraved blank Debentures in the form of the said Schedule annexed to this Act, without its being necessary to add the coupons thereto, bound together in a Book, and having the pages thereof numbered and signed by the Secretary of the Company, and thereupon the Registrar and his Deputy shall be bound to receive and retain the same as one of the Registry Books of his Office, and to register therein the said Debentures of the Company, instead of registering them in the ordinary Registry Books of the Office, receiving for the registration of each such Debenture a fee of One Shilling and Three Pence, and no more; any Ordinance or Law to the contrary notwithstanding.

First Directors named.

XI. And be it enacted, That Alexander Maurice Delisle, William Workman, Benjamin Holmes, Jean Louis Beaudry, John Leeming, Benjamin H. LeMoine, Charles Hersey, Sydney Bellingham, Theodore Hart, Nicolas Sparkes and Joseph Aumond, shall be and are hereby constituted and appointed the

the first Directors of the said Company, and shall hold their office until others shall under the provisions of this Act be elected by the Shareholders, and shall until that time constitute the Board of Directors of the said Company, with power to open Stock Books and make a call on the shares subscribed in such Books, and call a meeting of subscribers for the election of Directors in the manner hereinafter provided, and to lay out the Railway, with all such other powers as by the said "Railway Clauses Consolidation Act" are conferred upon the Directors elected under the said Act or named by this Act.

Their powers.

XII. And be it enacted, That when and so soon as one-fifth of the said Capital Stock shall have been subscribed, it shall be lawful for the said Directors, or a majority of them, to call a Meeting of the holders of such shares, at such place and time as they shall think proper, giving at least fifteen days' public notice of the same, in one or more newspapers published in the City of Montreal, and in the Town of Bytown, at which said General Meeting, and at the Annual General Meeting in the following sections mentioned, the private Shareholders present, either in person or by proxy, shall elect eight Directors, in the manner hereinafter mentioned; and one Director shall be chosen by each Municipal Corporation being Shareholders to the amount of Five Thousand Pounds currency, which said Director shall be the Mayor or Warden or Reeve, being the Head of such Municipality, or such other person as each such Municipality may by By-law appoint specially for that purpose: the fourth Sub-section of the eighteenth Section of the said general "Railway Clauses Consolidation Act" in this respect being hereby superseded: and which said Directors shall hold office until the first Monday in March following.

First General Meeting.

Notice.

Election of Directors.

Municipalities subscribing £5,000 to choose a Director.

XIII. And be it enacted, That on the said first Monday in March, and on the first Monday in March in each year thereafter, or on such other day and at such place as shall be appointed by any By-law, there shall be chosen by the private Shareholders eight Directors, in manner hereinafter mentioned; and public notice of such Annual Election shall be published one month before the day of election, in the *Canada Gazette*, and also once at least, fifteen days before the election, in one newspaper in each City or Town or County on the line of the Railway, and all elections for such Directors shall be by ballot, and the persons who have the greatest number of votes at any election shall be the Directors, and if it shall happen that any two or more shall have an equal number of votes, the private Shareholders shall determine the election by another or other votes, until a choice is made; and if any vacancy shall at any time happen among the said eight Directors by death, resignation or otherwise, such vacancy shall be filled for the remainder of the year by a majority of the Directors, and that the said eight Directors, together with the Representatives of the Municipal Corporations subscribing as aforesaid, shall form the Board of Directors.

Annual General Meetings.

Notice.

Election to be by ballot.

Ties.

Vacancies how filled.

Quorum of Directors.  
Paid Directors.

XIV. And be it enacted, That three of the said Directors shall form a *quorum* for the transaction of business : Provided that the said Directors may employ one or more of their said number as paid Director or Directors.

Qualification of Directors.

XV. And be it enacted, That the persons qualified to be elected Directors of the said Company under this Act, shall be any Shareholder holding at least twelve shares in the Stock of the said Company, who shall have paid up all calls on such shares.

Stock held by Municipalities how represented.

XVI. And be it enacted, That the Stock to be subscribed for by Municipal Corporations, shall be represented by the Mayor, Warden or Reeve from time to time being of such Municipal Corporations subscribing to *The Montreal and Bytown Railway Company*, or by such persons as shall be appointed as hereinbefore provided by such Municipal Corporations respectively ; and such Mayor, Warden or Reeve, or persons deputed as aforesaid, shall be entitled to a number of votes equal to the number of shares held by the Municipal Corporation to the same extent as private Shareholders.

Votes on such Stock.

One vote for each Share.

XVII. And be it enacted, That each shareholder shall be entitled to a number of votes equal to the number of Shares which he or they shall have had in his or their name at least two weeks prior to the time of voting ; Provided always, that no Municipal Corporation, shall vote or be entitled to vote at any election of the eight Directors to be chosen by the private Shareholders : And provided further, that no party or parties shall be entitled to vote at the Meetings of Shareholders who shall not have paid up all the calls due upon his, her or their Stock, or the Stock upon which such party claims to vote, at least eighteen hours before the hour appointed for any such Meeting.

Proviso.

Proviso.

Calls on Stock.

XVIII. And be it enacted, That it shall and may be lawful for the Directors at any time to call upon the Shareholders for such instalments upon each share which they or any of them may hold in the capital stock of the said Company, in such proportions as they may see fit, so as no such instalment shall exceed ten per cent on the amount of each share, giving at least one month's notice for each call, in such manner as they shall appoint.

Limitation.

Tolls how fixed and regulated.

XIX. And be it enacted, That it shall and may be lawful for the President and Directors of the said Company, from time to time to fix, regulate and receive the tolls and charges to be received for the transmission of property or persons on the said Railway, subject always to the approval of the Governor in Council, as is provided by the Railway Clauses Consolidation Act : Provided always, that in no case shall the amount charged for toll and charges exceed, for First Class

Proviso.

Class Passengers, Two Pence currency per mile, and for Second Class Passengers, One Penny Half Penny currency per mile; and for Third Class Passengers, One Penny currency per mile.

XX. And be it enacted, That in case of neglect or refusal to pay the toll or freight due to the said Company on any goods, they shall have the power to detain the same until payment of such freight be made, and in the meantime, such goods shall be at the risk of the owner as provided in the said "Railway Clauses Consolidation Act," and if such goods be of a perishable nature the said Company shall have the right to sell the same forthwith on the certificate of two competent persons establishing the fact of their being so perishable, and if such goods be not of a perishable nature and shall remain unclaimed for a period of twelve months, it shall be lawful for such Company, after giving one month's notice in two newspapers published at or nearest the locality where such goods may be, to dispose of the same by public auction, and to hand over to the owner the produce of such sale if he shall claim the same, after deduction of the said tolls, freight and of the expenses incident to any such sale.

Payment of  
Tolls how en-  
forced by the  
Company.

XXI. And be it enacted, That the said Company shall have power to become parties to Promissory Notes, and Bills of Exchange for sums not less than Twenty-five Pounds, and any such Promissory Note made or endorsed, and any such Bill of Exchange drawn, accepted or endorsed by the President of the Company, or Vice-President, and countersigned by the Secretary and Treasurer, and under the authority of a majority of a *quorum* of the Directors, shall be binding upon the said Company; and every such Promissory Note or Bill of Exchange, so made, drawn, accepted or endorsed by the President or the Vice-President of the said Company, and countersigned by the Secretary and Treasurer as such, after the passing of this Act, shall be presumed to have been properly made, drawn and accepted or endorsed, as the case may be, for the Company, until the contrary be shewn; and in no case shall it be necessary to have the Seal of the Company affixed to any such Bill of Exchange or Promissory Note, nor shall the President, Vice-President or the Secretary and Treasurer of the Company so making, drawing, accepting or endorsing any such Promissory Note or Bill of Exchange, be thereby subjected individually to any liability whatever; Provided always, that nothing in this clause shall be construed to authorize the said Company to issue any Note payable to Bearer, or any Promissory Note intended to be circulated as money or as the Notes of a Bank.

Company may  
be parties to  
Notes and  
Bills, and  
how.

Provido.

XXII. And be it enacted, That the said Company shall have the right to purchase, take, hold and subscribe for Stock in any other Railway or Steamboat Company as they may consider conducive to the interests of the said Company, and the

Company  
may hold  
Stock in other  
Companies of  
certain kinds.

Directors



Directors of the said Company may authorize one or more person or persons to vote upon such Stock at any meetings of such other Railway or Steamboat Company.

Aliens may vote, &c.

XXIII. And be it enacted, That any Shareholder in the said Company, whether a British subject or alien, or a resident in Canada or elsewhere, shall have equal rights to hold stock in said Company, to vote on the same, and be eligible to office in the said Company.

Provincial Government may assume the Railway, &c.

XXIV. And be it enacted, That the Provincial Government may at any time after the commencement of the said Railway, assume the possession and property thereof, and of all the property which the said Company is empowered to hold and shall then have, and of all the rights and privileges and advantages vested in the said Company; all of which shall, after such assumption, be vested in Her Majesty, on the Government giving to the Company four months' notice of the intention to assume the same.

Notice.

Terms of such assumption by the Provincial Government.

XXV. And be it enacted, That in case of such assumption as aforesaid, the Government shall, within four months after the Company shall render an account in writing of the amount of money expended by the said Company, and all their then ascertained liabilities up to the time of such assumption, pay to the said Company the whole amount of the money so expended and of the liabilities so ascertained, together with interest at the rate of six per cent, and ten per cent. additional thereon after deducting the amount of any dividends before then declared, and the said Government shall also, from time to time, pay and discharge all liabilities of the Company not ascertained at the time of such assumption, as the same shall be established against the said Company; Provided always, that in case of a difference between the Government and the Company as to the amount so to be paid by the Government, such difference shall be referred to two Arbitrators, one to be named by the Government, the other by the Company; and, in case of disagreement, such difference shall be referred to an Umpire, to be chosen by such Arbitrators before entering into the consideration of the said difference, and that the said award so made by the Arbitrators or the Umpire shall be final; and provided also that in case of refusal by the Company to appoint an Arbitrator on their behalf, the same shall be appointed by any two of the Judges of either of the Superior Courts of Common Law on application of the Government, in Upper Canada, and by any two Judges of the Superior Court in Lower Canada.

Proviso.

Proviso.

Company may intersect other Railways, &c.

XXVI. And be it enacted, That it may and shall be lawful for the said Company to cross, intersect, join and unite the said Railway with any other Railroad or Railway, at any point on its route, and upon the lands of such other Railway or Railroad,

Railroad, with the necessary conveniences for the purpose of such connection, and the owners of both Railways may unite in forming such intersection and in granting the facilities therefor; and in case of disagreement upon the amount of compensation to be made therefor, or upon the point or manner of such crossings and connection, the same shall be determined by Arbitrators to be appointed by two Judges of the Superior Court in Lower Canada, or by two Judges of the Superior Courts of Common Law in Upper Canada.

XXVII. And be it enacted, That it shall be lawful for the said Company to enter into any agreement with any other Railway Company either in this Province or in any foreign State for leasing the said Railway or any part thereof, or the use thereof, at any time or times to such other Company; or for leasing or hiring out, to such other Company any Locomotives, Cars, Carriages, Tenders or other moveable property of the said Company, either altogether or for any time or times, occasion or occasions, or for leasing or hiring from such other Company any Railroad or part thereof, or the use thereof at any time or times, or for leasing or hiring from such other Company any Locomotives, Cars, Carriages, Tenders, or other moveable property, or for using either the whole or any part of the said Railroad or of the moveable property of the said Company, or of the Railroad and moveable property of such other Company in common by the two Companies, or generally to make any agreement or agreements with any such other Company touching the use by one or the other or by both Companies, of the Railroad or moveable property of either or of both, or any part thereof, or touching any service to be rendered by the one Company to the other, and the compensation therefor; and any such agreement shall be valid and binding, and shall be enforced by all Courts of Justice in this Province according to the terms and tenor thereof; and any Locomotive, Car, Carriage or Tender of any foreign Railway Company brought into this Province in pursuance of any such agreement, but remaining the property of such foreign company, and intended to pass regularly along the said Railway between this Province and a foreign State, shall, for all purposes of the Laws relative to Customs, be considered as carriages of travellers coming into this Province, with the intent of immediately leaving it again.

Company may agree with other Companies as to certain services to be rendered by one Company to the other.

As to Carriages passing in and out of the Province.

XXVIII. And whereas it may conduce to the interests of the said Montreal and Bytown Railway Company hereafter to unite and form a junction with other Railway Companies either at Montreal or Bytown—Be it enacted, That it shall be lawful for the said Montreal and Bytown Railway Company at any time hereafter to form such union and junction upon such terms and conditions as may be agreed upon at a general meeting of the Stockholders of the said Company specially convoked for that purpose, by a majority of such Stockholders, and

Power to form a Union with other Companies.

and thereafter the Companies so united shall form one and the same Company.

Public Act.

XXIX. And be it enacted, That the Interpretation Act shall apply to this Act, and that this Act shall be a Public Act.

### SCHEDULE A.

#### FORM OF CONVEYANCE.

Know all Men by these presents, that I, A. B., of \_\_\_\_\_  
 (*name also the wife if any*), do hereby in consideration  
 of \_\_\_\_\_ (*here the sum*) paid to me by *The Montreal  
 and Bytown Railway Company*, the receipt whereof is hereby  
 acknowledged, grant, bargain, sell, convey and confirm unto  
 the said *The Montreal and Bytown Railway Company*, their  
 successors and assigns for ever, all that certain tract or parcel  
 of land situate (*here describe the lands*), the same having been  
 selected and laid out by the said Company for the purposes of  
 their Railway. To have and to hold the said lands and premises,  
 together with the appurtenances thereto, to the said *The  
 Montreal and Bytown Railway Company*, their successors  
 and assigns for ever (*here the release of dower if any*).

Witness my (or our) hand (or hands) Seal (or Seals, this  
 day of \_\_\_\_\_ one thousand eight hundred  
 and \_\_\_\_\_

L. S.

Signed, Sealed and delivered in presence of \_\_\_\_\_

### SCHEDULE B

*Referred to in this Act.*

#### THE MONTREAL AND BYTOWN RAILWAY COMPANY.

Number \_\_\_\_\_ £ \_\_\_\_\_ Sterling (or Currency.) \_\_\_\_\_  
 This Debenture witnesseth that the Montreal and Bytown  
 Railway Company, under the authority of the Provincial  
 Statute passed in the Sixteenth year of Her Majesty's Reign,  
 intituled, *An Act to incorporate the Montreal and Bytown  
 Railway Company*, have received from \_\_\_\_\_  
 of \_\_\_\_\_ the sum of \_\_\_\_\_ currency, (or sterling)  
 as a loan, to bear interest from the date hereof, at the rate  
 of \_\_\_\_\_ per centum per annum, payable half yearly on  
 the \_\_\_\_\_ day of \_\_\_\_\_ and on the \_\_\_\_\_ day of \_\_\_\_\_  
 which sum of \_\_\_\_\_ currency (or sterling)  
 the said Company bind and oblige themselves to pay on the  
 \_\_\_\_\_ to the said \_\_\_\_\_ or to the bearer  
 hereof; and to pay the interest thereon half yearly as aforesaid  
 on the production of the *coupon* therefor, which now forms part  
 of this Debenture.

And

And for the due payment of the said sum of money and interest, the said Company, under the power given to them by the said Statute, do hereby mortgage and hypothecate the real estate and appurtenances hereinafter described, that is to say : *The whole of the Rail-road from the City of Montreal to Bytown aforesaid, including all the Lands at the Termini of the said Road, and all the Lands of the Company within those limits, and all buildings thereon erected, and all and every the appurtenances thereto belonging.*

In testimony whereof \_\_\_\_\_ President of the said Company, hath hereto set and affixed his signature, and the Common Seal of the said Company, at the City of Montreal, this \_\_\_\_\_ day of \_\_\_\_\_ one thousand eight hundred and \_\_\_\_\_

*President.*

*Countersigned and entered*

*Secretary.*

I certify that this Debenture was duly registered in the Registry Office for the County of Montreal, in the District of Montreal, on the \_\_\_\_\_ day of \_\_\_\_\_ one thousand eight hundred and \_\_\_\_\_ at \_\_\_\_\_ of the clock in the \_\_\_\_\_ page

*Registrar.*

## C A P. C I V .

### An Act to incorporate *The Megantic Junction Railway and Navigation Company.*

[Assented to 22nd April, 1853.]

**W**HEREAS it is expedient to incorporate a Company to Preamble.  
construct a Railway, from some point on the Line of the Quebec and Richmond Railroad, in the vicinity of the River Bécancour, to Leeds, Inverness, Halifax and New Ireland, in the County of Megantic, and to improve the Lake and River Navigation of the said County, by a Canal or Canals, Locks, Dams, Basins, or otherwise: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada,* and it is hereby enacted by the authority of the same, That William Price, of Quebec, Dunbar Ross, of Quebec, John Smith, of Inverness, J. R. Lambly, of Leeds, J. Moir Ferres, of Montreal, George B. Hall, of Quebec, Edmund P. Mackie, of Quebec, Peter Rutherford, of Montreal, William Hume, of Leeds, John Carry, of Leeds, André Bezeau, of Halifax,

Certain persons incorporated.

F.