

BILL

No. 27 of 1915.

An Act to incorporate Smoky Valley and Peace River
Railway Company.

(Assented to _____, 1915.)

WHEREAS a petition has been presented praying for the incorporation of a company to construct and operate a railway hereinafter set forth, and it is expedient to grant the prayer of the said petition;

Now therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province Alberta, enacts as follows:

1. Duncan Robert Campbell, superintendent; Palmer Clarence Andrews, accountant; and Daniel Francis Coyle, railway employee, all of the City of Winnipeg, in the Province of Manitoba, together with such other persons as may become shareholders in the hereby incorporated company, are hereby constituted a body corporate under the name of "Smoky Valley and Peace River Railway Company," hereinafter called "the company."

2. The head office of the company shall be at the City of Edmonton, in the Province of Alberta, or at such other place in Alberta as the company may by by-law prescribe.

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

4. 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 calls shall exceed ten per cent. of the shares subscribed.

5. So soon as the provisions of *The Railway Act* in regard to subscription and payment of capital are complied with the provisional directors shall call a meeting of the subscribers to the said capital stock, to be held at such place in Alberta as the provisional directors may determine, and at such time as they shall think proper, for the purpose of electing directors of the said company, passing by-laws and transacting other business. The said provisional directors shall call such meeting by giving at least two weeks' previous notice of such meeting, by a circular addressed by mail or delivered to each subscriber, stating the time, place and purpose of said meeting; provided that any subscriber may, by instrument in writing, waive any such notice, or such meeting may be held without notice if all of the subscribers are present either in person or by proxy. At such meeting the subscribing shareholders may choose not less than five or more than nine persons to be the directors of the company, and who shall hold office until their successors are elected. Such shareholders may also at such meeting pass rules, regulations and by-laws not inconsistent with this Act.

6. The first annual general meeting of the company shall be held at such time as the directors of the company may determine and all subsequent annual meetings shall be held at such time and at such place as may be prescribed by the by-laws of the company, and if no other time and place is prescribed or if the time for holding any such meeting in any year should pass without such meeting being duly assembled, the directors are empowered to fix a time and place for holding same. A board of not less than five and not more than nine directors as determined by the by-laws of the company (which by-laws may also determine the number of directors who shall form a quorum for the transaction of business) shall be elected at such annual meeting for the management of the company's business. The by-laws of the company may prescribe other times, places and means for electing directors of the company. Directors may hold office without regard to their residence.

7. Special general meetings of the shareholders of the company may be held at such places in Alberta, and at such time and in such manner and for such purposes, as may be provided for by the by-laws of the company.

8. The company may lay out, construct and operate a line of railway of the gauge of four (4) feet, eight and one-half ($8\frac{1}{2}$) inches from a point on the Canadian Northern Alberta Railway at or near the junction of Solomon Creek with the Athabasca River; thence northerly and westerly to a point at or near the junction of Sheep Creek with Smoky River; thence northerly to a point at or near Dunvegan.

9. The company may issue bonds, debentures or other securities to the extent of thirty-five thousand dollars (\$35,000) per mile of railway, and such bonds, debentures or other securities may be issued only in proportion to the length of the railway constructed or under contract to be constructed.

10. The several clauses of *The Railway Act*, except subsection two of paragraph twenty, shall be and the same are hereby incorporated with this Act, and the same shall form a part of and be construed with this and as forming one Act, and the same shall apply to the company and to the railway to be constructed by it, excepting in so far as the said clauses are expressly varied by this Act or are inconsistent with the express enactments hereof, and the expression "this Act" when used herein shall be understood to include the clauses of *The Railway Act* as aforesaid.

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 may enter into agreements with any other company authorized to contract with it, for the selling, leasing or conveying to such company the railway and undertaking of the company in whole or in part, or for

purchasing or leasing from such other company the railway and undertaking of such company in whole or in part or for amalgamation.

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 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.

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

No. 27

THIRD SESSION
THIRD LEGISLATURE
5 GEORGE V
1915

BILL

An Act to incorporate Smoky Valley
and Peace River Railway Com-
pany.

Received and read the

First time

Second time

Third time

MR. PUFFER.

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