

No. 7

5th Session, 14th Legislature, Alberta
11 Elizabeth II

BILL 7

A Bill to Incorporate the Franciscan Sisters of the
Atonement of Alberta

MR. DUBETZ

BILL

No. 7 of 1963

An Act to Incorporate the Franciscan Sisters of the
Atonement of Alberta

(Assented to _____, 1963)

Preamble

WHEREAS a petition has been presented by Sister Methodius, S.A., Sister Marguerite, S.A., and Sister Jarlath, S.A., all members of the congregation of Franciscan Sisters of the Atonement incorporated in Canada under the name of The Franciscan Sisters of the Atonement (Dominion of Canada) praying for the incorporation of the said sisters under the name of "The Franciscan Sisters of the Atonement of Alberta" for the purposes hereinafter set out;

AND WHEREAS it is expedient to grant the prayer of the said petition.

THEREFORE, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

Incorporation

1. Sister Methodius, S.A. (nee Genevieve Victoria Twardowski) Sister Marguerite, S.A. (nee Elizabeth Marie Purves) and Sister Jarlath, S.A. (nee Mary Agnes Waldron), and such other members of the Congregation of the Franciscan Sisters of the Atonement, hereinafter called the Congregation, as shall hereafter from time to time be associated with them in accordance with the constitution of the Congregation and such other members of the Congregation as shall from time to time be substituted for them in accordance with the said constitution are hereby constituted a body corporate and politic under the name of The Franciscan Sisters of the Atonement of Alberta for the following purposes:

Objects

- (a) as a religious and missionary organization to receive and train young women of the Roman Catholic Church for religious, missionary, social and welfare work in the Dominion of Canada; and to enlist the services of Catholic laywomen to assist the Missionary Sisters in their work, as above set forth;
- (b) to establish houses of retreat and religious instructions;
- (c) to conduct boarding houses for girls and women;
- (d) to advance the cause of Church Unity;
- (e) to publish and distribute, or assist in the publica-

tion and distribution of magazines and other reading matter in connection with its work;

- (f) to receive contributions, donations and bequests and invest and use the same in furthering the various objects aforesaid.

General powers

2. The Congregation shall have power to conduct charitable institutions of any kind or nature whatsoever, and without in any way restricting the generality of the foregoing, shall have power to conduct schools, boarding schools, orphanages, hospitals, out-patient clinics, schools of nursing, homes for the aged, convents and chapels.

Seal

3. The Congregation shall have perpetual succession and a common seal, and may at all times hereafter contract and be contracted with, sue and be sued, implead and be impleaded in any matter whatsoever in all courts and places whatsoever in the Province of Alberta.

Management

4. The affairs of the Congregation shall be managed by a council composed of the Superior in Alberta and her advisors chosen according to the constitution of the Congregation and the council shall have power to make rules and regulations for the management of the affairs of the Congregation and the persons designated by name in the first section of this Act shall be the provisional council thereof.

Acquisition of property

5. The Congregation shall have power from time to time and at all times hereafter to acquire by gift, devise, purchase, lease or otherwise for its benefit any real property and to dispose of same by sale, mortgage, lease, exchange or otherwise and with the proceeds thereof acquire other real property or invest the same in any other property or security whatsoever for the use and benefit of the said Congregation.

Revenues

6. The rents, revenues and profits of all property, real or personal, held by the Congregation and the assets and property of the Congregation shall be appropriated and applied to the maintenance of the members of the Congregation and the construction and maintenance of the institutions carried on by the Congregation, and the construction and maintenance of buildings and the acquisition of property, real or personal, requisite for the advancement of charity and benevolence and for the furtherance of any or all the objects and works in which the Congregation may engage.

Borrowing powers

7. The Congregation in addition to all other powers shall have power to enact by-laws for the following purposes:

- (a) to borrow or raise or secure the payment of money by negotiable instruments and by the issue of debentures or debenture stock, bonds, mortgages or obligations, charged upon the property of the Con-

gregation, and to extend the period for payment of the same, and to purchase, redeem or pay off any such securities in whole or in part;

- (b) to invest its funds, or any portion thereof, either directly in the name of the Congregation, or indirectly in the names of the trustees, in the purchase of such securities as it may deem advisable, and also may lend its funds or any portion thereof on any such securities;
- (c) to ensure or give any guarantee for payment of any loan, mortgage, bond or debenture issue, obligations or securities made or issued by the Congregation situate within the Province of Alberta;
- (d) to mortgage or charge all or any part of the property of the Congregation either for the payment of security for a debt or otherwise.

Execution of documents

8. All instruments relating to real property shall be executed under the seal of the Congregation attested as provided by the rules and regulations of the Congregation.

Vesting of title

9. Upon presentation to the Registrar of the proper land titles office of any transfer or other instrument whereby any land or interest in land situate in Alberta is being transferred from the Franciscan Sisters of the Atonement (Dominion of Canada), being a Congregation incorporated by Letters Patent of Canada to the Congregation hereby created, the Registrar may without fee or charge therefor do all things necessary to vest such land or interest therein in the name of the Congregation, subject to all such encumbrances or charges as may be registered against the title thereof.

Tax exemption

10. All the real and personal property hereafter described, namely,

- (a) All that portion of the south-east quarter of section 21, township 59, range 17, west of the fourth meridian, described as follows: Commencing at the south-easterly angle of said quarter section; thence westerly along the southerly boundary of said quarter section a distance of 608.68 feet; thence northerly parallel to easterly boundary of said quarter section a distance of 208.68 feet; thence westerly parallel to aforesaid southerly boundary a distance of 57.32 feet; thence northerly parallel to aforesaid easterly boundary a distance of 356.4 feet; thence easterly parallel to aforesaid southerly boundary a distance of 140 feet; thence northerly parallel to aforesaid easterly boundary a distance of 2072.5 feet more or less, to the northerly boundary of said quarter section; thence easterly along said northerly boundary a distance of 562 feet, more or less to the north-easterly angle of said quarter section; thence southerly along easterly boundary of

said quarter section a distance of 2637.5 feet, more or less to point of commencement. Said described portion of said south-east quarter of section 21 containing within its limits a plan of subdivision of record in aforesaid Land Titles Office as Plan 1885 C.L.

Land forming Government Road Allowance adjoining said south-east quarter of section 21 on the easterly side thereof;

- (b) Lot four (4) containing two (2) acres more or less in Block (C) in the City of Edmonton, in the Province of Alberta, Dominion of Canada, as shown on Subdivision Plan No. 4042 K.S. (R.L. 20 Edm. Sett.)

Reserving thereout all mines and minerals, shall be exempt from assessment and taxation so long as the same is used for religious and spiritual purposes, except for local improvement taxes and taxes pertaining to minerals.

- Accounting** **11.** The Congregation shall at all times whenever required to do so by the Lieutenant Governor in Council make a report in writing of its affairs and property.
- General laws** **12.** The powers herein granted shall be subject to the general laws of the Province now in force or hereafter enacted.
- Short title** **13.** This Act may be cited as "*The Franciscan Sisters of the Atonement of Alberta Act*".
- Coming into force** **14.** This Act comes into force on the day upon which it is assented to.

No. 7

FIFTH SESSION
FOURTEENTH LEGISLATURE

11 ELIZABETH II

1963

BILL

An Act to Incorporate the Fran-
ciscan Sisters of the Atonement
of Alberta

Received and read the

First time

Second time

Third Time

MR. DUBETZ
