

BY-LAW NO. 760

of the RURAL MUNICIPALITY of Morris to enable the said Municipality to borrow money for the purpose of furnishing seed grain and fodder to farmers who are unable to procure seed grain for the Spring seeding season of 1950 or fodder until new feed is available in

WHEREAS under the provisions of Division IV of Part IX of "The Municipal Act," it is provided that any rural municipality may if authorized by the Lieutenant-Governor-in-Council in any year pass by-laws:

- (a) For providing and furnishing seed grain or fodder as defined by order of the Lieutenant-Governor-in-Council or both to farmers within its boundaries who are unable to procure same.
(b) For borrowing on the credit of the municipality for the purpose the sum or sums not exceeding an amount authorized therefor in that year by order of the Lieutenant-Governor-in-Council; by either:
(i) issuing for the sum or sums so borrowed the promissory note or notes of the municipality payable at such time or times with interest at such rate not exceeding 6 per cent. per annum as is agreed upon between municipality and the lender or
(ii) issue and sale of debentures for any time not exceeding five years bearing interest not exceeding six per cent. per annum repayable in equal annual instalments or as nearly so as possible.

AND WHEREAS by Order-in-Council No. 1390/50, the rural municipality of Morris is authorized to borrow in the year 1950 a sum not exceeding \$10,000.00 for the purpose of furnishing seed grain or fodder or both.

AND WHEREAS the council of the rural municipality of Morris has decided to borrow from for the purposes aforesaid the sum of ten thousand Dollars;

NOW THEREFORE the council of the rural municipality of Morris enacts as follows:

- 1. There may be borrowed from for the purposes set forth in the recital to this By-Law the sum of ten thousand dollars and the Reeve and Secretary-Treasurer be and are hereby authorized to sign a promissory note or notes in the prescribed form in favor of for the said sum payable on , and bearing interest at per centum per annum both before and after maturity until paid.
2. The said Reeve and Secretary-Treasurer of the municipality be and are hereby authorized and empowered to deliver the said note or notes to the and to make and deliver to the said any renewal or renewals thereof and that the said promissory note or notes and any renewal or renewals thereof shall be valid, legal and binding upon the said municipality and all the assets and property thereof.
3. No seed grain or fodder under this By-Law shall be supplied to any person except to farmers who are unable to procure seed grain for the spring seeding season of or fodder until new feed is available in , and in such cases only upon the recommendation and approval in writing of the Reeve or Acting Reeve of the municipality in which the land for which the seed grain is required is situate, and no amount loaned to any one individual for the purpose of providing such seed grain and fodder shall exceed the sum of Three Hundred Dollars for each quarter section of land upon which seed grain is to be sown.
4. The Secretary-Treasurer of the municipality shall take from each person to whom seed grain or fodder is supplied an application on a form to be supplied by the municipality and a promissory note or notes payable to the municipality bearing interest at the rate of per cent. per annum and payable on demand.
5. Where the applicant is an owner, the amount of the promissory note of

such applicant given for seed grain so supplied shall be a first and prior lien and charge upon the lands of the applicant and may be entered in the collectors roll and collected as taxes in arrears.

6. Where the applicant is a tenant of land, the municipality shall not make any advance of seed grain or fodder to him, except by and with the consent of the owner of the land endorsed on the application, in which case both the applicant and the owner shall make and deliver a joint and several promissory note in favor of the municipality for the amount of such advance; provided that in cases where the Crown is the owner of the land, it shall not be necessary for the Crown to join in the promissory note in favor of the municipality.

7. Notwithstanding the provisions of the preceding paragraph, the municipality may in its discretion, where the applicant is a tenant, dispense with the consent of the owner to the application, in which case the applicant shall make and deliver his promissory note in favor of the municipality, but such promissory note shall not be a lien or charge upon the land of the owner.

8. All moneys lent to or borrowed by a municipality for seed grain or fodder shall form a fund separate and distinct from the other funds of the municipality and shall be kept in a separate and distinct account both in the bank and in the books of the municipality, and the Clerk of the municipality, upon the request of the Provincial Treasurer, shall furnish to him monthly on the last day of each and every month a detailed statement showing the moneys borrowed, the amount still outstanding and unpaid, and all moneys standing to the credit of such account, together with any other information he requires.

9. It is expressly declared and agreed that in all other respects all the provisions of Division IV of Part IX of "The Municipal Act" shall be applicable to all advances of seed grain and fodder by municipalities made under the provisions of said Act, and shall be deemed to be incorporated herein and form a part of this By-Law.

DONE AND PASSED in Council assembled at the Town of Morris .....  
in the Province of Manitoba, this .....29th.....day of May.....  
A.D...1950.....

(SEAL OF MUNICIPALITY)

.....B. W. Thuse.....  
Reeve.  
.....Les. Pottinger.....  
Secretary-Treasurer.