

No. 21.

PETITION.

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To the Honourable the Legislative Assembly of the Province of British Columbia :

The petition of the Cowichan Lumber Company, Limited, humbly sheweth :—

That your petitioners are a body corporate and politic, incorporated by a charter granted under the Great Seal of Canada, dated the 19th day of November, 1897, and duly authorised thereby to carry on a general business in the Province of British Columbia, and elsewhere throughout the Dominion of Canada, as dealers in timber lands, manufacturers of and dealers in all kinds of lumber, timber, and woodenware, including pulp and paper.

That your petitioners are the owners or otherwise beneficially entitled to the saw-mill known as the Genoa Saw-mill, situated at or near Cowichan harbour, Vancouver Island, in this Province, and also of certain lands and timber-limits of large extent, situated on the waters tributary to Cowichan Lake, on the said Vancouver Island.

That owing to the character of the Cowichan River at and below the bridge of the Esquimalt and Nanaimo Railway crossing the same, your petitioners are unable to drive their saw-logs down the said river without incurring serious risk of loss and damage, and for that reason, and in order also to carry out in other respects the objects for which your petitioners were incorporated, and to facilitate their said business, it is necessary that the prayer of your petitioners be granted.

Wherefore, your petitioners pray that a Special Act of the Legislative Assembly of the Province of British Columbia may be passed for the following purposes, namely :—

1. To empower your petitioners and their servants to lay out, construct and maintain a retaining dam, and such works in connection therewith as are hereafter specified, in Cowichan River, on section 16, Range V., Quamichan District, upon such site and according to such plans and specifications as shall have received the approval of the Lieutenant-Governor in Council.

2. To empower your petitioners and their servants to lay out, construct, equip, maintain and work a double or single tramway of such gauge as they may deem advisable, with necessary side tracks and turn outs, and to build bridges, and erect, acquire and maintain telegraph and telephone poles upon and along their said tramway, subject in so far as the same passes over or along any highway, to the permission and under the supervision of the Chief Commissioner of Lands and Works, the said tramway commencing at a point on the north side of the Cowichan River, on Section 16, Range V., Quamichan District, about seven hundred and fifty feet more or less above the waggon road bridge across said river, on Section 15, Range V., of said District; thence in an easterly direction, following the north bank of said Cowichan

River, and intersecting the line of the Esquimalt and Nanaimo Railway, and at such a distance from said river as will give the most convenient or direct route to a point at or near the mouth of the said river.

3. To empower your petitioners to use the water or water-power to be created by the erection of the retaining dam, for producing any form of power, or for producing or generating electricity for the purposes of light, heat and power, and for all and every purpose mentioned in sections 80, 81, 82 and 83, of the "Water Clauses Consolidation Act, 1897," and to do everything necessary or incidental to the carrying out of all or any of the objects referred to in said sections.

4. To empower your petitioners, their servants, agents and workmen, from time to time, to enter into and upon the land of any person or persons, bodies politic or corporate, lying in the line of the tramway intended to be built by your petitioners, and to survey, set out, and ascertain such parts thereof as they require for the said works, and to contract with the owners and occupiers of the lands lying between the said points, and those having any interest in the same, for the purchase of the same, or any part thereof, or of any privilege that may be required for the purposes of said Act, and for the right to take timber, stone, gravel, sand and other materials from the aforesaid lands, or any lands adjacent thereto, for the use and construction of the said works, and in case your petitioners shall be unable to agree with the owners or occupiers of the lands required for the purposes aforesaid, for the purchase of such land or other rights required, then the provisions of the "British Columbia Railway Act," as to expropriation of lands, shall apply to said Act.

5. That tolls shall be from time to time fixed and regulated by your petitioners, and may be demanded and received from all passengers, and in respect of all freight transported upon the tramway, and shall be paid to such persons and at such places as your petitioners may by their regulations direct.

6. To empower your petitioners to contract with any person or corporation for supplying electricity, electric power or water for domestic, industrial or agricultural purposes, and to do all things within such limits and subject to such conditions as may be prescribed by the Lieutenant-Governor in Council, as may be necessary to enable your petitioners to carry out said contracts, and to empower your petitioners to charge and collect reasonable tolls and charges therefor.

And your petitioners, as in duty bound, will ever pray.

On behalf of the Cowichan Lumber Company, Limited.

[L.S.]

J. W. W. BOYD, *President.*

L. W. ROSS, *Secretary.*

VICTORIA, B. C.:

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