

BILL

No. 72 of 1912.

An Act to validate and confirm Certain By-laws of the City of
Calgary.

(Assented to 1912.)

WHEREAS the council of the City of Calgary purporting to act under and by virtue of the authority conferred upon it by section 117 of Ordinance Number 33 of 1893 of the North-West Territories, intituled *An Ordinance to incorporate the City of Calgary*, and the amendments thereto, did on the 26th day of December, A.D. 1911, finally pass By-law Number 1214 in the words and figures following:

BY-LAW NUMBER 1214.

A By-law of the City of Calgary to consolidate the debentures authorized to be issued under certain money by-laws and to provide for the issue of such consolidated debentures to the amount of \$287,500.00, Canadian currency, or its equivalent in pounds sterling, at par of exchange, the proceeds to be used for the purposes mentioned in such by-laws, and also to provide for the assessment and collection of the sums necessary to pay said debentures.

Whereas the City of Calgary passed certain by-laws duly assented to by the electors for the purpose of borrowing certain moneys in all amounting to \$287,500.00, and issuing debentures to that amount payable at the respective dates hereinafter mentioned, and bearing interest at the rate of four and one-half per centum per annum, to be paid half-yearly and each by-law provided for levying and collecting certain moneys in each year during the currency of the debentures thereby authorized for paying such interest and forming a sinking fund for the payment of the debt created by the issue of such debentures, and particulars as to such by-laws being as follows:

No.	Purpose	Amount	Date in force	Term	Interest
1127	Sewer Connections....	\$40,000.00	April 1, 1911	20 years	4½%
1158	Paving Subways, etc..	25,000.00	June 1, 1911	"	"
1163	Sewers.....	23,000.00	" 1911	"	"
1166	Street Ry. sub-base...	97,000.00	" 1911	"	"
1176	Catch basins.....	20,000.00	Aug. 1, 1911	"	"
1188	Pavings and sidewalks	26,500.00	Sept. 1, 1911	"	"
1193	Trunk Sewer.....	14,000.00	Nov. 1, 1911	"	"
1197	Sewer Connections....	42,000.00	"	"	"
		\$287,500.00			

And whereas all of the debentures so authorized are unsold and it is deemed desirable to consolidate the same into one issue and to make the debentures payable in Canadian currency to the amount of \$287,500.00 or its equivalent in Pounds Sterling, at par of exchange, being £59,075 6s 10d, which is the amount of the debt created by this by-law;

And whereas it is expedient that the said debentures bear interest at the rate of four and one-half per centum per annum to be paid half-yearly and that the said principal sum of \$287

500.00 or its equivalent in Pounds Sterling at par of exchange being £59,075 6s 10d, to be paid at the expiration of twenty years from the date of this by-law taking effect;

And whereas the value of the whole rateable property in the City of Calgary according to the last revised assessment roll is the sum of \$52,723,120.00;

And whereas the amount of the existing debt of the City of Calgary, outside of debts due for current expenses, but including the amount of this by-law, is the sum of \$6,752,650.00, no instalment of principal or interest of which is yet due;

And whereas the respective amounts required to be raised annually by special rate during the currency of the said debentures are (a) for paying the interest thereon, \$12,937.50, and (b) for forming a sinking fund for payment of the debt created by the issue of the said debentures, \$9,655.00;

Now therefore the council of the City of Calgary enacts as follows:

1. That the amounts of the debentures authorized to be issued under the eight several by-laws are hereby consolidated and there shall be one issue of debentures under this by-law of the total amount of \$287,500.00, or its equivalent in Pounds Sterling at par of exchange being £59,075 6s 10d.

2. That debentures be issued for the said sum of £59,075 6s 10d to be paid at the expiration of twenty years from the date of this by-law taking effect, the said debentures being for £100 each with the exception of one which shall be for £75 6s 10d, and that coupons shall be attached to said debentures for the half-yearly interest on each debenture respectively at the rate of four and one-half per centum per annum in the meantime.

3. That the said debentures shall be sealed with the corporate seal of the city and shall be signed by the mayor and clerk of the said city, and the coupons shall bear the lithographed or stamped or printed signature of the mayor and clerk, and the debentures and coupons shall be payable in Sterling at the Bank of Montreal in London, E.C., England, or in Canadian Currency at the principal office of the said bank in the Cities of Montreal, Toronto or Calgary in the Dominion of Canada, at holder's option.

4. That in addition to all other amounts there shall be levied and collected in each year during the currency of the said debentures on all the rateable property in the said city by special rate or rates sufficient therefor, \$12,937.50, being the equivalent at par of exchange of the amount of £2,658 7s 9½d, for paying the interest on the said debentures, and the amount of \$9,655.00, being the equivalent at par of exchange of £1,983 18s 1d, to form a sinking fund for the payment of the debt created by the issue of the said debentures to be payable, levied and collected at the same time and in the same manner as other taxes are payable, levied and collected by Ordinance, Statute or by-law in the said city.

5. That this by-law shall come into effect on the first day of January, 1912.

6. That the power and authority to issue debentures under said by-laws 1127, 1158, 1163, 1166, 1176, 1188, 1193 and 1197 and any and all debentures issued thereunder are hereby cancelled and annulled.

Done and passed in council, this 26th day of December, A.D. 1911.

(SEAL)
(L.S.)

(Sgd.) J. W. MITCHELL, *Mayor*.
(Sgd.) W. D. SPENCE, *Clerk*.

And whereas the council of the City of Calgary purporting to act under and by virtue of the authority conferred upon it by the terms and provisions of section 117 of Ordinance Number 33 of 1893 of the North-West Territories, intituled *An Ordinance to incorporate the City of Calgary*, and the amendments thereto, did on the 26th day of December, A.D. 1911 pass By-law Number 1215 in the words and figures following:

BY-LAW NUMBER 1215.

A By-law of the City of Calgary to consolidate the debentures authorized to be issued under certain money by-laws and to provide for the issue of such consolidated debentures to the amount of \$1,628,200.00 Canadian currency, or its equivalent in Pounds Sterling, at par of exchange, the proceeds to be used for the purpose mentioned in such by-laws, and also to provide for the assessment and collection of the sums necessary to pay such debentures.

Whereas the City of Calgary passed certain by-laws duly assented to by the electors for the purpose of borrowing certain moneys in all amounting to \$1,628,200.00 and issuing debentures to that amount payable at the respective dates hereinafter mentioned, and bearing interest at the rate of four and one-half per centum per annum, to be paid half-yearly and each by-law provided for levying and collecting certain moneys in each year during the currency of the debentures thereby authorized for paying such interest and forming a sinking fund for the payment of the debt created by the issue of such debentures and particulars as to such by-laws being as follows:

No.	Purpose	Amount	Date in force	Term	Interest
1119	Purchasing lot.....	\$14,200.00	March 1, 1911	30 years	4½%
1124	Fire Station.....	75,000.00	April 1, 1911	"	"
1125	Two incinerators.....	120,000.00	"	"	"
1128	Conduits.....	60,000.00	"	"	"
1123	Waterworks ext'ns.....	245,000.00	"	"	"
1130	Electric Light.....	380,000.00	"	"	"
1134	Manufacturing Sites.....	100,000.00	May 1, 1911	"	"
1136	Trunk Sewer.....	318,000.00	"	"	"
1137	Fire Hall Site.....	45,000.00	"	"	"
1138	Stock Pavilion.....	55,000.00	"	"	"
1139	Public Wfs. Stables.....	20,000.00	"	"	"
1154	Parks.....	66,000.00	"	"	"
1162	Store House.....	45,000.00	June 1, 1911	"	"
1171	Con. sub-base St. Ry.....	55,000.00	July 1, 1911	"	"
1198	Conduits.....	30,000.00	Nov. 1, 1911	"	"
		\$1,628,200.00			

And whereas all of the debentures so authorized are unsold and it is deemed desirable to consolidate the same into one issue and to make the debentures payable in Canadian currency to the amount of \$1,628,200.00, or its equivalent in Pounds Sterling at par of exchange, being £334,561 12s 10½d, which is the amount of the debt created by this by-law;

And whereas it is expedient that the said debentures bear interest at the rate of four and one-half per centum per annum to be paid half-yearly and that the said principal sum of \$1,628,200 or its equivalent in Pounds Sterling at par of exchange, being £334,561 12s 10½d, be paid at the expiration of thirty years from the date of this by-law taking effect;

And whereas the value of the whole rateable property in the City of Calgary according to the last revised assessment roll is the sum of \$52,723,120.00;

And whereas the amount of the existing debt of the City of Calgary, outside of debts due for current expenses but including the amount of this by-law, is the sum of \$6,752,650.00, no instalment of principal or interest is yet due;

And whereas the respective amounts required to be raised annually by special rate during the currency of the said debentures are (a) for paying the interest thereon \$73,269.00 and (b) for forming a sinking fund for the payment of the debt created by the issue of the said debentures, \$29,031.00;

Now therefore the council of the City of Calgary enacts as follows:

1. That the amounts of the debentures authorized to be issued under the said several fifteen by-laws are hereby consolidated and there shall be one issue of debentures under this by-law of the total amount of \$1,628,200.00 or its equivalent in Pounds Sterling at par of exchange being £334,561 12s 10½d.

2. That debentures be issued for the said sum of £334,561 12s 10½d to be paid at the expiration of thirty years from the date of this by-law taking effect, the said debentures being for £100 each with the exception of one which shall be for £61 12s 10½d, and that coupons shall be attached to said debentures for the half-yearly interest on each debenture respectively, at the rate of four and one-half per centum per annum in the meantime.

3. That the said debentures shall be sealed with the corporate seal of the city and shall be signed by the mayor and clerk of the said city, and the coupons shall bear the lithographed or stamped or printed signature of the mayor and clerk, and the debentures and coupons shall be payable in Sterling at the Bank of Montreal in London, E.C., England, or in Canadian currency, at the principal office of the said bank in the Cities of Montreal, Toronto or Calgary in the Dominion of Canada, at holder's option.

4. That in addition to all other amounts there shall be levied and collected in each year during the currency of the said debentures on all the rateable property in the said city, by special rate or rates sufficient therefor \$73,269.00, being the equivalent at par of exchange of the amount of £15,055 5s 6d for paying the interest on the said debentures, and the amount of \$29,031.00, being the equivalent at par of exchange, of £5,965 5s 6d to form a sinking fund for the payment of the debt created by the issue of the said debentures to be payable, levied and collected at the same time and in the same manner as other taxes are payable, levied and collected by Ordinance, Statute or by-law in the said city.

5. That this by-law shall come into effect on the first day of January, 1912.

6. That the power and authority to issue debentures under said By-laws 1119, 1124, 1125, 1128, 1129, 1130, 1134, 1136, 1137, 1138, 1139, 1154, 1162, 1171 and 1196 and any and all debentures issued thereunder are hereby cancelled and annulled.

Done and passed in council this 26th day of December, A.D. 1911.

{ SEAL OF THE }
{ CITY OF CALGARY }

(Sgd.) J. W. MITCHELL, *Mayor*.
(Sgd.) W. D. SPENCE, *Clerk*.

And whereas the council of the City of Calgary purporting to act under and by virtue of the authority conferred upon it by the terms and provisions of section 117 of Ordinance Number 33 of 1893 of the North-West Territories, intituled *An Ordinance to incorporate the City of Calgary*, and the amendments thereto, did on the 15th day of January, A.D. 1912, pass By-law Number 1273 in the words and figures following:

BY-LAW NUMBER 1273.

A by-law of the City of Calgary to consolidate the debentures authorized to be issued under certain local improvement by-laws and to provide for the issue of such consolidated debentures to the amount of \$1,555,417.25 Canadian currency, or its equivalent in Pounds Sterling at par of exchange, the proceeds to be used for the purposes mentioned in such by-laws, and also to provide for the assessment and collection of the sums necessary to pay such debentures.

Whereas the City of Calgary duly passed certain local improvement by-laws, being numbers 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1252, 1253, 1254, 1255, 1256, 1257, 1258, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1267, 1268, 1269 and 1270, authorizing the issue of debentures to the amount of \$1,555,417.25 payable in twenty years from the date of the coming into force of the respective by-laws, and bearing interest at the rate of four and one-half (4½) per centum per annum, payable half-yearly and each of such by-laws provided for levying and collecting certain moneys in each year during the currency of the debentures thereby authorized for paying such interest and for forming a sinking fund for the payment of the debt created by the issue of such debentures, the particulars as to such by-laws being as follows:

No.	Purpose	Amount	Date in force	Term	Interest
1221	Sewers.....	\$609.20	Jan. 1st, 1912	20 years	4½%
1222	Sewers.....	453.52	"	"	"
1223	Sewers.....	371.00	"	"	"
1224	Sewers.....	12,166.00	"	"	"
1225	Sewers.....	10,281.46	"	"	"
1226	Sewers.....	114,320.62	"	"	"
1227	Sewers.....	115,505.84	"	"	"
1243	Concrete sidewalks....	3,517.62	"	"	"
1244	Paving.....	4,181.34	"	"	"
1245	Paving.....	8,957.97	"	"	"
1246	Paving.....	37,766.53	"	"	"
1247	Grading.....	21,172.27	"	"	"
1248	Paving.....	46,659.42	"	"	"
1249	Concrete sidewalks....	309.20	"	"	"
1250	Paving.....	192,666.11	"	"	"
1252	Paving.....	18,277.55	"	"	"
1253	Grading.....	7,717.10	"	"	"
1254	Concrete sidewalks....	5,306.16	"	"	"
1255	Sewers.....	26,402.76	"	"	"
1256	Sewers.....	843.99	"	"	"
1257	Concrete sidewalks....	17,425.12	"	"	"
1258	Boulevards.....	26,955.57	"	"	"
1260	Concrete sidewalks....	86,793.08	"	"	"
1261	Paving.....	796.04	"	"	"
1262	Paving.....	3,612.48	"	"	"
1263	Grading.....	28,939.34	"	"	"
1264	Paving.....	96,974.69	"	"	"
1265	Sewers.....	28,904.59	"	"	"
1266	Sewers.....	16,029.01	"	"	"
1267	Concrete sidewalks....	854.05	"	"	"
1268	Sewer.....	453.52	"	"	"
1269	Paving.....	437,239.78	"	"	"
1270	Sewers.....	182,964.32	"	"	"
		\$1,555,417.25			

And whereas all the debentures authorized by the said by-laws are unsold and it is deemed desirable to consolidate the same into one issue and to make the debentures payable in Canadian currency to the amount of \$1,555,417.25, or its equivalent in Pounds Sterling, at par of exchange, being £319,606 5s 9d which is the amount of the debt created by this by-law;

And whereas it is expedient that the interest on the said debentures should be payable at the said rate of four and one-half (4½) per centum per annum, half-yearly on the first days of July and January in each year, and that the said principal sum be paid in twenty years from the date of this by-law taking effect;

And whereas there are required to be raised in each and every year for twenty years the sum of \$69,993.77 to pay the interest on the said amount and the sum of \$52,233.77 to form a sinking fund for the payment of the principal money;

And whereas the value of the whole real property rateable in respect of the said several and respective improvements mentioned in the said by-laws is the sum of \$5,578,286.00;

And whereas the city's share of the cost of the said improvements is the sum of \$503,133.82 and the portion chargeable against the properties fronting on the streets, lanes or portions thereof or places where the improvements were made is the sum of \$1,052,283.43;

And whereas the sum of \$1,052,283.43, part of the said debt, is created on the security of the special rates settled by the said by-laws and is further guaranteed by the city at large;

And whereas it will be necessary to raise annually the sum of \$22,641.03 to pay the interest and the sum of \$16,896.13 to form a sinking fund for the payment of the principal of the portion of the said debentures which is to be paid by the city;

And whereas the value of the whole rateable property of the City of Calgary according to the last revised assessment roll is the sum of \$52,723,120.00 and the total amount of the existing debt of the city, outside of debts for local improvements and for current expenses of the year is \$6,752,650.00;

Therefore the council of the City of Calgary enacts as follows:

1. That the amounts of the debentures authorized to be issued under the said several by-laws, numbers 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1252, 1253, 1254, 1255, 1256, 1257, 1258, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1267, 1268, 1269 and 1270 are hereby consolidated and there shall be one issue of debentures under this by-law of the total amount of \$1,555,417.25, or its equivalent in Pounds Sterling at par of exchange, being £319,606 5s 9d.

2. That such debentures shall be in sums of one hundred Pounds Sterling each, with the exception of one which shall be for £6 5s 9d, and shall be payable in twenty years from the date of this by-law taking effect, and that coupons shall be attached to said debentures for the half-yearly interest thereon at the rate of four and one-half per centum per annum, and the said debentures and coupons shall be made payable in Sterling at the Bank of Montreal, London, E.C., England, or in Canadian currency at the principal office of the said bank in the Cities of Montreal, Toronto or Calgary at holder's option.

3. That the said debentures shall be sealed with the corporate seal and signed by the mayor or acting mayor and clerk of the City of Calgary; and the said coupons shall bear the lithographed or stamped or printed signatures of the mayor or acting mayor and clerk aforesaid.

4. That for the purpose of paying the sum of \$503,133.82 or its equivalent in Pounds Sterling at par of exchange being £103,383 13s 3d, the amount charged and assessed against the City of Calgary, and to cover the interest thereon at the rate of four and one-half (4½) per centum per annum in manner before mentioned, there shall be assessed, levied and collected in the same manner, at the same time and along with the other city rates and taxes for each year, commencing with the year 1912, over and above all other rates, the sum of \$39,537.13 by a special rate on the dollar sufficient therefor, upon and from the whole rateable property in the City of Calgary.

5. That for the purpose of paying the said sum of \$1,052,283.43 or its equivalent in Pounds Sterling at par of exchange, being £216,222 12s 6d, the amount charged and assessed against the real property fronting, as aforesaid, and to cover interest thereon for twenty years at the rate of four and one-half (4½) per centum per annum in the manner before mentioned, there shall be assessed, levied and collected in the same way, at the same time and along with the other city rates and taxes each year for twenty years commencing with the year 1912, over and above all other rates levied and collected yearly upon the real property fronting or abutting on the respective portions, streets, lanes or places mentioned in column two (2) of the schedule to the said by-laws, a special rate per foot frontage in the ninth (9th) column of such schedule, which special rate shall be sufficient to produce in each year the sum of \$82,690.38 and for that purpose the provisions of the said several by-laws in that behalf shall remain in full force and effect.

6. That the said debt of the sum of \$503,133.82 and that portion of the said debentures issued in respect thereof are issued on the credit of and guaranteed by the City of Calgary at large.

7. That the said debentures shall be sold and the proceeds thereof shall be paid out in paying and discharging the temporary loan or debts incurred in and for the construction of the improvements mentioned in the said by-laws and in no other way and for no other purpose whatever.

8. That the power and authority to issue debentures under the said by-laws numbered 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1252, 1253, 1254, 1255, 1256, 1257, 1258, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1267, 1268, 1269 and 1270 and to borrow thereunder and any and all debentures issued thereunder are hereby cancelled and annulled.

9. That this by-law shall come into effect on the first day of January, 1912.

Done and passed in council this 15th day of January, A.D. 1912.

{	SEAL OF THE	}	(Sgd.) J. W. MITCHELL, <i>Mayor</i> .
	CITY OF CALGARY		(Sgd.) W. D. SPENCE, <i>Clerk</i> .

And whereas doubts have arisen as to the validity of certain of the said by-laws passed by the council of the City of Calgary as aforesaid, and of the by-laws or proceedings prior thereto;

And whereas the City of Calgary has by its petition prayed that all of the said by-laws hereinbefore set forth or any by-laws or proceedings prior thereto may be confirmed and 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. That By-law No. 1214, finally passed by the council of the City of Calgary on the 26th day of December, 1911, being a consolidation of By-laws Nos. 1127, 1158, 1163, 1166, 1176, 1188, 1193 and 1197, and By-law No. 1215, finally passed by the said council on the 26th day of December, 1911, being a consolidation of By-laws Nos. 1119, 1124, 1125, 1128, 1129, 1130, 1134, 1136, 1137, 1138, 1139, 1154, 1162, 1171 and 1196 of the City of Calgary, and By-law No. 1273, finally passed by the said council on the 15th day of January, 1912, being a consolidation of certain local improvement by-laws of the said city, Nos. 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1252, 1253, 1254, 1255, 1256, 1257, 1258, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1267, 1268, 1269 and 1270, are and each of them is hereby declared legal, valid and binding on the said City of Calgary notwithstanding any informalities, irregularities or defects therein or in the several by-laws thereby consolidated or in any by-laws or proceedings prior thereto either in substance or in form, and each and all of the debentures and coupons thereto attached, issued or to be issued thereunder are hereby declared legal, valid and binding on the City of Calgary and the city shall be bound to pay each and all of the said debentures and coupons as therein respectively stated.

No. 72

THIRD SESSION
SECOND LEGISLATURE

2 GEORGE V

1912

BILL

An Act to validate and confirm Certain
By-laws of the City of Calgary.

Received and read the

First time

Second time

Third time

L. M. ROBERTS

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