

BILL

No. 35 of 1910 (Second Session).

An Act to Incorporate Edmonton Interurban Railway Company.

(Assented to

1910.)

WHEREAS a petition has been presented praying for the incorporation of a company to construct and operate an electric 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. Frederick de Sicyes, civil engineer; B. Shehyn Scott, ^{Name of} contractor, and Raymond Brutinel, capitalist, all of the City of Edmonton, in the Province of Alberta, together with such other persons as become shareholders in the company hereby incorporated, are hereby constituted a body corporate under the name of "Edmonton Interurban Railway Company," hereinafter called "the company."

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

3. The several clauses of *The Railway Act* of Alberta shall ^{Railway Act of Alberta} be and the same are hereby incorporated with and shall be ^{applicable} 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 or inapplicable to a railway of the nature hereby authorized, 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 lines of railway operated by any motive power other than steam with a gauge of four feet, eight and one-half inches between the following points in the Province of Alberta:

- (a) From a point within or near the City of Edmonton to a point at or near St. Albert or Morinville, or both;
- (b) From a point within or near the City of Edmonton, or from a point on the last mentioned line to a point at or near Athabasca Landing;
- (c) From a point within or near the City of Edmonton or the City of Strathcona to a point at or near Fort Saskatchewan;
- (d) From a point within or near the City of Edmonton or the City of Strathcona, or from a point on such last mentioned line to a point at or near Beaver Lake;
- (e) From a point within or near the City of Edmonton or the City of Strathcona or from a point on such last mentioned line to a point at or near Camrose;
- (f) From a point within or near the City of Edmonton or the City of Strathcona, or from a point on such last mentioned line to a point at or near Wetaskiwin;

- (g) From a point within or near the City of Edmonton or the City of Strathcona, or from a point on such last mentioned line to a point at or near Pigeon Lake;
- (h) From a point within or near the City of Edmonton to a point at or near Mewassin;
- (i) From a point within or near the City of Edmonton or from a point on such last mentioned line to a point at or near Lac Ste. Anne;
- (j) From a point within or near the City of Edmonton, **or from a point on the last mentioned or first mentioned line to a point at or near Fort Assiniboine on the Athabasca River;**
- (k) From any one of the said points to any other or others.

Subject to the approval of the Minister of Public Works the said railway may be carried upon and along such road allowances, public highways, streets, lanes and squares as may be convenient, but the company shall not carry on and shall not construct any work on the streets of the Cities of Edmonton or Strathcona or the Town of St. Albert, except with the consent and approval of the councils of the said municipalities respectively, and the said councils shall be deemed to have full power and authority to enter into agreements with the company to permit the use by the company of the highways, streets, lanes, squares and other public places of a municipality, for the purposes of the said lines of railway, or any of them, and the agreement heretofore made on behalf of the company with the City of Edmonton and the Town of St. Albert are hereby ratified and confirmed.

5. The capital stock of the company shall be one million dollars (\$1,000,000.00) 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.

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

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

8. At such meeting the shareholders 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 the 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 \$18,000 per mile of the railway or its branches (or sidings) and a sum not exceeding \$200,000 for the purpose of acquiring and equipping terminals within the City of Edmonton or the City of Strathcona, or either of them, and a sum not exceeding one half the estimated value of property owned or acquired by the company, in addition to the said railway and terminals.

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 belonging to it, or for an amalgamation with such company or companies on such terms and conditions as are agreed upon and subject to such restrictions as the directors see fit:

Capital stock

Provisional directors

Annual general meeting

Directors of company

Power to issue bonds

Power to enter into agreement

Provided that such agreement has been first sanctioned by two-thirds of the votes at the 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.

Provided, however, that the company shall, within one year from date of the passing of this Act, construct their line from the foot of Firron Street in St. Albert to the boundaries of the City of Edmonton.

12. The company shall also have power to construct and operate electric power transmission lines and to construct along the line of the said railway or transmission lines such telegraph or telephone lines as may be convenient for the purpose of it, undertaking, and further shall have power to construct and maintain such bridges as may be necessary or convenient for the use of the said railway not being bridges over such navigable river or rivers unless such bridge or bridges over such navigable river or rivers has or have been authorized by the Governor General in Council.

13. The company shall also have power to acquire, construct, operate and dispose of public parks, places of amusement and hotels, and to improve, subject to any law in force in that behalf, any rivers or lakes.

14. The company shall also have power to purchase, take on lease, or otherwise acquire and to hold, use and occupy any lands, buildings, mines, mining rights, coal lands, timber lands, timber licenses or leases, gas lands and rights to natural gas, and any interest therein, and to explore, work, exercise, develop, manufacture and to sell, lease or otherwise turn to account the same, and the products thereof, in any manner the company may think necessary or convenient.

15. The company shall also have power to purchase, take or acquire, all original subscription or otherwise, and to hold, sell or otherwise dispose of shares, stock, whether common or preferred, debentures, bonds and other obligations in any other company having objects similar, in whole or in part, to the business of this company, or carrying on any business capable of being conducted so as to, directly or indirectly, benefit this company, and to vote all shares so held through such agent or agents as the directors may appoint.

16. The company shall also have power to generate, procure, sell and distribute electric power, light or heat, and for such purposes shall have power to construct, acquire, operate and maintain such lands, buildings, or erections as are necessary or convenient therefor. And for the purposes of the powers conferred by this clause the provisions of the Ordinance respecting water, gas, electric and telephone companies shall be deemed to be incorporated with and be part of this Act and shall apply to the said company.

17. The company shall have power to do any of the matters aforesaid either on its own behalf or as contractors for any other person, firm or corporation.

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

SECOND SESSION

SECOND PARLIAMENTS

1910

1910

(Second Session)

BILL

An Act to Incorporate Edmonton Interurban Railway Company

Received and read the

First time

Second time

Third time

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