

BILL

No. 23 of 1913.

An Act to Incorporate the Brule Lake Railway Company.

(Assented to 1913)

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 the Province of Alberta, enacts as follows:

- Incorporation** **1.** George Goldwin Smith Lindsey, K.C., Toronto, Ontario; Sydney Brown Woods, K.C., Edmonton, Alberta; Oliver Mowat Biggar, barrister, Edmonton; Sam W. Field, barrister, Edmonton; James Thomas Joseph Collisson, barrister, Edmonton, together with such persons as become shareholders in the company hereby incorporated, are hereby constituted a body corporate under the name of "The Brule Lake Railway Company", hereinafter called "the company".
- Head Office** **2.** The head office of the company shall be in Edmonton 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 by steam or electric power a railway of standard gauge, 4 feet 8½ inches, commencing at a point at or near to mile 994 on the Grand Trunk Pacific Railway west of Winnipeg, being a point on the east shore of Brule Lake in the Province of Alberta, thence in a south-easterly direction through sections 26 and 24, township 49, range 27, west of the fifth meridian, and thence north-easterly through sections 19, 20 and 29, township 49, range 26, west of the fifth meridian.
- 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 stock of the company shall be two hundred thousand dollars (\$200,000.00) 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.
- Annual meeting** **7.** The annual general meeting of the shareholders shall be held on the first Tuesday of April or at such time each year as the board of directors may determine.
- 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 three persons to be directors of the company, one or more of whom may be paid directors of the company.

Bonding powers.

9. The company may issue bonds, debentures, or other securities to the extent of twenty thousand dollars (\$20,000.00) per mile of the railway and branches, and such bonds, debentures and 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

11. The company shall at all stations upon their railway always permit the loading of grain into their 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 railway 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.

Time within which to commence and complete construction

13. 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.

Telegraph and Telephone lines

14. 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.

No. 23

FOURTH SESSION
SECOND LEGISLATURE
3 GEORGE V
1913

BILL

An Act to Incorporate the Brule Lake
Railway Company

Received and read the

First time

Second time

Third time.....

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