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No. 108.

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3rd Session. 8th Parliament, 61 Victoria, 1898

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BILL.

An Act respecting the Alaska and North-western Railway Company.

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First reading, March 31 t, 1898.

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(PRIVATE BILL.)

Mr. BELCOURT.

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OTTAWA

Printed by S. E. DAWSON

Printer to the Queen's most Excellent Majesty

1898

An Act to incorporate the Alaska and Northwestern  
Railway Company.

**W**HEREAS a petition has been presented praying for the Preamble.  
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 Her Majesty, by  
5 and with the advice and consent of the Senate and House of  
Commons of Canada, declares and enacts as follows:—

**1.** James J. Gillies, S. Walker Jancs, Joseph A. Gillies, Incorporation.  
George Campbell, Alexander F. Gillies, John Mather, F.  
Waldo Ames and George P. Brophy, together with such  
10 persons as become shareholders in the company, are hereby  
incorporated under the name of "The Alaska and North- Corporate  
western Railway company," hereinafter called "the Com- name.  
pany."

**2.** The undertaking of the Company is hereby declared to Declaratory.  
15 be a work for the general advantage of Canada.

**3.** The head office of the Company shall be in the city of Head office.  
Ottawa, or in such other place in Canada as the directors from  
time to time determine by by-law.

**4.** The Company may lay out, construct and operate a Line of  
20 railway of the gauge of [three feet or such other gauge as may railway  
be adopted by the Company, not being less than three feet or described.  
more than] four feet eight and one-half inches, from a point at or  
near Pyramid Harbour near the head of Lynn Canal, or from  
a point at or near the international boundary line in the  
25 vicinity of Lynn Canal, thence through the Chilkat Pass, and  
thence by way of the Dalton Trail to Fort Selkirk on the  
Yukon River; [and may deviate from the said route if  
necessary or desirable ]

**5.** The Company may, for the purposes of its business— Powers of  
30 (a.) lay out, construct and operate such tramway or tram- Company.  
ways, and construct and maintain such stage roads or other Tramways.  
routes, between such points as may be deemed necessary or Stage roads.  
desirable, between the points mentioned in section 4 of this  
Act;

35 (b.) erect and maintain bridges across the rivers and Bridges.  
streams on such roads and routes, with the privilege of  
charging tolls for the use thereof;

(c.) construct, acquire and operate wharfs, piers, docks, Wharfs,  
landing places, hotels, elevators and warehouses, and acquire hotels.

Warehouses, etc.	and navigate steam and other vessels for the transportation of passengers and freight in connection with such railway, tramways, roads and routes upon the waters of the rivers, lakes and streams adjacent to the said railway, and upon the inland waters of the North-West Territories and British Columbia; 5
Vessels.	
Telegraph and telephone lines.	(d.) construct, acquire and operate telegraph and telephone lines both in connection with and beyond its railway, to any point in the North-West Territories north of the northern boundary of British Columbia, and may lay submarine lines for telegraph and telephone connections between such points, 10 and undertake the transmission of messages for the public by such lines;
Mining.	(e.) acquire and operate mines in British Columbia and the North-West Territories, and exercise mining rights and privileges therein; 15
Stores, mills, etc.	(f.) erect and maintain stores and trading posts, mills and manufactories and carry on in the province of British Columbia and the North-West Territories the business of general traders, carriers, forwarders, transportation agents, lumberers, millers and manufacturers, and all other business incident thereto, or connected therewith; and may for all or any of the said purposes, purchase, hold, lease or otherwise acquire lands, buildings, mill sites, mills, water power, timber, timber limits, works, docks, vessels, vehicles, machinery, goods, wares, merchandise and general supplies, and such other property, as 25 may be necessary for effectually carrying out the above purposes, and sell, lease, mortgage, exchange or otherwise dispose of or deal with the same; and generally do all such things as may be necessary or incident to the carrying out and attainment of the above objects; 30
Carriers, etc.	
Lands, merchandise, etc.	
Electricity.	(g.) erect, use and carry on works for the generation, transmission and distribution of electrical power and energy; and acquire and utilize water and steam power for the purpose of generating electricity for all purposes in connection with its railway, tramways, vessels, mills, manufactories and works, 35
Water and steam power.	
Surplus power.	and may dispose of any surplus electricity or other power generated by its works, and not required for operating its railway or other works.
Provisional directors.	<b>6.</b> The persons named in section 1 of this Act are hereby constituted provisional directors of the Company. 40
Capital stock and calls thereon.	<b>7.</b> The capital stock of the Company shall be ten 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.
Annual meeting.	<b>8.</b> The annual meeting of the shareholders shall be held on 45 the first Monday in October in each year.
Election of directors.	<b>9.</b> At such meeting the subscribers for the capital stock assembled, who have paid all calls due on their shares, shall choose seven persons to be directors of the Company, one or more of whom may be paid directors. 50
Amount of bonds, etc., limited.	<b>10.</b> The Company may issue bonds, debentures or other securities to the extent of twenty-five thousand dollars per mile of the railway and branches, and such bonds, debentures

tures or other securities may be issued only in proportion to the length of railway constructed or under contract to be constructed.

11. The powers conferred upon the Company to carry on a navigation and transportation business shall only be exercised by the Company under the supervision of the Governor in Council, and under such regulations as he imposes, and the Governor in Council may grant to other companies the right to use the wharfs and terminals of the Company, and fix the terms, rates and conditions on which they may be so used.

Navigation and transportation to be regulated by Governor in Council.

12. The railway hereby authorized to be constructed shall be commenced within three months, and be fully completed and put in operation within eighteen months from the passing of this Act.

Time for construction limited.

13. The Company shall deposit with the Minister of Finance and Receiver General the sum of two hundred and fifty thousand dollars as a guarantee for the commencement and completion of the said railway within the times above mentioned, and the said deposit shall become absolutely forfeited to and for the use of the Government of Canada if the said railway shall not be so commenced and completed within the periods aforesaid; and upon the completion of the said railway within the periods aforesaid, the said deposit shall be repaid to the Company with three per cent per annum added thereto.

Guarantee to be deposited with Government.

14. This Act shall not come into force, and the powers hereby conferred shall not be exercised, until the said sum of two hundred and fifty thousand dollars shall have been deposited as aforesaid for the purposes and in the manner aforesaid.

Act not in force till deposit made.

15. Should the Company require land for wharfs, docks, elevators or landing places along the line of the railway hereby authorized or at the termini thereof, and not agree for the purchase thereof with the owner of such land, it may cause a map or plan and book of reference to be made of such land, and all the provisions of sections 107 to 111 inclusive, of *The Railway Act* shall apply to the subject-matter of this section, and to the obtaining of such land and determining the compensation therefor.

Proceedings where land required for wharfs, etc.

1888, c. 29, ss. 107-111.