

BILL

No. 6 of 1915.

An Act to incorporate the Athabasca and Fort Vermilion
Railway Company.

(Assented to _____, 1915.)

WHEREAS a petition has been presented, praying for ^{Preamble}
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:

1. James McKernan, Mayor of the Town of Athabasca; ^{Incorporation}
F. R. Falconer, Merchant; Isaac Gagnon, Merchant; J.
V. Rawle, Farmer; A. C. McKay, Merchant; L. Menard,
Farmer; W. R. Day, Hotel Proprietor; Robert Vance,
Farmer; Lot Willey, Farmer; J. L. Lessard, Merchant;
H. F. Cull, Merchant; A. E. Walsh, Hotel Proprietor;
W. N. Pomeroy, Hotel Proprietor; Charles E. Nance-
kivell, Notary; George Hees, Merchant; Melvin McKernan,
Farmer; Scott Willey, Farmer; Auld Willey, Farmer; L.
R. Day, Farmer; J. R. Daigneau, Capitalist; Joseph Olivier,
Physician, all of the Town of Athabasca; Napoleon Dus-
seault, Farmer, of the Village of Wabiscaw; Sheridan
Lawrence, Farmer; F. E. Wilson, Merchant; S. Clarke,
Merchant, all of the Town of Fort Vermilion; and J.
Keith, Merchant, of the City of Edmonton, all in the
Province of Alberta, together with such persons as become
shareholders in the company hereby incorporated, are
hereby constituted a body corporate under the name of
the Athabasca and Fort Vermilion Railway Company,
hereinafter called "the company."

2. The head office of the company shall be in the Town ^{Head office}
of Athabasca, in the Province of Alberta.

3. The several clauses of *The Railway Act* of Alberta <sup>*The Railway Act of Alberta*
to apply</sup> 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 *The Railway Act* as aforesaid.

4. The company may lay out, construct and operate ^{Construction}
a railway, of the gauge of four feet eight and one-half
inches, from a point in the Town of Athabasca, to a point
at or near the Village of Wabiscaw, thence in a northerly
direction to a point at or near Trout Lake, thence in a
northerly direction to a point in the Town of Fort Vermilion,
a distance of about three hundred miles, all in the said
Province of Alberta.

5. The said James McKernan, F. R. Falconer, Isaac Gagnon, J. V. Rawle, A. C. McKay, L. Menard, W. R. Day, Robert Vance, Lot Willey, J. L. Lessard and H. F. Cull, are hereby constituted provisional directors of the said company, seven of whom shall form a quorum at any meeting. Provisional directors

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

7. The annual general meeting of the shareholders shall be held on the first Monday of July in each year. Annual general meeting

8. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose eleven persons to be directors of the company, one or more of whom may be paid directors of the company. Directors

9. The company may issue bonds, debentures or other securities to the extent of twenty thousand (\$20,000) dollars per mile of the railway and branches, and a sum not exceeding fifty thousand (\$50,000) dollars for the purpose of acquiring and equipping terminals. Bonds

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. Company may enter into agreement with other companies

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. Loading of grain from farmers' vehicles

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 to be afforded other companies

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. Time limit for construction

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. Power to construct and operate telegraph and telephone lines

15. The company may, for the purpose of its undertaking, construct and operate such steam and other ferries, boats and vessels as the company deems requisite for the carriage of passengers, freight and other traffic in connection with its railway, and may enter into agreements with the owners of such vessels for any of such purposes. Power to construct and operate ferries, etc.

16. The company may, for the purposes of its undertaking, acquire, by purchase or otherwise, and utilize and develop lands, water powers, easements and privileges in the vicinity of its railway, and may construct, maintain and operate dams, reservoirs, buildings and works, including transmission lines, for the generation, transmission and distribution of electricity for light, heat, power or other purpose in connection with its railway, vessels and other properties and works, and for the purpose of supplying water for the use of its railway, vessels and other properties and works, and may supply, sell or otherwise dispose of any surplus water, electric or other power or electricity so developed or generated, and not required for the purpose of the company. Power to acquire and develop water powers, etc.

17. Nothing in this Act shall authorize the company to construct or operate any telegraph or telephone lines or any lines for the purpose of distributing electricity for lighting, heating or motor purposes, or disposing of surplus power generated by the company's works and not required for the undertaking of the company, upon, along or across any highway or public place, without first obtaining the consent, expressed by by-law, of the municipality having jurisdiction over such highway or public place, or the consent of the properly constituted authority, and upon terms to be agreed upon with such municipalities or such properly constituted authority. Consent of municipality to be obtained

No. 6

THIRD SESSION
THIRD LEGISLATURE

5 GEORGE V

1915

BILL

An Act to incorporate the Athabasca
and Fort Vermilion Railway Com-
pany.

Received and read the

First time

Second time

Third time

EDMONTON:
J. W. JEFFERY, Government Printer
A.D. 1915