

BILL

No. 2 of 1929.

An Act to incorporate Beaver Lodge Narawa River Railway Company

(Assented to , 1929)

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:

1. Prentiss N. Gray, Banker, of New York, United States, and Peter Geddes Thomson, Barrister, of the City of Edmonton, Alberta, and Percy Griffith Davies, Barrister, of the City of Edmonton, Alberta, and Edward B. Wright, Manager, of the City of Edmonton, Alberta, together with such persons as become shareholders in the Company hereby incorporated, are hereby constituted a body corporate, under the name of The Beaver Lodge Narawa River Railway Company, hereinafter called "the Company."

2. The head office of the company shall be in the Hamlet of Beaver Lodge, 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 a part of this Act, and shall apply to the said company and to the railway to be constructed by it, excepting in 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.

4. The company may lay out, construct and operate a railway of the gauge of four feet eight and one-half inches, from a point in or near the Hamlet of Beaver Lodge, in the Province of Alberta, in a southerly direction to the Wapiti River, and from thence in a southerly direction in the valley of the Narawa River to a point in Section ten, Township sixty-two, Range fourteen, west of the Sixth Meridian, a distance of seventy-six miles, more or less, all within the Province of Alberta.

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

6. The capital stock of the said company shall be two million 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 on the shares subscribed.

7. The annual general meeting of the shareholders shall be held on the tenth day of January in each year.

8. At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose five 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 twenty-seven thousand dollars per mile of the railway and branches, and such bonds, debentures or other securities may be issued only in proportion to the length of railway 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 may 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 its 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, in any particular description of traffic in any respect whatsoever, nor shall the company subject any particular person or company of 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 objection is presented to the public desirous of using such railways 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 Act 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 also have power for the purpose of its undertaking to construct and operate an electric telegraph line or lines along the said railway, and to construct and maintain such bridges as shall be necessary or convenient for the use of the 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 Lieutenant Governor in Council.

15 Provided, however, that nothing contained in this Act shall or will be construed as conferring on the company any right or power to operate a telegraph line, other than for the purpose of the company's internal business, or any right or power to transact a public telephone business without express power or permission having first been obtained from the Minister of Railways and Telephones.

16 This Act shall come into force on the day upon which it is assented to.

THIRD SESSION

SIXTH LEGISLATURE

19 GEORGE V

1929

BILL

An Act to incorporate Beaver Lodge
Narawa River Railway Company

Received and read the

First time

Second time

Third time.

MR. ALLEN.

ADJOURN

W. H. MILLER, SPEAKER

APR 1929