

B I L L

No. _____ of 1910.

An Act to incorporate The Alberta Western Railway Company.

(Assented to _____ 1910.)

WHEREAS a petition has been presented praying for the incorporating 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 the Province of Alberta, enacts as follows:

1. David Williams, of Canmore in the Province of Alberta, Merchant; William McCardell, of Bankhead in said Province, Contractor; and Harold H. Parlee, of the City of Edmonton in said Province, Barrister-at-Law, together with such persons as become shareholders in the company hereby incorporated, are hereby constituted a body corporate under the name of "The Alberta Western Railway Company," hereinafter called "the company."

2. The head office of the company shall be in the City of Edmonton, in the Province of Alberta, or such other place in the Province of Alberta as the company or the

provisional directors may by by-law prescribe.

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 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, in said Province, commencing at a point in said Province of Alberta on the main line of the Canadian Pacific Railway between Exshaw and Moreley in said Province, on said main line of the Canadian Pacific Railway, thence in a generally southerly direction along, near or following the courses of the valleys of the Kananaskis River and the Elk River to the boundary line between the Provinces of Alberta and British Columbia.

5. The persons mentioned by name in the first section of this Act are hereby constituted the first or provisional directors of the company, and until the election of the board of directors at the annual meeting they shall have all the powers of the board.

6. The capital stock of the company shall be ~~five~~ hundred thousand dollars (\$~~500,000~~), divided into ~~five~~ thousand shares of one hundred dollars each, and may be called up by the directors from time to time as they deem necessary, but no call shall exceed ten per cent. on the shares subscribed.

7. The annual meeting of the shareholders of the company shall be held on such day in the year as the board of directors may appoint, and at such meeting the shareholders (who have paid all calls due on their shares) assembled in person or by proxy shall choose not less than three ~~or~~ nor more than nine persons to be the board of directors of the company, one or more of whom may be paid directors of the company.

8. The company may issue bonds, debentures or other securities to the extent of twenty thousand dollars (\$20,000) 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.

9. 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 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.

10. The company shall also have power for the purposes of its undertaking to construct and operate an electric telegraph line or lines and 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.

11. Section 68 of The Railway Act shall not apply to the railway hereby authorized to be constructed.

No.

SECOND SESSION
SECOND LEGISLATURE
1 George V
1910.

BILL
An Act to Incorporate
THE ALBERTA WESTERN RAILWAY COMPANY

Received and read the

First time
Second time
Third time

Member in charge:
