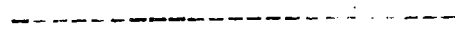


ORDINANCE NO. 54

PROVIDING FOR THE ISSUANCE OF MUNICIPAL BONDS OF THE TOWN OF SAN ANSELMO, TO PAY FOR THE COST OF BUILDING, CONSTRUCTING, EXTENDING AND COMPLETING A SEWER SYSTEM IN SEWER DISTRICT NO. 1, OF THE TOWN OF SAN ANSELMO, AS DIVIDED AND CONSTITUTED BY ORDINANCE NO. 47, PASSED AND ADOPTED AUGUST 4TH, 1909, IN THE AMOUNT OF \$15,000.00, PAYABLE IN 20 YEARS, WITH INTEREST AT THE RATE OF 4 1/2% PER ANNUM, PAYABLE SEMI-ANNUALLY.



The Board of Trustees of the Town of San Anselmo do ordain as follows:

SECTION 1: That all of the requirements of law have been complied with in calling and holding the special election, held in Sewer District No. 1, of the Town of San Anselmo, as divided and constituted by Ordinance No. 47, passed and adopted August 4th, 1909, on Tuesday, the 31st day of August, 1909, at which election a proposition for issuance of bonds of said Town was submitted to the voters of said Sewer District No. 1, of the Town of San Anselmo, as divided and constituted by Ordinance No. 47, passed and adopted August 4th, 1909, pursuant to the provisions of an Act of the Legislature, entitled "An Act to provide for separate sewer districts within municipalities", approved April 21, 1909.

SECTION 2: That at eight o'clock P. M., Tuesday, September 7th, 1909, the day following the first Monday after said election, said first Monday following said election being a legal holiday, to-wit: Labor Day, the said Board of Trustees met in special public session in said Town at its meeting place, designated by ordinance to canvass the returns of said election, whereupon the clerk of said Town, being in attendance, produced all the returns of said special election, which were in due form and as by law prescribed, and which had been duly returned to and filed with said clerk by the election officers, and then and there the said Board of Trustees proceeded to make a canvass of said returns in public by opening said returns, and by estimating the vote of said Sewer District No. 1 of said Town of San Anselmo, for and against the proposition voted upon at said election, and by declaring the result thereof, and the said Board of Trustees

did then and there, as soon as said result was so declared, cause a statement of the result of said election to be entered on the minutes of said meeting by the Clerk of said Town, in accordance with the provisions of section 1362 of the Political Code of California, which entry was thereupon duly made upon the records of said Board. That as the result of said canvass, said Board of Trustees did determine and declare, and does hereby certify, and said statement so entered by the Clerk shows, that said proposition received, at said special election, the affirmative vote of more than a majority of all the voters voting at said special election, and that by said special election, the issuance of the bonds of said Town of San Anselmo specified in said proposition, amounting in all to the principal sum of Fifteen thousand Dollars (\$15,000.00), was authorized.

SECTION 3: That the Town of San Anselmo shall incur a bonded indebtedness in the aggregate principal sum of Fifteen thousand Dollars (\$15,000.00), as specified in said proposition, as set forth in Ordinance No. 48 of said Town, that is to say:

A bonded indebtedness of Fifteen thousand Dollars (\$15,000.00), for the cost of building, constructing, extending and completing a sewer system in and for said Sewer District No. 1. The interest and sinking fund, for the payment of such bonds, to be derived, exclusively, from taxes levied upon property within said Sewer District No. 1.

SECTION 4: That the bonds of said Town for the payment of said indebtedness so to be incurred, shall issue, as hereinafter set forth, and shall be sold in accordance with law and with the terms of this Ordinance. said bonds shall be negotiable in form, and of the character known as serial, and shall be Twenty (20) in number, and numbered from 1 to 20, both inclusive, and shall be of the denomination of Seven hundred and fifty Dollars (\$750.00) each, and shall bear interest from their date until their maturity, at the rate of four and one-half per cent. (4 1/2%) per annum, payable semi-annually, which interest shall be evidenced by coupons attached to said bonds respectively, and each of said coupons shall

54

represent six percent interest on the principal of the bonds which it is attached. The principal and interest of said bonds shall be payable at the Treasury of said Town of San Anselmo, in United States Gold Coin. Said bonds shall be dated October 1st, 1909, and the interest coupons shall be payable on the first day of October and the first day of April in each year until and at the respective dates of maturity of said bonds, the first coupon on each bond being made payable on April 1st, 1910. Said Twenty (20) bonds shall be divided into Twenty (20) series, which series shall be respectively numbered from One (1) to Twenty (20) both inclusive, and each series shall consist of One (1) of said bonds, and shall be One-twentieth (1/20) part of the whole amount of said indebtedness, and shall mature and be paid at the respective dates hereinbelow set forth, that is to say:

- Series No. 1 consisting of Bond No. 1, on October 1st, 1910;
- Series No. 2 consisting of Bond No. 2, on October 1st, 1911;
- Series No. 3 consisting of Bond No. 3, on October 1st, 1912;
- Series No. 4 consisting of Bond No. 4, on October 1st, 1913;
- Series No. 5 consisting of Bond No. 5, on October 1st, 1914;
- Series No. 6 consisting of Bond No. 6, on October 1st, 1915;
- Series No. 7 consisting of Bond No. 7, on October 1st, 1916;
- Series No. 8 consisting of Bond No. 8, on October 1st, 1917;
- Series No. 9 consisting of Bond No. 9, on October 1st, 1918;
- Series No. 10 consisting of Bond No. 10, on October 1st, 1919;
- Series No. 11 consisting of Bond No. 11, on October 1st, 1920;
- Series No. 12 consisting of Bond No. 12, on October 1st, 1921;
- Series No. 13 consisting of Bond No. 13, on October 1st, 1922;
- Series No. 14 consisting of Bond No. 14, on October 1st, 1923;
- Series No. 15 consisting of Bond No. 15, on October 1st, 1924;
- Series No. 16 consisting of Bond No. 16, on October 1st, 1925;
- Series No. 17 consisting of Bond No. 17, on October 1st, 1926;
- Series No. 18 consisting of Bond No. 18, on October 1st, 1927;
- Series No. 19 consisting of Bond No. 19, on October 1st, 1928;
- Series No. 20 consisting of Bond No. 20, on October 1st, 1929.

SECTION 5: Said bonds and the coupons thereof

shall be made payable to bearer, but may be registered as by law provided, and thereafter the interest and principal of the bonds so registered shall be payable to the registered owner. Each of said bonds shall have attached thereto interest coupons equal in number to twice the number of years which said bond has to run before its maturity, and said coupons shall be numbered consecutively, the earliest maturing coupon of each bond being numbered One (1)

SECTION 6: The said bonds shall be substantially in the following form, the blanks in said form (and in the form of coupon given below) to be filled in each bond with such figures, words or numbers as shall be appropriate, namely:

"No..... \$750 Series.....  
 United States of America, State of California, County of Marin.  
 Municipal Improvement Bond of the Town of San Anselmo, for the cost of building, constructing, extending and completing a sewer system in and for Sewer District No., 1, of the Town of San Anselmo, as divided and constituted by Ordinance No. 47, passed and adopted August 4th, 1909.

KNOW ALL MEN BY THESE PRESENTS: That the Town of San Anselmo, a municipal corporation, in the County of Marin, in the State of California, hereby acknowledges its indebtedness, for value received, and promises to pay to bearer, or, if this bond be registered, to the registered owner thereof, on the first day of October, in the year 19\_\_, Seven hundred and fifty Dollars (\$750.00), with interest thereon at the rate of Four and one-half per cent. (4 1/2%) per annum, payable semi-annually, on the first day of October, and on the first day of April, in each year, upon the surrender of the annexed coupons, as they severally become due. This bond is one of an issue of bonds of the aggregate face value of \$15,000.00, all of like date and tenor, but maturing at different times, issued by said Town of San Anselmo, for the purpose of providing money for certain municipal improvements of said Town, to-wit: to pay for the cost of building, constructing, extending and completing a sewer system in and for Sewer

District No. 1, of the Town of San Anselmo, as divided and constituted by Ordinance No. 47, passed and adopted August 4th, 1909, under and in pursuance of and in conformity with the provisions of an Act of the Legislature of the State of California, entitled: "An Act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction or completion thereof", (became a law under Constitutional provision without Governor's approval, February 25th, 1901) and the acts of said Legislature amendatory thereof or supplemental thereto; and an Act of the Legislature of the State of California, entitled: "An Act to provide for separate sewer districts within municipalities" (approved April 21st, 1909) and pursuant to and in strict conformity with the Constitution and laws of the State of California, and with the ordinances of said Town; and pursuant to and in conformity with the affirmative vote of more than a majority of all the voters voting at a special election duly and regularly called, held and conducted in Sewer District No. 1, of the Town of San Anselmo, as divided and constituted by Ordinance No. 47, passed and adopted August 4th, 1909, on the 31st day of August, 1909.

It is hereby certified that all conditions, acts and things essential to the validity of this bond exist, have happened and have been done, and that every requirement of law has been duly complied with, and that the issue of bonds of which this is one is within every debt and other limit prescribed by the laws or Constitution of California, and that a sinking fund has been duly constituted to pay the principal and interest hereof at maturity.

The faith and credit of said Town, and all the property in said Town, are hereby pledged to the punctual payment of the principal and interest of this bond according to its terms.

Both principal and interest of this bond are payable in gold coin of the United States of America, at the Treasury of said Town of San Anselmo.

IN WITNESS WHEREOF, the said Town of San Anselmo

has caused this bond to be signed by the President of its Board of Trustees, and by its Treasurer, and has caused the Clerk of said Town to countersign this bond and to affix the corporate seal of said Town thereto, and has caused each of the interest coupons attached hereto to be signed by its Treasurer, all on the first day of October, in the year 1909.

TOWN OF SAN ANSELMO

BY

\_\_\_\_\_  
President of its Board of  
Trustees

(Seal of Town)

\_\_\_\_\_  
Treasurer of said Town.

Countersigned by

\_\_\_\_\_  
Clerk of said Town.

That said coupons shall each be substantially in the following form, namely:

Coupon No. .... \$16.87 1/2

On the first day of \_\_\_\_\_, 190-, the Town of San Anselmo will pay to the bearer hereof, at the Treasury of said Town, in the County of Marin, State of California, the sum of sixteen Dollars and eighty-seven and one-half Cents (\$16.87 1/2), in United States Gold Coin, for the semi-annual interest then due on its Municipal Improvement Bond for the cost of building, constructing, extending and completing a sewer system in and for Sewer District No. 1, of the Town of San Anselmo, as divided and constituted by Ordinance No. 47, passed and adopted August 4th, 1909, No. \_\_\_\_\_, dated October 1st, 1909.  
Dated October 1st, 1909.

\_\_\_\_\_  
Treasurer of said Town of  
San Anselmo.

SECTION 7: That the President of the Board of Trustees of the Town of San Anselmo, namely: W. E. Jones (who is its Chief Executive) and the Treasurer of said Town, namely:

54

L. R. S. Holmespe, and they hereby are, authorized and directed, respectively as such officers, to sign each of said bonds; and the Clerk of said Town, namely: A. A. Moore, is hereby authorized and directed to countersign the same and to affix the corporate seal of said Town thereto; and the said Treasurer is hereby authorized and directed to sign each of said interest coupons, either by his own hand, or by lithographed or engraved fac-simile of his signature, and such signing, countersigning and sealing shall be a sufficient and binding execution of each and every of such bond and coupon by said Town.

SECTION 8: The Board of Trustees of said Town shall at the time of fixing the general tax levy, and in the manner for such general tax levy provided, levy and collect annually each year until said bonds are paid, or until there shall be a sum in the Treasury of said Town set apart for that purpose, to meet all sums coming due for principal and interest on said bonds, a tax, exclusively, upon the property within said Sewer District No. 1, of the Town of San Anselmo, as divided and constituted by Ordinance No. 47, passed and adopted August 4th, 1909, sufficient to pay the annual interest on said bonds, and also such part of the principal thereof as shall become due before the time for fixing the next general tax levy. The taxes herein required to be levied and collected from said Sewer District No. 1, of the Town of San Anselmo, as divided and constituted by Ordinance No. 47, passed and adopted August 4th, 1909, shall be, in addition to all other taxes levied for municipal purposes, upon the property within said Sewer District No. 1, and shall be collected at the same time and in the same manner as other municipal taxes are collected, and shall be used for no other purpose than the payment of said bonds and accruing interest. A sinking fund shall be kept by the Treasurer of said Town, and shall be designated on the Books of said Town as "Municipal Improvement Bond sinking fund of Sewer District No. 1", and the proceeds of the said tax levies for payment of the principal and interest of said bonds shall be paid into said sinking fund as soon as collected, and shall remain in such sinking fund until required for the re-

pective payments of principal and interest, as aforesaid; and when the several payments of principal and interest shall fall due, the Treasurer of said Town and his respective successors in office are hereby authorized, directed and ordered to pay out of the moneys in such sinking fund the amount or amounts of principal and interest of said bonds at maturity, when demand shall be made therefor as by law provided, and none of the moneys paid into said sinking fund shall be used for any other purpose than the payment of the principal and interest of said bonds until the whole amount thereof shall have been paid.

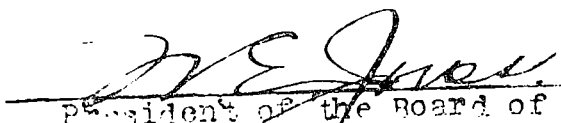
SECTION 9: There is also hereby constituted and established a fund to be known and designated as "Municipal Improvement Fund" of Sewer District No. 1, which shall be kept by the Treasurer of said Town, and all proceeds of said bonds shall be placed in the Municipal Treasury to the credit of said fund last mentioned, and shall be applied exclusively to the purposes and objects mentioned in said Ordinance No. 48 of said Town.

SECTION 10: The Clerk of said Town is directed to cause to be lithographed or engraved a sufficient number of blank bonds and coupons of suitable quality, and to fill in the blanks thereof to comply with this ordinance, and to deliver the said bonds and coupons ready for signature by the proper officers to the Treasurer of said Town, who shall safely keep the same until they shall be executed and delivered to purchasers.

SECTION 11: Said bonds shall be sold by this Board of Trustees at such time and in such manner as it may hereafter order by resolution, but for not less than par and accrued interest.

SECTION 12: This Ordinance shall take effect and be in force from and after its passage and approval.

Adopted and passed by the Board of Trustees,  
this 30<sup>th</sup> day of September, 1909

  
President of the Board of  
Trustees of the Town of  
San Anselmo.



Attest:

A. A. Moore.  
Clerk of the Town of San Anselmo.

Presented to and approved by me, this 30<sup>th</sup> day  
of September, 1909.

[Signature]  
President of the Board of  
Trustees of the Town of  
San Anselmo.

I hereby certify that the foregoing ordinance was  
introduced and read at a regular <sup>adjourned</sup> meeting of the Board of  
Trustees of the Town of San Anselmo, held on Friday, the 17th  
day of September, 1909, and that said ordinance was thereafter  
passed and adopted by said Board of Trustees at a regular <sup>adjourned</sup> meeting  
of the Board, held on the 30<sup>th</sup> day of September, 1909, by the fol-  
lowing vote:

Ayes, Trustees, Robinson, Crisp and Jones.

Noes, None.

Absent: Trustees, Trustead and Ashworth.

And I further certify that said ordinance was pre-  
sented to and signed and approved by the President of said Board  
of Trustees, on the 30<sup>th</sup> day of September, 1909.

(SEAL OF TOWN)

A. A. Moore.  
Clerk of Town of San Anselmo.

STATE OF CALIFORNIA. )  
 COUNTY OF MARIEN. ) ss.  
 TOWN OF SAN ANSELMO. )

I, A. A. MOORE, Town Clerk of the Town of San Anselmo and ex-officio Clerk of the Board of Trustees of said Town, hereby certify that the foregoing is a full, true and correct copy of an ordinance lawfully and duly passed at a regular, adjourned meeting of the Board of Trustees of said Town, not less than five days after the date of its introduction.

That the said ordinance was numbered 54 and entitled \_\_\_\_\_  
 \_\_\_\_\_ See below.

That the said ordinance was thereafter duly posted in accordance with law and the order of said Board of Trustees in three conspicuous places in said Town.

In witness, whereof, I have hereunto set my hand and affixed the Corporate Seal of the Town of San Anselmo, at my office in said Town, this 23<sup>rd</sup> day of October 1909.

A. A. Moore

CLERK OF THE TOWN OF SAN ANSELMO.

Provided by the issuance of municipal bonds of the Town of San Anselmo to pay for the cost of building, constructing, extending and completing a sewer system in Sewer District #1, of the Town of San Anselmo as divided and constituted by Ordinance No. 47 passed and adopted August 5<sup>th</sup> 1909, the amount of \$15,000<sup>00</sup> payable in 20 years with interest at the rate of 4 1/2 % per annum payable semi-annually.