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# BILL

No. 28 of 1908.

*Carbon Hill*

An Act to Incorporate the ~~Bow River Collieries~~ Railway Company.

(Assented to

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

/s/ F. O. Adams, of the City of Spokane, in the State of Washington, Operator; Harry J. Matheson, of the Village of Blairmore, in the Province of Alberta, Printer; and W. H. Wright, of the City of Spokane, in the State of Washington, Real Estate Agent. ~~together with~~

~~and such persons as become shareholders 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."~~

*Carbon Hill  
Railway Company*

2. The head office will be situated at the Village of Frank in the Province of Alberta.

incorporated with and shall be applied 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.

4. The company may lay out, construct and operate a railway of the gauge of four (4) feet eight and one-

half (8½) inches from a point on the Crows Nest Pass branch of the Canadian Pacific Railway at or near ~~Burns~~, in

*Burns*

the Province of Alberta, South-Westerly to a point on the boundary line between the Province of Alberta and the Prov-

ince of British Columbia, in Township Six (6), Range Five (5), West of the Fifth (5th) Meridian, and from ~~Burns~~ afore-

*Burns*

said. South-Easterly to a point on the International Boundary Line between Ranges Twenty-one (21) and Twenty-eight (28).



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.

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.

11. 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.

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 favour 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 section 68 of the Railway Act of the Province of Alberta shall not apply to the company.

14. The construction of the railway hereby authorized shall be commenced within two years and shall be completed within five years from the date of the coming into force of this Act.

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15. The company shall also have power for the purposes of <sup>Telegraph and</sup> its undertaking to construct and operate an electric telegraph <sup>telephone</sup> lines 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 authorized by the Governor General in Council.

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

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No. 39

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THIRD SESSION  
**FIRST LEGISLATURE**  
 8 EDWARD VII  
 1908

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**BILL**

*Carbon Hill*

An Act to Incorporate the ~~Bow~~ River  
~~Carbon~~ Railway Company.

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Received and read the

First time .....

Second time .....

Third time .....

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MR. SIMMONS.

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EDMONTON  
JAS. E. RICHARDS, Government Printer  
A.D. 1908