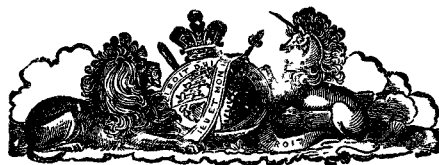


A D. 1887.



CHAP. 34.

An Act to Incorporate the Delta Railway Company.

[7th April, 1887.]

WHEREAS a petition has been presented praying for the incorporation of a Company for the purposes of constructing and operating a line of Railway from a point at or near Ladner's Landing, in the District of New Westminster, in the Province of British Columbia, to a point at or near Popcum, in the said Province, with power to extend and build branch lines: Preamble.

And whereas it is expedient to grant the prayer of the above petition:

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

1. T. E. Ladner, T. McNeely, of Delta Municipality, in New Westminster District; R. Lipsett, J. Heywood, T. W. Paterson and G. Riley, of the City of Victoria; A. Innes, of Langley; D. McRae, J. C. Henderson, and Samuel Cawley, of Chilliwack; D. W. Miller and W. C. Campbell, of Sumas; T. Shannon, of Surrey; and A. Hawkins, of Matsqui, all in the Province of British Columbia, and such other persons and corporations as shall in pursuance of this Act become shareholders, are hereby constituted a body politic under the name of "The Delta Railway Company," hereinafter called the Company. Incorporation.

2. The capital stock of the Company shall be one million dollars, divided in ten thousand shares of one hundred dollars each, which shall be applied first to the payment of all costs and expenses incurred in obtaining the passage of this Act, and the remainder for the purpose of the Company's undertaking. Capital stock and shares.

3 The persons named in the first section of this Act shall be and are hereby constituted Provisional Directors of the Company, of whom five shall form a quorum for the transaction of business, and they Provisional Directors.

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Stock-books to be opened.	
Head office.	4. The office of the Company shall be at New Westminster.
First general meeting.	5. The first general meeting of the shareholders shall be held, upon two weeks' notice being given, at such time as the Directors shall specify therein.
Subsequent annual general meetings.	6. The subsequent annual general meetings of the shareholders shall be held as may be determined by the By-laws of the Company.
May borrow money.	7. The Company shall be entitled to borrow money on mortgage and bond.
Tolls	8. Uniform tolls shall be from time to time fixed and regulated by the By-laws of the Company, or by the Directors, if thereunto authorized by the By-laws, or by the shareholders at any general meeting, and may be demanded and received for all passengers and goods transported upon the railway, and shall be paid to such persons and at such places near to the railway, in such manner and under such regulations as the By-laws direct.
Line of railway to be constructed.	9. The Company may lay out, construct, acquire, equip, maintain, and work a continuous line of railway of a uniform gauge and standard admeasurement, with single or double track, from a point at or near Ladner's Landing aforesaid, thence in a north-easterly direction to a point at or near Popcum aforesaid.
Time for construction.	10. The construction of the said railway shall be commenced within two years from the passing of this Act, and shall be completed within four years from the passing of this Act.
Telephone and telegraph lines.	11. The Company may construct, equip, maintain, and work a telephone line and an electric telegraph line in connection with the said railway.
Grants in aid.	12. The Company may receive from any person or bodies politic, municipal or corporate, who may have power to make or grant the same, in aid of the construction, equipment, and maintenance of the said railway, free grants of land, premises, loans, or gifts of money or securities for money.
Power to acquire and hold lands for purposes of the Company.	13. The Company may accept, purchase, hold and occupy such lands as may be deemed necessary or convenient for the maintenance of the said railway, and for the establishment of all proper sheds and warehouses, sidings, embankments, bridges, culverts, draws, wharves, and other works, and the approaches thereto, and also for the establishment of stations and other works, and the approaches thereto, at the ends and along the course of the line, for the convenience of passengers, the reception of goods, and the accommodation of the public.

14. The said railway, and all station grounds, work-shops, buildings, yards and other property, rolling stock and appurtenances required and used for the construction and working thereof, and the capital stock of the Company, shall be free from Provincial and Municipal taxation for five years after completion of said railway.

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Exemption from taxation for 5 years.

15. The Company shall not, after such gates, hand-rails, and fences as are referred to in sections 61 and 68 of the Act referred to in the "Vancouver Island Railway Clauses Consolidation Act, 1863," as the Principal Act, have been made, and during such time as the requirements of the said section shall be complied with, be liable for any damage which may be done by their trains or engines to cattle, horses, or other animals, unless wilfully done, or occasioned by wilful negligence: and the said section 61 shall be read as if the words "other than a public carriage-way" were not inserted.

Liability for damages to horses, cattle, &c.

16. The "Vancouver Island Land Clauses Consolidation Act, 1863," as modified by the provisions hereinafter contained, shall be read with and form part of this Act.

Vancouver Island Land Clauses Consolidation Act, 1863, to apply.

17. All such parts of the "Vancouver Island Railway Clauses Consolidation Act, 1863," and the Act referred to as the Principal Act, which refers to the depositing of plans, sections, and books of reference to the construction of the railway according to such plans and sections, or over the lands referred to in the book of reference, and in sections 6, 7, 8, and 11 of the "Vancouver Island Railway Clauses Consolidation Act, 1863," and sections 7, 8, 9, 10, 11, 12, 13, 14, 15, 23, 25, 26, 27, 28, 29, 46, 47, 49, 50, 51, 54, 57, 59, 77, 81, 82, 94, 95, 107, 114, 159, 161, 163, 164, and 165 of the Act referred to in the "Vancouver Island Railway Clauses Consolidation Act, 1863," as the Principal Act, shall not apply to the undertaking authorized by this Act, but the remainder thereof shall apply.

Parts of certain other Acts not to apply.

18. The following expressions, wherever appearing in the clauses of the "Vancouver Island Land Clauses Consolidation Act, 1863," and the "Vancouver Island Railway Clauses Consolidation Act, 1863," incorporated with this Act, shall in the construction and for the purposes of this Act have the several meanings hereby assigned to them, that is to say—

Interpretation clause.

"Vancouver Island and its Dependencies" mean the Province of British Columbia:

The "Governor" shall mean the Lieutenant-Governor or other officer for the time being administering the Government of British Columbia:

The "Colonial Secretary" shall mean the Provincial Secretary:

The "Treasury" shall mean the Treasury of the Province of British Columbia:

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The "Supreme Court of Civil Justice" shall mean the Supreme Court or any Supreme Court of British Columbia.

Interpretation
clause.

19. Wherever in any of the clauses referred to in this Act the Board of Trade is mentioned, or Court of Petty or Quarter Sessions is referred to, in lieu thereof shall be read, the Chief Commissioner of Lands and Works for the Board of Trade, and the Supreme Court or any Superior Court of British Columbia, or a Judge thereof, for the Court of Petty or Quarter Sessions, as the case may be.

Short title.

20. This Act may be cited as the "Delta Railway Company Act, 1887."

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