

# BILL

No. 35 of 1910.

An Act to Incorporate the Yellowhead Coal Company.

(Assented to 1910.)

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. Edward R. C. Clarkson, chartered accountant; David W. Alexander, company's manager, and Charles Miller, barrister-at-law, all of the City of Toronto in the Province of Ontario, together with such persons as become shareholders in the company hereby incorporated, are hereby constituted a body corporate under the name of "The Yellowhead Coal Company," hereinafter called "the company."

2. The head office of the company shall be at Lacombe in the Province of Alberta, or such other place as the directors of the company may from time to time determine.

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.

4. The company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches from a point in or near the Town of Lacombe, to connect with any line of railway now in existence in or near the said town to a point on the Brazeau River, and thence along the said Brazeau River to or near the head waters thereof, and a branch from some point upon the said line to a point at or near the City of Edmonton or the City of Strathcona.

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

6. The capital stock of the company shall be five hundred thousand dollars (\$500,000) 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.

7. The annual general meeting of the shareholders shall be held on the fourth Tuesday in February in each year.

8. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose not less than three nor more than nine 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 ~~twenty thousand dollars~~ 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 restrictions 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 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, and section 68 of *The Railway Act* shall not apply to the company.

12. The company shall also have power 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 authorized by the Governor General in Council.

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

No. 35

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FIRST SESSION  
SECOND LEGISLATURE  
10 EDWARD VII  
1910

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BILL

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Coal Company.

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Received and read the

First time.....

Second time .....

Third time .....

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MR. W. F. PUFFER.

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EDMONTON  
JAMES E. RICHARDS, Government Printer  
A.D. 1910