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Ordinance No. 193

An ordinance to provide for the enlargement and extension of the system of water works of the Town of Las Animas, TO PROVIDE FOR THE ISSUANCE of negotiable coupon bonds of said Town in the aggregate sum of one hundred Thousand Dollars (\$100,000.00) to raise funds therefor and to provide for the payment of the principal thereof and interest thereon.

Whereas, a majority of the voters of the Town of Las Animas, who are to tax payers render the law, voting on the question at a special election in said town duly called and legally held on the 16th day of July A.D. 1907, by vote approved the enlargement and extension of water works of said Town, now therefore be it Ordained by the Board of Trustees of the Town of Las Animas:

Section 1.

That the system of water works of the Town of Las Animas be enlarged and extended in accordance with the provision of Ordinance No. 178, passed and adopted the 17th day of June A.D. 1907, said system when so enlarged and extended, to be owned, managed and operated by the Town.

Section 2.

That suitable and necessary grounds, rights of way, and water rights be acquired by said Town by purchase, donation, condemnation or otherwise for the proper enlargement, extension construction, operation and maintenance of Water Works.

Section 3

That for the purpose of providing funds for the enlargement extension, construction and erection of such system of water works, the Town shall issue its negotiable coupon bonds in the aggregate amount of one Hundred Thousand (\$1000.00) Dollars each payable in lawful money of the United States and bearing interest from and after this date, to-wit: the first day of August A.D. 1908, at the rate of six (6%) per cent annum, payable semi-annually on the first day of February and August in each year, said interest evidenced by coupons attached to said bonds, Said bonds shall be numbered in regular and payable in the order of this number at the pleasure of the Town, of Las Animas, at any time after ten years from date, and shall be absolutely due and payable in fifteen years from date thereof; said bonds and the coupons attached thereto shall be payable at the First National Bank, New York. Said bonds shall be signed by the Mayor Attested by the Town Clerk under the official seal of said Town, and shall be recorded in a book to be kept by him for that purpose The interest coupons shall bear the original fac-simile signature of the Treasurer of said Town.

Section 4

Said bonds shall be in substantially the following form  
United States of America  
No.

STATE OF COLORADO  
TOWN OF LAS ANIMAS COUNTY OF BENT

\$1000.00

Las Animas Water Bond.

\$1000.00

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The Town of Las Animas, in the County of Bent and State of Colorado, acknowledges itself indebted, and promises to pay to bearer one Thousand Dollars (\$1000.00) in lawful money to the United States of America, for value received, redeemable at the option of the said Town after ten years, and absolutely due and payable fifteen years from the date hereof, with interest thereon at the rate of six per cent, per annum, payable semi-annually on the first day of February and the first day of August in each year, upon the presentation and surrender of the annexed coupons as they severally become due, both principal and interest payable at the First National Bank, New York.

This bond is one of a series of one hundred bonds of like date, tenor and denomination, numbered from first to last, issued by the Board of Trustees of the Town of Las Animas for the purpose of raising funds for the construction of a system of Water works in said Town, under the authority of, and in full conformity with Chapter CIX of the General Statutes of Colorado, and all amendments thereto, and under the authority of and in full conformity with an act of the General assembly of the State of Colorado entitled: "An Act concerning water works, gas works and electric light works in towns and Cities, and to repeal all acts and parts of acts in conflict herewith, "Approved April the 6th, 1899, and under the authority of a vote of such duly qualified election of said Town of Las Animas as were tax payers under the law of an election duly called and legally held on the 16th day of July A.D. 1907, and is hereby recited that the terms and conditions thereof have been fully complied with by the authorities concerned in the issuance of this bond.

And it is hereby further certified and recited that all acts and things required to be done, and conditions and things required to exist, precedent to and in the issuing of this bond, to render the same lawful and valid, have happened, been properly done and performed, and to exist in regular forms, time and manner as required by law, It is further recited that provision has been made for the levy and collection of an annual tax sufficient to pay interest on this bond and also the principal there of when they become due.

The faith and credit of the Town of Las Animas are hereby pledged for the punctual payment of the principal and interest of this bond.

In Testimony where of the Board of Trustees of the Town of Las Animas has caused this bond to be signed by the Mayor of said Town attested by the Clerk thereof, under the seal of the Town this 1st. day of August A.D. 1908.

ATTEST:

Ida Z. Laudy Town Clerk

SEAL W.G. Branson, Mayor

(Form of Coupon)

\$30.00

\$30.00

On the first day \_\_\_\_\_

190 \_\_\_\_\_

The Town of Las Animas in the County of Bent, State of Colorado will pay the bearer Thirty Dollars at the First National Bank, New York being six month interest on Las Animas Water Bond Attached to Bond No.

P.G. Scott, Town Treasurer.

Section 5

That said bonds shall be sold as soon after their issue as practicable and delivered by the Town Treasurer to the purchase thereof, and the proceeds thereof shall be used for the purpose of enlarging and extending the system of Water Works of said Town and the purchase of suitable and necessary grounds, rights of way and water rights therefor.

Section 6

Whenever said Town of Las Animas shall elect to pay any of said bonds after the 1st. day of August A.D. 1918, and before same are absolutely due according to the terms thereof, the Clerk, of said Town shall cause to be published for at least from successive weeks in a weekly newspaper published in the

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Town of Las Animas, and also in the Commercial and Financial Chronicle of the City of New York, a notice specifying the number of numbers of the bonds proposed payment, and the interest on such bond or bonds so called shall cease sixty days after the first publication of such notice; and the bonds so called upon there surrender shall be paid by said Town, and when paid, together with the unmatured coupons shall be destroyed.

Section 7

After said Town shall have completed the construction of such Water Work, the same shall be operated and managed by said Town, and all water taxes, rents and rates for water furnished and used therefrom shall be directly collected by said Town in such manner as shall be directly collected by said Town in such manner as shall be provided by Ordinance, and the proceeds of said taxes, rates and rents, together with all income therefrom, including the plumbing and tapping of mains and laying and connecting supply pipes thereto, shall be used first to defray the running expenses of such water works and to keep the same in repair; second, for extending the mains thereof and making improvements and additions to said system of Water Works whenever, in the opinion of the Board of Trustees of said Town, such extensions, improvements and additions shall be necessary and expedient and shall have been ordered by a majority of all members of the said Board of Trustees, and the balance of said income from Water works, after paying the running expenses, repairs, extensions, improvements and additions, shall constitute a fund to pay the principal and interest of said bonds.

Section 8.

The Board of Trustees of the Town of Las Animas shall annually levy or cause to be levied and devote to the payment of the interest on this bonded debt, a tax upon all taxable property, within the corporate limits of the Town of Las Animas, sufficient to pay the annual interest on all of said bonds outstanding, or so much as shall be necessary, if any, after the income from said water works shall have been used as provided herein for that purpose, and for the purpose of extinguishing the principal of the debt within the time limited for the debt to run after four years from the first day of August A.D. 1908, there shall be annually levied upon all taxable property within the corporate limits of the Town of Las Animas such a tax as shall create a yearly fund equal to ten per cent, of the whole amount of such bonds issued, if any shall be necessary after using said fund from the income accumulated from said water works, which fund shall be called the redemption fund, and all taxes for interest on said bonds, and for the redemption of said bonds shall be paid in cash only and shall be kept by the Town Treasurer as a special fund and shall be kept by the town Treasurer as a special fund and shall be used in payment of interest on such bonds and for the redemption of such bonds only and such taxes shall be levied and collected as other taxes.

Section 9

After the construction of said water Works, the tapping of mains thereof for the purpose of attaching supply pipes thereto, and the laying of such supply pipes, digging of trenches therefor from the main to the sidewalk and placing stops therein whenever the same shall be required, shall be done only by the employees of the Town engaged for that purpose; and the proceeds thereof shall be treated as income from said water works and devoted to the interest and redemption funds as hereinbefore provided; and no contract shall be made with, or permission given to any person or company, or corporation, to tap any mains or lay said supply pipes or to run or operate said water works otherwise than as herein provided.

Section 10

This Ordinance shall be and remain inoperative until said bonds and the interest thereon shall have been fully paid as herein provided.

Section 11.

This Ordinance immediately upon its passage, shall be authenticated by the signature of the Mayor and Clerk and recorded in the Book of Ordinance of said Town kept for that purpose, and shall be published in the Bent County Democrat and shall be in full force and effect five days after such publication.

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Adopted and approved this 13th day of July, A.D. 1908.  
Ayes- Weil, Sullivan, Neher, Love, Newell. Nays: None Absent; Vigar.

ATTEST:

Ida Z. Laudy  
Town Clerk

W.G. Branson  
Mayor

STATE OF COLORADO )  
                          ) SS  
COUNTY OF BENT )

I, Ida Z. Laudy, Town Clerk of the Town of Las Animas, Colorado, do hereby certify that the foregoing Ordinance was introduced and read at a regular meeting of the Board of Trustees of the Town of Las Animas, previous to its adoption, and was published in full in the Bent County Democrat, a newspaper of general circulation, published in said Town of Las Animas ten days before its adoption by said Board of Trustees.

Witness my hand and official seal of said Town of Las Animas this 13th. day of July A.D. 1908.  
Ida Z. Laudy  
Town Clerk