

AN ACT TO INCORPORATE THE BOW RIVER COLLIERIES RAILWAY COMPANY.

WHEREAS a petition has been presented, praying for the incorporation of a company to construct and operate a railway, as hereinafter set forth, and it is expedient to grant the prayer of the said petition,

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of Alberta, enacts as follows:-

1. Robert F. Reeve, Bank Manager, Walter S. Galbraith, Physician, W. C. Simons, Barrister, W. L. Hamilton, Mining Engineer, Charles Vincent Bennett, Clerk of the Court, Baptiste C. Moore, Undertaker, all of the City of Lethbridge in the Province of Alberta, and Harry T. Cherry, Accountant of the City of Winnipeg, in the Province of Manitoba, together with such persons as become shareholders in the company hereby incorporated, are hereby constituted a body corporate under the name of Bow River Collieries Railway Company, hereinafter called "the Company."

Incorporation.

Head Office.

2. The head office of the Company shall be in the City of Lethbridge in the Province of Alberta.

Railway Act of Alberta to apply.

3. The several clauses of "The Railway Act of Alberta" shall be, and the same are hereby, incorporated with and shall be deemed to be part of this Act,

and shall apply to the said Company and to the railway to be constructed by them, excepting so far as the same may be inconsistent with the express enactments hereof, and the expression "this Act," when used herein shall be understood to include the clauses of the said Railway Act as aforesaid.

Powers.

4. The Company may lay out, construct and operate a railway, of the gauge of 4 feet 8½ inches, from a point on the North bank of the Bow River in Township 17, Range 17 West 4th meridian, in the Province of Alberta, to a point on the main line of Canadian Pacific Railway at or near Cassils.

Provisional
directors

5. The persons mentioned by name in the first section of this Act are hereby constituted provisional directors of the said Company.

Capital stock.

6. The capital of the Company shall be Two hundred and fifty thousand dollars (\$250,000), and may be called up by the directors from time to time, as they deem necessary, but no one call shall exceed ten per cent on the share subscribed.

Annual meeting

7. The annual general meeting of the shareholders shall be held on the First Monday in January in each year.

Powers of the
Company.

8. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose seven persons to be directors of the Company, one or more of whom may be paid directors of the Company.

9. The Company may issue bonds, debentures or other securities to the extent of Fifteen thousand dollars (\$15,000) per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

Agreement with
other companies
to convey or lease

10. The Company may enter into an agreement with another company or companies for conveying or leasing to such company or companies the railway of the Company hereby incorporated, in whole or in part, or any rights or powers acquired under this Act, as also the surveys, plans, works, plant, material, machinery and other property to it belonging, or for an amalgamation with such company or companies, on such terms and conditions as are agreed upon, and subject to such restriction as to the directors seem fit; provided that such agreement has been first sanctioned by two-thirds of the votes at a special general meeting of the shareholders duly called for the purpose of considering the same, at which meeting shareholders representing at least two-thirds in value of the stock are present in person or represented by proxy, and that such agreement has also received the approval of the Lieutenant Governor in Council.

Loading of cars
from farmers'
vehicles.

II. The Company shall, at all stations upon their railway, always permit the loading of grain into cars from farmers' vehicles or flat warehouses, subject to reasonable regulations to be made by the said Company, and shall at all reasonable times afford proper facilities therefor.

Facilities for
traffic.

12. The Company agrees to afford all reasonable facilities to any other railway company for the receiving and forwarding and delivery of traffic upon and from the line of railway belonging to or worked by such companies respectively, and the company shall not make or give undue or unreasonable preference or advantage to or in favor of any particular person or company, or any particular description of traffic in any respect whatsoever, nor shall the Company subject any particular person or company, or any particular description of traffic, to any undue or unreasonable prejudice or disadvantage whatsoever, and the said Company shall afford all due and reasonable facilities for receiving and forwarding by its railways all the traffic arriving by such other railway or railways without any unreasonable delay, and without any such preference or advantage or prejudice or disadvantage as aforesaid, so that no obstruction is presented to the public desirous of using such railway as a continuous line of communication, and so that all reasonable accommodation by

means of the railways of the several companies is at all times afforded to the public in that behalf, and any agreement made between the Company and any other company or companies contrary to this agreement shall be null and void.

13. The provisions of a Railway Act of the Province of Alberta shall not apply to the Company.

14. The construction of the railway here-
 Time within which
 to commence and
 complete construct-
 ion.
 by authorised shall be commenced within two years
 and shall be completed within five years from the
 date of the coming into force of this Act.

15. The Company shall also have power
 Telegraph and
 telephone lines.
 for the purposes of its undertaking to construct
 and operate an electric telegraph line or lines
 and a telephone line or lines along the said
 railway, and to construct and maintain such bridges
 as shall be necessary or convenient for the use of
 said railway, not being bridges over any navigable
 river or rivers, unless such bridge or bridges over
 such navigable rivers or waters has or have been
 authorised by the Governor General in Council.

16. This Act shall come into force on the day
 it is assented to.