

# BILL

No. 12 of 1915.

An Act to confirm and validate an Agreement between the Town of Taber and the Trustees of Certain Lands therein, and to vest said lands in the said town.

(Assented to \_\_\_\_\_, 1915.)

WHEREAS on or about the year 1905 all of section five (5), in township ten (10), in range sixteen (16), west of the fourth (4th) meridian, in the Province of Alberta, was granted by the Dominion Government to William F. Russell, William Probert and Ranson A. Van Orman, as trustees under the provisions of the Hamlet clause of *The Dominion Lands Act*; and

Whereas the beneficiaries of this trust would appear to be all those homesteaders in the district surrounding the property granted to the trustees who availed themselves of the privileges thereby granted; and

Whereas no record has been kept of such beneficiaries and it is not possible to ascertain the names and addresses of all such; and

Whereas the hamlet thus formed on said section five (5) has developed into a part of the Town of Taber and it is desired that the said town shall have the benefit of the said trust; and

Whereas after long continued litigation a settlement has been arrived at between the Town of Taber and the said trustees, with the consent of all the known beneficiaries, that all moneys held by the said trustees on account of the trust, after deducting the costs of said litigation, and the title to all the remaining lands in said section five (5), be transferred to the said Town of Taber; and

Whereas a petition has been presented praying that the said settlement be confirmed and validated, and the said lands vested in the said Town of Taber for all the estate, right, title, and interest, of the said trustees and for all the estate, right, title, and interest, of any and all beneficiaries of the said trust who do not commence action by suit in the proper court against the said trustees within one year from the passing of this Act;

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

1. That the agreement made between the Town of Taber and the trustees of section five (5), in township ten (10), in range sixteen (16), west of the fourth (4th) meridian, in the Province of Alberta, whereby the said trustees agreed to pay over to the said town the sum of nine hundred and fifty dollars (\$950.00) net, cash proceeds of said trust, and to transfer to the said town the balance of said section five (5), more particularly described as follows:

All of block seven (7), the west half of block six (6), lots one (1) to twelve (12) inclusive, and lots fifteen (15) to twenty-six (26) inclusive in block thirty-eight (38), lots one (1) to nine (9) inclusive, and fourteen (14) to twenty-six (26) inclusive in block four (4), and lot two (2) in block twenty-three (23), all according to a plan of part of the Town of Taber of record in the land titles office for the South Alberta Land Registration District as Taber 5365-1, be and is hereby confirmed and validated,

and that upon the registration of the said transfer of said lands to said town the same shall be vested in the said town for all the estate, right, title, and interest, of the said trustees, and of any and all beneficiaries of the said trust, who do not commence action by suit in the proper court against the said trustees within one year from the passing hereof.

2. That the said Town of Taber shall from time to time and at all times hereafter well and truly save, defend and keep harmless, and fully indemnify the said trustees from and against all loss, costs, charges, damages and expenses, which the said trustees, or any of them, may at any time or times hereafter bear, sustain, suffer, be at, or be put unto, for, or by reason of, or on account of any action brought by any beneficiaries of the trust hereinbefore referred to, within the time herein specified.

No. 12

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THIRD SESSION  
THIRD LEGISLATURE  
5 GEORGE V  
1915

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BILL

An Act to Confirm and Validate an Agreement between the Town of Taber and the Trustees of Certain Lands therein, and to vest said lands in the said town.

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Received and read the

First time . . . . .

Second time . . . . .

Third time . . . . .

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HON. MR. McLEAN.

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EDMONTON:  
J. W. JEFFERY, Government Printer  
A.D. 1915