

BILL

Bill No. 56 of 1913.

An Act to Incorporate the Edmonton, Stony Plain and Wabamun 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 Alberta, enacts as follows:

1. Adeodat Boileau, of the City of Edmonton in the Province of Alberta, broker; A. Victor Pujebet, of the City of Paris in France, capitalist; and Edward S. McQuaid, of the said City of Edmonton, barrister-at-law, together with such persons as may become shareholders in the company hereby incorporated, are hereby constituted a body corporate under the name of the "Edmonton, Stony Plain and Wabamun Railway Company" hereinafter called "the company."

2. The head office of the company shall be situate at the City of Edmonton in the Province of Alberta.

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 in so far as same may be inconsistent with the express enactment 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 lines of railway operated by any other motive power, than steam, between the following points in the Province of Alberta, with a gauge of four feet, eight and a half inches (4'8½") single or double track with all necessary switches, side tracks and turnouts, the passage of cars, carriages and other vehicles upon and along roads, road allowances, streets, highways or lands acquired or permitted to be used for the purpose of the said company between the following points in Alberta:—

- (a) From a point at or within the City of Edmonton to a point at or within the Town of Stony Plain; and
- (b) Thence westerly from a point at or within the Town of Stony Plain to the shores of Lake Wabamun in the said Province of Alberta, subject to the provisions of this Act.

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

6. The capital stock of the company shall be seven hundred and fifty thousand (\$750,000) dollars 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. (10 per cent.) of the shares subscribed.

7. The annual general meeting of the shareholders shall be held on the third Tuesday in January in each year or at such other times as the directors in general meeting shall determine.

8. At such meeting the subscribers to the capital stock assembled who have paid all calls due on their shares, shall choose not less than three nor more than fifteen 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 twelve thousand (\$12,000.) dollars per mile of the said railway 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 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 favor 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 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.

14. The company shall have power for the purposes of this undertaking to construct and operate an electric line or lines and a telephone line or lines along the line of the said railway and construct and maintain such bridges as shall be necessary and convenient for the use of the said railway, not putting a bridge or bridges over any navigable river or rivers unless such bridge or bridges as are or have been authorized by the Governor-General in Council.

15. The provisions of section 68 of *The Railway Act* of the Province of Alberta shall not apply to the company.

16. The company shall have power to generate, produce and distribute and also procure from any person or company or corporation, light, heat and power in any form or by any means, and to acquire, construct, lease, sell, exchange, operate and maintain power house, stations, parks, generating plant, production works, and such other appliances, devices and works as are necessary or convenient for the generation, production and distribution of any such form of power or service.

17. The vehicles of the company shall have the right to use the tracks of the company as against all other vehicles whatsoever, and all other vehicles using the said tracks shall turn out of the said track and permit the vehicles of the company to pass and shall in no case and under no pretence whatever, obstruct or hinder the passage on and from use of the said tracks of the vehicles of the said company.

18. The fare shall be due and payable by every passenger on entering the car; and any person who refuses to pay the fare when demanded by the conductor or driver and refuses to leave the car when requested to do so by the conductor or driver shall on summary conviction thereof before a justice of the peace be liable to a fine of not less than \$10.00.

19. The company shall also have power to establish ferries, amusement parks, motor boat lines, and to operate the same in connection with the railway hereby authorized to be built, and may purchase, hold and use any real estate which the Company may consider necessary to acquire and afterwards to sell and transfer the same

20. This Act shall come in force on the day it is assented to.

No. 56

FOURTH SESSION
SECOND LEGISLATURE

3 GEORGE V
1913

BILL

**An Act to Incorporate The Edmonton,
Stony Plain and Wabamun
Railway Company.**

Received and read the

First time

Second time

Third time

MR. J. A. MCPHERSON

EDMONTON :
J. W. JEFFERY, Government Printer
A.D. 1913