



CHAPTER 53.

An Act Respecting the British Columbia Northern and Mackenzie Valley Railway Company.

[12th March, 1906.]

WHEREAS the British Columbia Northern and Mackenzie Valley Railway Company; Robert L. Patterson, of Toronto, Ontario; John W. Haskins and Charles H. Lugin, both of Victoria, British Columbia, the Directors of such Company, have presented a petition praying for it to be enacted as hereinafter set forth, and it is expedient to grant the prayer of such 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. All the powers, rights and privileges granted and conferred by chapter 32 of the Statutes of 1903, being the “British Columbia and Yukon Railway Act,” are hereby ratified and confirmed to the said petitioner, the British Columbia Northern and Mackenzie Valley Railway Company, which is hereby declared to be and to have been since the 11th day of May, 1903, a body corporate and politic under the name of the “British Columbia Northern and Mackenzie Valley Railway Company,” with all the rights, powers and privileges granted and conferred by the said Act, subject, however, to the provisions of this Act. Revival of powers.

2. Section 3 of the said Statute, chapter 32, is hereby amended by striking out on the fifth line of such section the words “and Skeena Rivers,” appearing in such fifth line, and substituting for such words the word “River.” Sec. 3 amended.

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| Additional powers. | 3. The Company shall have and shall be deemed to have had since the said 11th day of May, 1903, the following powers, viz. :— |
| Branches. | (a.) To build such branches as the Company may from time to time deem expedient, to any point or points distant not more than 20 miles from the main line of railway : |
| Telegraphs and telephones. | (b.) To build, acquire, maintain and operate telegraph and telephone lines along any of the lines of said railway or any of its branches, and to establish offices therein, and to transmit messages for the public and charge tolls therefor : |
| Steamships and vessels. | (c.) To build, acquire, own, charter, equip and maintain steam or other vessels for the purpose of carrying cars, freight and passengers, on the inland waters of British Columbia in connection with the business of the Company : |
| Wharves and warehouses. | (d.) To acquire, construct, maintain and operate wharves, quays, docks, warehouses, coal chutes and buildings, and carry on the business of wharfingers, warehousemen and forwarding agents : |
| Concessions and grants. | (e.) The Company shall have power to accept, hold and receive concessions or grants of money, or both, or any powers or authorities for any purpose of the Company, or to aid or assist any of the objects for which the Company is incorporated ; and to alienate, sell or dispose of the same. |
| Benefit of existing contract to pass. | 4. All contracts made and all moneys expended or engaged so to be by the Provisional or other Directors of the Company in connection with the Company or its undertakings, either before or after the passing of this Act, shall be treated as for the benefit of the Company, and the Company shall be liable therefor. |
| Power to borrow on mortgage. | 5. The Company is empowered to borrow money on mortgage of all its property including uncalled capital, in addition to all other powers of borrowing. |
| Time for construction extended. | 6. Section 21 of the said Statute, chapter 32, 1903, is hereby repealed and the following substituted therefor :—

“21. The Company shall within six months after the passing of this Act deposit with the Minister of Finance and Agriculture the sum of five thousand dollars either in cash or in securities approved by the said Minister as security that the Company will expend not less than ten thousand dollars in surveys or construction of the railway hereby authorised to be built before the 1st day of November, 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.” |

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7. The work of construction of at least two sections of the railways to be constructed under this Act shall be completed within five years, and the whole of the works within ten years from the date hereof, and unless the conditions of this section are complied with all the rights and privileges conferred by this Act shall be null and void As to construction of first 200 miles.

8. The Company may divide its undertaking into five sections or divisions. The first section shall consist of that portion of the line extending from the point of commencement on Nasoga Gulf or some convenient point near the mouth of the Naas River, to Dease Lake. The second section shall consist of that portion of the line from the terminus of the first section to the northern boundary of British Columbia. The third section shall consist of that portion of the line from Dease Lake to Telegraph Creek or Glenora. The fourth portion shall consist of that portion of the line from some convenient point at or about Dease Lake to the eastern boundary of the Province of British Columbia; and the fifth section from a convenient point between Dease Lake or Glenora to Atlin City. Power to divide into sections.

9. Failure to complete any of the said sections or any portion thereof within the time limited by section 7 of this Act for the completion thereof shall not prejudice the rights, powers or privileges of the Company in respect to the section or sections which is or have been completed, or in respect to such part or parts of sections, if any, as to which failure has been made, as shall at the expiration of the time so limited for the completion thereof be made or completed, or in respect of any section or sections as to which the period so limited for the completion thereof shall have been determined. Completion of sections.

10. This Act may be cited as the "British Columbia and Yukon Railway Act, Amendment Act, 1906." Short title.

VICTORIA, B. C. :

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