



CHAPTER 62.

An Act to authorise “The Ladysmith Lumber Company, Limited,” to construct and operate a Railway for Logging and Lumbering purposes.

[7th March, 1908.]

WHEREAS a petition has been presented praying that “The Ladysmith Lumber Company, Limited,” be authorised and empowered to construct and operate a railway as hereinafter set forth, and it is expedient to grant the prayer of the petition : Preamble.

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows :—

1. “The Ladysmith Lumber Company, Limited,” hereinafter called Line of railway. the Company, is hereby authorised and empowered to lay out, construct and operate, for the period of twelve years from the passage of this Act, a railway of the gauge of four feet eight and one-half inches :

- (a.) From a point on the Esquimalt and Nanaimo Railway about five hundred yards north of the Comox waggon road crossing, in Newcastle Townsite ; thence following the old East Wellington Railway right-of-way, or nearly so, until it reaches the Government gazetted waggon road in Mountain District, thence in a north-westerly direction for two miles, more or less ;
- (b.) The Company may, from time to time, build branch lines from any point or points on the line of railway, not more than one mile in length.

2. The railway shall be used only as a private railway of the Com- Scope of railway. pany in conjunction with its general logging, lumbering and manufacturing business, and the transportation of such other freight as may offer along the line of the said railway.

Arrangements with other roads.

3. The Company may make such arrangements as its directors may see fit, with any other railway company for the construction, management or operation of the whole or any part of the line of railway or branches, telegraph or telephone lines, which the Company by this Act is empowered to construct and operate.

Telegraph, Express, etc.

4. The Company shall have no power to carry on a general public telegraph, telephone, express or passenger business.

British Columbia Railway Act to apply.

5. The clauses or sections of the "British Columbia Railway Act" and all future amendments thereto, shall, except such as are inapplicable, apply to the Company in relation to its railway, in the same manner and to the extent as if the same had been set forth clause by clause in this Act.

Limitation to powers of expropriation.

6. The Company shall have no authority or power, without the consent of the owner, to take and hold lands beyond the period of time during which it is authorised to operate its railway and branches.

Deposit to secure expenditure of \$2,000 on construction before 31st December, 1908.

7. The Company shall, within six months after the coming into force of this Act, deposit with the Minister of Finance and Agriculture the sum of five hundred dollars, either in cash or securities approved by said Minister, as security that the Company will expend not less than two thousand dollars in surveys or construction of the railway hereby authorised to be built before the thirty-first day of December, 1908, and in default of such expenditure the aforesaid deposit of money or securities shall be forfeited to and become the property of the Government; and should such security not be deposited as aforesaid, or should such expenditure not be made within such time, all the rights and privileges conferred by this Act shall be null and void.

Future legislation to apply.

8. Any Act hereafter passed for the purpose of controlling, regulating or affecting companies incorporated by the Legislature of British Columbia with regard to any matter or thing dealt with by this Act, shall apply to the Company from the time such Act goes into effect, and this section shall not be construed to imply that such Act would not apply to the Company without the enactment of this section.

Short title.

9. This Act may be cited as "The Ladysmith Lumber Company Railway Act, 1908."

VICTORIA, B. C. :

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