

BILL

No. 59 of 1914.

An Act to incorporate The Benevolent and Protective
Order of Elks Club of Calgary.

(Assented to 1914.)

WHEREAS the persons hereinafter named and others ^{Preamble}
in the City of Calgary and vicinity in the Province
of Alberta have associated themselves together for the
establishment of a club for social purposes; and

Whereas the said persons hereinafter named have prayed
to be incorporated by the name of "The Benevolent and
Protective Order of Elks Club of Calgary", in the Province
of Alberta, and it is expedient to grant their prayer;

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

1. B. H. Armstrong, C. A. Cassidy, S. D. Andrews, V. C. ^{Incorporation}
Clarke, O. W. Heinz, A. Finningley, Milo H. Winters,
O. Kirkwold, E. R. Cameron, R. A. Hard, C. Benjamin,
L. R. Wilson, P. J. McManus, C. K. Vahey, W. V. Dixon,
A. O. Fisher, R. J. O'Neil, W. B. Reeve, F. D. Soloan,
S. D. Skene and J. H. Williams, and all and such other
persons as are now or hereafter shall become members of
the said association, shall be and are hereby declared to
be a body corporate and politic in deed and in name by the
name of "The Benevolent and Protective Order of Elks
Club of Calgary", and by that name shall have perpetual
succession and a common seal and shall have power from
time to time and at all times hereafter to be able and capable
to purchase, acquire, hold, possess, and enjoy and to have,
take and receive to them and their successors to and for
the actual use of the said corporation any lands, tenements,
hereditaments and real and immovable property and estate
and also moveable and personal property situate, lying
and being within the limits of the said City of Calgary, or
any extension of the limits thereof, and the same to sell,
alienate, exchange or otherwise dispose of or encumber
whenever the said corporation shall deem it proper so
to do and by the said name shall and may be capable to
sue and be sued, implead and be impleaded, answer and
be answered unto in any matter whatsoever.

2. The constitution, rules and regulations touching the <sup>Constitution,
Rules, etc.</sup>
administration of the said corporation shall be formulated
at a general meeting thereof called for that purpose and of
which at least ten days' notice shall be given by public
advertisement, or otherwise, to all the members thereof;
and the constitution, rules and regulations then adopted
shall, subject to the approval of the Attorney General,
have full force and effect in so far as the same shall not
be inconsistent with the laws in force in the Province of
Alberta and the provisions of this Act:

Provided always that the said corporation may from time
to time alter, repeal and change such constitution, rules

and regulations in the manner therein provided, any amendments so made to be subject to the approval of the Attorney General as aforesaid.

3. The said corporation may, from time to time, borrow ^{Power to borrow} money, not to exceed in the whole the sum of one hundred thousand dollars (\$100,000.00), at such rate of interest and upon such terms as they may deem proper; and may for such purpose make, execute or issue any mortgage, bonds, debentures or other instruments, under the seal of the said corporation, which bonds or debentures shall operate, subject to any mortgage given in part payment of the purchase money of real property acquired for a site for the club buildings or of the erection of such buildings and appurtenances thereto, as mortgages and charges against the lands and effects of the said corporation without registration; and each holder of any of the said debentures or bonds issued under the provisions of this section shall be deemed to be a mortgagee and encumbrancee *pro rata* with the other holders thereof upon any interest in any real estate held by the said corporation, and also upon any such interest in any policy or policies of insurance against loss or damage by fire effected upon the buildings owned by the corporation.

4. Any such mortgages, bonds or debentures or other ^{Who shall sign} instruments shall be signed by the president of the said corporation and countersigned by the secretary or such other officers as may be designated by the constitution, rules or regulations of the said corporation.

5. The moneys authorized to be raised under section ^{Application of moneys} 3 of this Act shall be applied exclusively to the purchase of a site for the club buildings and in the purchase, improvement or erection of a club house and dependencies thereon together with necessary furniture, or for the purchase of any freehold interest therein and in the payment of any mortgage or charge thereon, and for the redemption of the said debentures and re-issues as they become due respectively from time to time and at all times.

6. No member of the corporation shall be in any way ^{Nonliability of members} liable for or chargeable with the payment of any debt, or demand due by the said corporation beyond the amount of the entrance fee and annual subscriptions remaining unpaid by said member and for any unpaid accounts he may have incurred to the corporation for articles ordered by him in the said club or other indebtedness to the said club and any member of the said club not so indebted to the said corporation may retire therefrom and will cease to be a member on giving notice to that effect in such form as may be required by the constitution, rules or regulations of the said club, and thenceforth shall be free from liability of any debt or engagement of the corporation.

7. The said corporation shall have power to draw, ^{Power to draw and make notes, etc.} make, accept and endorse all bills of exchange and promissory notes necessary for the purpose of the corporation under the hands of the president and secretary thereof after authority of the committee of the said corporation so to do; and in no case shall it be necessary that the seal

of the corporation be affixed to any such bill or note nor shall the president or secretary be individually liable or responsible therefor:

Provided that nothing herein contained shall be construed to authorize the corporation to issue notes or bills of exchange payable to bearer or intended to be circulated as money or as notes or bills of a bank.

8. Notwithstanding anything hereinbefore contained the said corporation shall have power to lease any portions of the real estate held by such corporation upon such terms and for such period as may be agreed upon.

9. The club hereby constituted shall be subject to all provisions for the inspection, control and regulation of clubs in the province which may hereafter be passed by the Legislature.

10. This Act may be cited as "*The Benevolent and Protective Order of Elks Club of Calgary Act.*"

No. 59.

SECOND SESSION
THIRD LEGISLATURE

5 GEORGE V

1914

BILL

An Act to incorporate "The Benevolent and Protective Order of Elks Club of Calgary."

Received and read the

First time.....

Second time... ..

Third time... ..

EDMONTON:
J. W. Jeffery, Government Printer
A.D. 1914