

1. That Egerton R. Burpee, C. E., Ebenezer Williams, M. P. P., Walter S. Butler, M. P. P., John Farris, M. P., Gideon D. Bailey, M. L. C., Charles N. Skinner, James Read, Edward Simpson, Charles A. Harding, David Ferguson, William S. Harding, Francis Woods, Charles Perkins, Andrew Corbet, James M. Cracken, John Armstrong, James Quinn, and John H. Kelly, their associates, successors, and assigns, are hereby made and constituted a body politic and corporate, by the name of "The Gagetown and Petersville Railway Company," and by that name shall have all the general powers and privileges made incident to a Corporation by Act of Assembly in this Province, and may sue and be sued, plead and be impleaded, and shall have and enjoy all proper remedies by law and equity to secure and protect them in the exercise and use of the rights and privileges, and in the performance of the duties hereinafter enjoined, and to prevent all invasion thereof in exercising and performing the same; and the Corporation, so soon as the sum of two thousand dollars of the capital stock shall be actually paid to the Treasurer of the Company, is hereby authorized and empowered to locate and construct, and finally complete, alter and keep in repair, a railroad with one or more sets of rails or tracks, with all suitable bridges, tunnels, viaducts, turnouts, culverts, drains, and all other necessary appendages, from the Village of Gagetown, in Queen's County, to the present line of the European and North American Railway in the Parish of Petersville, in the said County of Queen's, as may be deemed most desirable and advantageous to the general interests of the said Company, by such route as by survey or otherwise may be found most expedient, whenever the Corporation may deem it advisable so to do, and to make such branches thereof as they shall deem proper; and the said Company shall be and are hereby invested with all the powers, privileges and immunities which are or may be necessary to carry into effect the purposes and objects of this Act, and for this purpose the said Corporation shall have the right to purchase or take and hold so much of the land and other real estate of private persons or Corporations as may be necessary for the location, construction and convenient operation of said railroad and branches thereof, and stations connected therewith; and they shall also have the right to take, remove and use for the construction and repair of said railroad and appurtenances, any earth, gravel, stone, timber or other materials on or from the land so taken, provided however, that the said land so taken for the route of the said railway shall not exceed six rods in width, except when greater width is necessary for excavation and embankment; and provided also, that in all cases said Corporation shall pay for said lands, estate and material so taken and used, such price as they and the owner or respective owners thereof may agree upon, and in case said parties shall not otherwise agree the said Corporation shall pay such damages as shall be ascertained and determined in the same manner and under the same conditions and limitations as are provided by the Act of Assembly, Chapter twelve, twenty eighth Victoria, intituled *An Act in addition to the Act in aid of the construction of Railways*, and the land so taken by said Corporation shall be and become the property of said Company, and all applications for damages shall be made within three years of the time of taking such land and other property, and not after.

2. The capital stock of the said Corporation shall consist of fifty thousand dollars, to be divided into one thousand

shares of fifty dollars each, with power to increase to three hundred thousand dollars, with additional shares of fifty dollars each; and the immediate government and direction of the affairs of said Corporation shall be vested in five Directors, who shall be chosen by the members of the said Corporation in the manner hereinafter provided, and shall hold their offices until others are chosen in their stead, a majority of whom shall form a quorum for the transaction of business, and they shall elect one of their number to be President of the Board, who shall also be President of the Corporation; and the said Directors shall have authority to choose a Secretary, who shall be sworn to the faithful discharge of his duties, and a Treasurer, who shall also be sworn, and also give bonds to the Corporation, with sureties to the satisfaction of the Directors, for the faithful discharge of his trust.

3. Any three persons named in the first Section of this Act are hereby authorized to call the first meeting of the said Corporation, giving notice in one or more newspapers published in the City of Saint John, of the time and place and purpose of such meeting, at least fourteen days before the time mentioned in such notice.

4. The said Corporation shall have power to make, ordain and establish all necessary bye laws and regulations consistent with the laws in force in this Province, for their own government, and the due and orderly conducting of affairs, and the management of their property.

5. The President and Directors for the time being are hereby authorized and empowered, by themselves or their agents, to exercise all the powers herein granted to the Corporation, for the purpose of locating and completing such railroad and branches, and for the transportation of persons, goods and property of all descriptions, and all such power and authority for the management of the Corporation as may be necessary and proper to carry into effect the objects of this Act, to purchase or hold within this Province lands, materials, engines, cars and other necessary things, in the name of the Corporation, for the use of the said road, and for the transportation of persons, goods and property of all descriptions, and to make such connections with other Railroad Companies within the Province, either by leasing their road to other Corporation or Corporations on such terms and for such length of time as may be agreed upon, or by consolidating the stock of their road with that of other Railroad Company or Companies, upon such terms as may be agreed upon; to make, execute and deliver a good and sufficient mortgage deed or deeds of their road, and all its branches, to such private persons or Corporations as they may think the interest of the stockholders in their Company requires, and to make such equal assessments from time to time on all the shares in said Corporation as they may deem necessary and expedient in the execution and progress of the work, and direct the same to be paid to the Treasurer of the Corporation, and the Treasurer shall give notice of all such assessments; and in case any subscriber or stockholder shall neglect to pay any assessment on his share or shares for the space of thirty days after such notice is given, as shall be prescribed by the bye laws of said Corporation, the Directors may order the Treasurer to sell such share or shares at public auction, after giving such notice as shall be prescribed as aforesaid, to the highest bidder, and the same shall be transferred to the purchaser; and such delinquent subscriber or