

BILL

No. 3 of 1913.

An Act to Incorporate the Alberta Norwegian Lutheran College Association.

(Assented to 1913.)

WHEREAS the Norwegian Lutheran Congregations herein-after named and others by their petition in this behalf have represented through their duly elected delegates and pastors that they are associated together under the name of "The Alberta Norwegian Lutheran College Association," for the purpose of establishing, maintaining and conducting an institution of learning for the education of youths of both sexes, and the said petitioners have prayed to be incorporated under the same name and for the same purpose, continuing to hold, occupy and enjoy the property rights and privileges of said association and assuming all the duties and obligations thereof as a true and lawful successor of said association;

And whereas it is expedient to grant the prayer of 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. The Alberta Norwegian Lutheran College Association consisting of the following Norwegian Lutheran Congregations, namely: Bawlf, Bawlf; Zion, Earling; Golden Valley, Viking; Holden, Holden; Bethania, Donalds; Salem, Kingman; Nidaros, Claresholm; Balfour, Stavely; Bethesda, New Norway; Moland, Camrose; Edberg, Edberg; Parkland, Ohaton; Scandia, Camrose; Bardo, Bardo; Immanuel, Camrose; Trinity, Sedgewick; Vang, Crooked Lake; Asker, Asker; Bethel, Wetaskiwin; Pleasant Ridge, Provost; St. Joseph, New Sarepta; Nazareth, Bawlf; Bethlehem, Pretty Hill; Trondhjem, Round Hill; Bethel, Ryley; Zion, Edmonton (and such others as may from time to time be admitted to membership in the association as hereinafter provided), and represented by the following duly elected delegates and pastors: Reverends S. L. Klyve, T. T. Carlson, J. R. Lavik, H. T. Egedahl, J. P. G. Fostvedt, O. E. Gronen, O. J. Satre, A. Hjortaa, C. L. Jothén, Arthur Jothén, and Messrs. T. C. Hagen, G. Anderson, O. Smorli, O. Bjerkseth, A. Holmberg, J. Kringen, J. Ritland, P. H. Olafson, J. Vikse, A. Feroe, Edw. Ramsey, G. Iverson, M. R. Odegaard, T. Hoyme, P. P. Aursnes, O. Rasmussen, Th. Brager, Ole Oppen, B. Lomnes, K. Lyseng, P. B. Anderson, L. E. Loveseth, E. S. Scotvold, Nils Ingvaldson, Chas. Thorson, C. Moen, Jos. Hope, Ole Kraft, O. Ronnei, Ole Holstein and such others as may from time to time be appointed as hereinafter provided, shall be and is hereby constituted and established a body politic and corporate under the name of "The Alberta Norwegian Lutheran College Association" for the education of youth and the promotion of knowledge.

2. This corporation shall be the authorized successor to The Alberta Norwegian Lutheran College Association now existing and operating a college at Camrose, Alberta, and shall acquire all its property and assets and shall assume its present obligations and shall be bound and governed by its present constitution and by-laws, and shall have power and legal authority to maintain, equip and conduct said institution for the education and instruction of youths of both sexes or of either sex, in the elementary and secondary branches of knowledge and may hereafter establish a school or schools where students may obtain a liberal education in the arts and sciences, and to promote the study, practice and knowledge thereof and for such purposes to provide for the

delivery and holding of lectures, exhibitions, classes and conferences calculated directly or indirectly to advance the cause of education, whether general, professional or technical; to award certificates and diplomas of merit and proficiency.

3. The corporation shall by the name of The Alberta Norwegian Lutheran College Association have a perpetual succession and may have a common seal with power to change, alter, break and renew the same when and so often as it shall think proper; and the said corporation may, under the same name, contract and be contracted with, sue and be sued, implead and be impleaded, prosecute and be prosecuted in all courts and places whatsoever in the province and by such name may from time to time and at all times hereafter, purchase, acquire, hold, possess and enjoy and may have, take and receive for them and their successors, lands, tenements and hereditaments and real and immovable property and estate within the province necessary for actual use and occupation as college buildings and offices, residences of professors, tutors, students and officers with garden or pleasure grounds pertaining thereto, and the same may sell, alienate and dispose of and others in the stead purchase, acquire and hold for the uses and purposes aforesaid.

4. The said corporation shall have power to take, receive, own, hold, purchase, take on, lease or in exchange, hire or otherwise acquire any such real and personal property as it may deem requisite, necessary or desirable for the purposes of the said institution and also to mortgage, sell, lease, transfer or otherwise dispose of the same or any part thereof and also to receive and hold for the benefit of the corporation all gifts, scholarships, bursaries or donations, special or general and any legacies, devises or bequests of property real or personal on any trusts relating thereto, which may be directly or indirectly for the benefit of the corporation and also to sell, transfer and convert into money all such property, real and personal, and to apply the proceeds thereof directly or indirectly to or for the benefit of the corporation.

5. The said corporation shall have full power and authority to invest or lend all or any sums of money of or belonging to said college or given or bequeathed to it in the same manner as trustees are authorized and empowered to invest moneys or to take, hold and dispose of any real or personal property or any interests therein for the purposes aforesaid.

6. The said corporation shall be capable of taking, holding and acquiring all such lands and tenements, real and personal estate as may or shall have been *bona fide* mortgaged, hypothecated or pledged to the said corporation by way of security or conveyed to it in satisfaction of debts previously contracted or purchased at judicial sales upon all property so mortgaged or otherwise purchased for the purpose of avoiding a loss to the college in respect thereof.

7. The said corporation shall have full power from time to time to appoint, and as it shall see occasion to, remove the principal or other head, the professors, tutors and masters and all officers, agents and servants of said college or schools, and said corporation shall have full power from time to time to amend its constitution and by-laws and to make, alter or vary any regulations touching and concerning the time and place of holding the annual and special meetings of the corporation and ordinary board meetings and notices thereof, and for the good ordering and government of said college or schools, the performance of divine service therein, the number, residence, duties, salary, provision and emolument of the principal, professors, tutors, masters, officers, agents and servants of the said college respectively and all other matters and things which to it may seem good, fit and useful for the well

ordering, governing and advancement of said college; and all such by-laws when reduced into writing and after the common seal of the corporation hath been affixed thereto shall be binding upon all persons members thereof; provided that no such by-law shall be repugnant to the laws of the province or of the Dominion of Canada.

8. Without prejudice to the general powers conferred by the last preceding clause of this Act and the other powers conferred by this Act, it is hereby expressly declared that the corporation shall have the following powers, that is to say, power—

- (a) To fix and determine the officers of the corporation and the mode of electing or appointing the same and their respective powers, duties, salaries and qualifications;
- (b) To provide for the boarding and lodging in a residence or residences connected with the said institution of such pupils or students as may desire the same and to fix the terms and charges thereof and the mode of payment thereof;
- (c) To enter into any arrangements with any authorities, legislative, municipal, local or otherwise, that may seem conducive to the objects of the corporation or any of them and to obtain from any such authority any rights, privileges and concessions which the corporation may think it desirable to obtain and carry out, exercise and comply with any such arrangements, rights, privileges and concessions;
- (d) To erect, construct, furnish, equip, maintain and alter any buildings necessary or convenient for the purposes of the corporation;
- (e) To delegate any of its powers to the board of directors or to any committee or committees consisting of such member or members of its own body as it may think fit; provided that the board of directors or any committee so formed shall in the exercise of the powers so delegated conform to the constitution and by-laws of the association and to any other regulation that may from time to time be imposed upon it or them by the association.

9. Any Lutheran congregation that by majority vote at a regular meeting called for that purpose accepts the constitution and by-laws of the association is eligible to membership in the corporation and may be admitted at an annual or special meeting of the association by a majority vote.

10. The congregations constituting this corporation shall have, hold and exercise their interest and authority as part of said corporation only through duly elected delegates and pastors actually serving such congregations. Each congregation shall, until otherwise specified in the constitution and by-laws of the association, be entitled to two delegates who together with the pastor shall represent it at the annual and special meetings of the association with full power to act in behalf of said congregation. These delegates shall hold office for a term of one year, or until their successors are elected and have qualified.

11. The congregations belonging to this corporation shall in no case be individually liable for debts incurred by this corporation nor shall the corporation have the power to make any assessment against any congregation belonging thereto without its formal consent.

12. The annual meeting of said corporation shall, until otherwise specified in the constitution and by-laws of the association, be held in Camrose, Alberta, on the last Wednesday in June and shall have power to transact any business consistent with this Act and the constitution and by-laws of said association. Special meet-

ings of the association may be called by the board of directors on thirty days' notice to the secretaries of the individual congregations. The notice must state the business to be transacted and no business not specifically mentioned in the call can be transacted.

13. Representatives from a majority of the congregations belonging to said association shall constitute a quorum at the annual and special meetings of the association. A smaller number may adjourn the meeting to another date when the secretary of the association shall notify the secretaries of the congregations not represented of the time and place of the adjourned meeting and of the business to be transacted. At this adjourned meeting the delegates and pastors present shall constitute a quorum for business regardless of the number present.

14. The officers of said corporation shall be a president, vice-president, secretary and a treasurer and an auditing board of two members, all of whom shall hold office for one year or until their successors are elected and have qualified; and a board of directors of nine members.

15. Rev. J. R. Lavik, Camrose, Alberta (president); N. N. Gullekson, Camrose (secretary); J. Kringen, Viking; Rev. O. J. Satre, Provost; E. Lyseng, Camrose; Rev. T. H. Egedahl, Viking; Rev. A. Hjortaas, Blackfalds; Rev. J. P. G. Fostvedt, Wetaskiwin; P. B. Anderson, Bardo; P. H. Olafson, Meeting Creek, and C. Andreason, Camrose, shall be considered the first board of directors under this act and shall hold office until their successors are appointed as hereinafter provided.

16. The powers of said corporation shall be vested in and exercised by the board of directors and by such officers or agents as such board may appoint, such powers to be exercised in accordance with the constitution and by-laws of said corporation and such other rules, regulations and resolutions as it may from time to time adopt.

17. Members of the board of directors shall be elected by ballot at the annual meeting of the association by a majority vote of all votes cast, and shall serve until their successors are elected and have qualified. The term of office of members of said board shall be three years and three members shall be elected each year.

18. The president of the association shall be *ex-officio* president of the board of directors, but shall have no vote except in the case of a tie, when he shall have the casting vote. The secretary of the association shall act as secretary of the board of directors but shall have no vote in the board.

19. Vacancies in the board shall be filled by special or annual meeting of the association. Any other vacancies not otherwise provided for shall be filled by the board of directors *ad interim*.

20. The head office of the corporation shall be at Camrose, Alberta.

No. 3

FOURTH SESSION

SECOND LEGISLATURE

3 GEORGE V

1913

BILL

Re the Alberta Norwegian Lutheran
College Association
An Act to Incorporate.

Received and read the

First time

Second time

Third time.....

GEO. P. SMITH

EDMONTON :
J. W. JEFFERY, Government Printer
A.D. 1913