

PETITION.

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To the Honourable the Speaker and Members of the Legislative Assembly of the Province of British Columbia, in Parliament assembled:

The petition of the undersigned, John R. Mitchell, Mining Engineer, 627, Richards street, Vancouver, B. C., Lionel Hanbury Webber, Financial Agent, Rossland, B. C., Philip Carl Stoess, Mining Engineer, 25, Review Building, Spokane, Washington, humbly sheweth:—

That your petitioners are desirous of being incorporated under the corporate name of "The South Kootenay Water-power Company," with all usual corporate powers, and with power to construct, operate and maintain electric power and light stations, and a system of electric power and electric light plants at the following stations, viz.:—

(a.) Some convenient point about three hundred yards above the upper falls, or that part of the Kootenay River known as the St. Agnes Falls of Kootenay River; also, to take, use and divert from the said Kootenay River at said point so much of the waters thereof as may be necessary to obtain therefrom two thousand (2,000) horse power:

(b.) At some convenient point on the south side of the Kootenay River, about one hundred yards above the point where the Columbia and Kootenay Railway crosses the Kootenay River; also, to take, use and divert from the said Kootenay River at said point so much of the waters thereof as may be necessary to obtain two thousand (2,000) horse power:

(c.) At some convenient point on the north bank of Murphy Creek, about one hundred yards from the point where the Murphy Creek-Rossland Trail crosses Murphy Creek, about three miles from the mouth of Murphy Creek; also, to take, use and divert from the said Murphy Creek at said point so much of the waters thereof as may be necessary to obtain three thousand (3,000) horse power: All of which above points are within the West Division of Kootenay District; with power to use all of said water power, or any portion thereof, from any of the said points for the generating of electricity to be used as a motive power for propelling, driving, hauling, lifting, pumping, crushing, smelting, drilling, milling; and the operation of tramways, and of supplying of power for the operation of mines and stationary machinery, and electric lighting of cities, towns, municipalities and mines, and the supply of heat, and for any other purposes for which it may be applied or required; with power to make rates and charges for the supply of said power, light and heat, and receive remuneration at such rates; with power to your petitioners to construct and maintain buildings, erections, weirs, dams, raceways, viaducts, tramways or other necessary works connected therewith for utilising and improving and increasing the water privileges; and also to enter upon and expropriate lands for sites for power-houses, stations and necessary tramway lines and subways in connection with the said works and right of way for carrying the electric current under ground or over head; and to erect, lay, construct and maintain all necessary works, bridges, pipes, poles, cables, wires, structures and appliances necessary or proper for the generating of electric power and light, its use and transmitting and supplying the same; with power to construct telegraph lines and telephone lines over and along the routes taken in transmitting said power, light and heat, with power to make rates and collect same for the use thereof by the public, and for all such other powers as may be necessary to fully and completely carry on and operate such works; and your petitioners to have the power to particularly transmit and distribute the electric power, light and heat in the Towns of Nelson, Rossland, Trail, Kaslo, Sandon, New Denver, Three Forks and Nakusp, and to such other cities, towns and municipalities as may be established, in the said West Division of Kootenay District and Yale District, and particularly that portion thereof drained by the Kettle River and Boundary Creek; with power to your petitioners to engage in mining operations, and acquire, by location or otherwise howsoever, mining properties and claims, and work the same, and utilise the electric power generated as aforesaid in so doing; with power to purchase, acquire and take over, by all requisite deeds and assignments, from any trustee for your petitioners any property, rights, water privileges, and easements, and mining claims or leases acquired by

any trustee on behalf of your petitioners, and that the water privileges so acquired as aforesaid, or obtained by your petitioners for whatever purpose, may be consolidated where possible, and may be held, utilised and employed in the exercise of all or any of the powers above set forth; with power to your petitioners to take and use from the Kootenay River, Murphy Creek, Kettle River, and Boundary Creek and tributaries thereof at convenient points, such further water power as may be necessary for the aforesaid purposes; with power to your petitioners to construct, maintain and operate single or double track tramways, with all necessary switches, side tracks, and turnouts, poles and wires, and all other requisites, appliances and powers in connection therewith, upon and along the lands, roads, streets and bridges connecting the towns above set forth, and within the radius of ten miles of each of said towns, and within the corporate limits of any of the said towns, over the streets and bridges thereof, with the privilege to build such lines of tramway in sections, and from one town to another, without being required to build the other lines, and within one or more of the said towns or municipalities without being required to build in all the said towns; with power to take, transport and carry passengers and freight thereon, and also with power to use in the running and operation thereof the electric power to be generated as aforesaid; or such other motive power as your petitioners may see fit; and power to construct telegraph and telephone lines along the routes taken by the tramway lines, with the right to make rates and collect same for the use thereof by the public; with power to your petitioners to enter upon and expropriate lands, and to open and break up the soil and pavement of the roads, streets, highways and bridges for the purpose of laying pipes, rails or tracks, erecting poles, or for any other purpose, and for all such powers as may be necessary to fully and completely carry on the works aforesaid, or any of them; with power to your petitioners to make running arrangements or amalgamate with any company having similar powers, or with one or more of the powers herein applied for, and with power to acquire, by purchase or otherwise, any privileges held by any person or persons, corporation or corporations, of benefit or advantage in the carrying on of the aforesaid works, and operate the business of any such person or persons, corporation or corporations, or utilise the said privileges in the carrying on of the aforesaid works, and for all such power as may be necessary to fully and completely carry on or operate all or any of the aforesaid works.

Wherefore your petitioners humbly pray that your Honourable House may be pleased to pass an Act for the purposes above mentioned.

Dated this 4th day of January, A.D. 1897.

JOHN R. MITCHELL,
LIONEL HANBURY WEBBER,
PHILIP CARL STOESS.

VICTORIA, B. C.:

Printed by RICHARD WOLFENDEN, Printer to the Queen's Most Excellent Majesty.

1897.