

# BILL

No. 66 of 1912.

An Act respecting the Town of Tofield.

(Assented to 1912.)

WHEREAS the council of the Town of Tofield purporting to act in and by virtue of the authority conferred upon it by *The Municipal Ordinance* did pass By-law No. 61 of the said town authorizing the issuing of debentures for the said town for the sum of four thousand dollars (\$4,000) for the purposes set out in the said by-law;

And whereas the said by-law was duly carried by the required majority of the duly qualified electors who voted thereon as required by the said *The Municipal Ordinance*,

And whereas certain doubts have arisen as to the validity of the said By-law No. 61 and of the debentures to be issued thereunder by the said Town of Tofield, by reason of the fact that the said by-law was not finally passed until more than two weeks after the day on which the same was carried by the electors as aforesaid;

And whereas the Town of Tofield has prayed by its petition that the said by-law be validated;

And whereas it is expedient to grant the prayer of the said petition;

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

1. By-law No. 61 of the Town of Tofield as set forth in the schedule to this Act is confirmed and declared legal, valid and binding upon the municipality of the Town of Tofield and the ratepayers thereof to all intents and purposes and from the time of the passing thereof; and that the said municipality may borrow the sum or sums of money to the amount and for the purpose specified in the said by-law and may issue debentures therefor in the same manner and with the same force and effect as if the said municipality had always full power and authority to enact the said by-law, and as if the said by-law were always legal, valid and binding on the said municipality and the ratepayers thereof.

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## SCHEDULE.

### BY-LAW NO. 61 OF THE TOWN OF TOFIELD.

A by-law to authorize the issue of debentures of the Town of Tofield to the amount of four thousand dollars for the purpose of further drilling the present town well to a depth of fifteen hundred feet, which is being drilled for water or gas, and properly equip the same in such manner as to render available for the use of said town the water and natural gas, if any be found in the aforesaid well, in the said Town of Tofield.

Whereas it is desirable that the municipal council of the Town of Tofield should deepen the aforesaid well and equip

same in such manner as to render available for the use of the said town the water and natural gas, if any be found in the aforesaid well in the said Town of Tofield;

And whereas it will be necessary to borrow the sum of four thousand dollars (\$4,000.00) for the purpose aforesaid and to issue a debenture or debentures of the municipality thereof bearing interest at the rate of six per centum per annum payable yearly, which is the amount of the debt intended to be created by this by-law;

And whereas the amount of the whole rateable property of the said Town of Tofield, according to the last revised assessment roll thereof, is the sum of four hundred and twelve thousand and two dollars and sixty-six cents (\$412,002.66);

And whereas the amount of the existing debt of the said Town of Tofield, outside of the debt due for current expenses of the year is twenty-seven thousand three hundred and eighty dollars (\$27,380.00);

And whereas it is desirable to make the principal of the said debt to be authorized under By-law No. 61 of the Town of Tofield and interest thereon repayable in equal aggregate yearly sums during the period of twenty years from the date on which this by-law takes effect, within which period the said debt is to be discharged as hereinafter provided;

And whereas the total amount required to be raised annually by special rate for paying the said debt and interest as hereinafter provided is three hundred and forty-eight dollars and seventy-six cents (\$348.76);

And whereas it is desirable that this by-law shall take effect on the 14th day of November, A.D. 1911;

Now therefore the municipal council of the Town of Tofield enacts as follows:

1. It shall be lawful for the corporation of the Town of Tofield to deepen the aforesaid well and equip same in such manner as to render available for the use of said Town of Tofield the water and natural gas, if any be found in the aforesaid well.

2. It shall be lawful for the mayor of the said Town of Tofield to borrow the sum of four thousand dollars (\$4,000.00) for the purposes aforesaid and to issue a debenture or debentures of the said Town of Tofield for the sum of four thousand dollars in sums of not less than one hundred dollars (\$100.00) each and such debenture or debentures shall be made payable in twenty annual instalments of principal and interest combined as hereinafter provided having coupons attached thereto for the annual instalments of principal and interest.

3. The mayor of the said town shall sign and issue the said debenture or debentures and shall cause the same and the coupons attached thereto to be signed by the secretary-treasurer and the secretary-treasurer is hereby authorized and instructed to attach the corporate seal of the said town to the said debenture or debentures.

4. The said debenture or debentures shall bear interest at the rate of six per centum per annum payable yearly, and as to both principal and interest may be payable in any place in Great Britain or Canada and may be expressed in sterling money or Canadian currency.

5. The said debenture or debentures shall be payable in twenty equal annual instalments during the twenty years next after the date on which this by-law takes effect, and the amount of each of the said instalments of only one debenture is issued under this by-law, or the aggregate amount of the said instalments if more than one debenture is issued shall be the sum

of three hundred and forty-eight dollars and seventy-six cents (\$348.76) being the aggregate amount falling due in each year for principal and interest on the said debenture or debentures.

6. That for the purpose of paying the said instalments of principal and interest as the same become due the sum of three hundred and forty-eight dollars and seventy-six cents (\$348.76) shall be levied and raised in each and every year during the period of twenty years next after this by-law takes effect by a special rate sufficient therefor over and above all other rates and taxes upon all the rateable property of the said municipality the said sum being sufficient to pay the said several instalments of principal and interest on the said debenture or debentures as they respectively become due.

7. This by-law shall come into force and take effect on the 14th day of November, A.D. 1911.

8. That the votes of the electors of the said municipality qualified to vote on the present by-law shall be taken the 27th day of October, A.D. 1911, commencing at nine (9) o'clock in the forenoon and continuing until five (5) o'clock in the afternoon at the office of the secretary-treasurer of the said Town of Tofield by J. Forbes Ellis, who is hereby named and appointed returning officer for the purpose of taking such votes.

9. That on the 26th day of October, A.D. 1911, at the hour of ten o'clock in the forenoon at the office of the secretary-treasurer of the said Town of Tofield, the mayor shall authorize in writing one person to attend the final summing up of the votes by the said returning officer; and upon application of any person or persons interested in promoting or opposing the passing of this by-law, shall authorize in writing one person to attend the poll on behalf of the persons interested in and desirous of promoting the passing of this by-law, and one person on behalf of the persons interested and desirous of opposing the passing of this by-law.

10. That the returning officer shall attend at the office of the secretary-treasurer of the said Town of Tofield at five o'clock in the afternoon on the 27th day of October, A.D. 1911, to sum up the number of votes given for and against this by-law.

Passed provisionally in council the 30th day of September, A.D. 1911.

Read a third time and finally passed in open council the 26th day of December, A.D. 1911.

J. LETOURNEAU, *Mayor*.

J. F. ELLIS, *Secretary-Treasurer*.

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NOTICE.

Public notice is hereby given that the above is a true copy of a proposed by-law which will be taken into consideration by the council of the Town of Tofield after being voted on by the electors and in the event of the assent of the electors being obtained thereto the said by-law will be finally passed by the council within two weeks from October 27th, A.D. 1911.

The votes of the electors on the said by-law will be taken by J. Forbes Ellis, returning officer, at the office of the secretary-treasurer of the said Town of Tofield on the 27th day of October, A.D. 1911, between the hours of 9 a.m. and 5 p.m.

The above by-law and this notice were first published on the 5th day of October, A.D. 1911:

Dated at Tofield in the Province of Alberta this 5th day of October, A.D. 1911.

J. F. ELLIS,  
*Secretary-Treasurer,*  
Town of Tofield.

No. 66

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THIRD SESSION  
SECOND LEGISLATURE  
2 GEORGE V  
1912

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BILL

An Act respecting the town of Tofield.

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Received and read the

First time .....

Second time .....

Third time .....

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EDMONTON:  
JAMES E. RICHARDS, Government Printer  
A.D. 1912