**ORDINANCE # 15 SERIES 1905**

**An ordinance authorizing and directing the issuance of negotiable. Pond bonds of the city of Austin in the sum of $6000.00 for the purpose of raising funds for purchasing, securing, constructing, acquiring, and maintaining a water work system to supply the city with water, defining the time and manner of issuing said bonds. And the date of their maturity and authorizing the creation of a sinking fund and providing for the levy of a tax for the purpose of paying the principal and interest thereon.**

 **Whereas, under an act of the legislature of the State of Oregon, entitled “An Act to incorporate the town of Lostine, Wallowa County, Oregon.” Filed in the office of the Secretary of the state, December 28th, 1903 and an act entitled “An Act to amend Section 4 and to amend sub. Division 22 of section 11. And to amend section 12 of an act entitled. “An act to incorporate town of Lostine, Wallowa county, Oregon.” Filed in the office of the Secretary of State, December 28th, 1903. Filed in the office of the Secretary of State, February 10th, 1905. The city of Lostine was authorized empowered to issue and dispose of negotiable bonds of the city for the purpose of purchasing, securing, constructing, acquiring and maintaining a waterworks system for the purpose of supplying the said city with water and; Whereas, the city was granted power and authority under said acts to issue and dispose of negotiable bonds of the city for the purpose of purchasing, securing, constructing, acquiring and maintaining a waterwork system for the purpose of supplying the said city with water. And whereas, the city is now without a sufficient supply of water and a waterworks system with which to supply the city with good and wholesome water, or to protect it in case of fire. It is, therefore deemed necessary and convenient that a system of waterworks be constructed whereby the city. And its inhabitants may be supplied with good and wholesome water. And also, in case of conflagration, And other purposes. And;**

 **Whereas the city has not upon hand a sufficient amount of money with which to pay for the cost of the construction of such waterwork system, it is deemed necessary to issue negotiable coupon bonds of the city and to sell the same for the purpose of raising a sufficient amount of money in order to construct and maintain such water systems. Now therefore be it ordained by the Common Council of the city of Lostine.**

Section 1.

 That to enable the town to raise and provide funds for the purpose of paying the expense of constructing a waterworks system with which to provide the city with good and wholesome water there be and is hereby issued 30 bonds of the city of Lostine, in the sum of $200 each. Payable in 10 years from the date thereof, with interest thereon payable semiannually.

Section 2.

 That the bonds mentioned in the foregoing section shall bear date and draw interest from the first day of June, 1905. And be made payable upon the first day of June, 1915. And shall bear interest at the rate of 8%. Per annum from the date thereof until the payment thereof, interest to be due and payable semiannually, on the first day of December and the first day of June in each year. said bonds to be numbered from 1 to 30, both numbers to be inclusive and shall contain a recital showing that the same were legally issued and shall contain a provision irrecoverable. Pledging the faith and credit of the city of Lostine to the full payment. In the United States gold coin of the principal and interest thereof at the Office of the City Treasurer, at the City of Lostine, at the time or times the same shall become due or upon the surrender of the said bonds. Or of the coupons were interests attached thereto. Said bonds shall further recite that all acts. Conditions and things required to be done precedent to the issuance of the bonds have been properly done, happened and performed in regular and due time. Form and manner as by law required, and that the total debt of said city of Lostine, including this issue of bonds, does not exceed the limitations provided by the Charter of the City, nor of the Constitution and laws of the state of Oregon.

Section 3.

 To each of said bonds shall be attached. 20 coupons for the sum of $8 bearing the same number as the bond and representing the interest thereof for each consecutive half year from the date of said bonds and payable on the date therein mentioned at the place. And in the manner provided by Section 2 of this ordinance.

Section 4.

 That the bonds herein mentioned shall be signed by the mayor and countersigned by the Recorder of the city, and to be sealed with the seal of the city, and the coupons attached to said bonds shall be signed by the Treasurer.

Section 5.

 There shall be levied annually a tax upon all the taxable property of the city sufficient to meet the interest upon said bonds, as the city interest falls due, and all monies collected from the water rates shall be kept separate from all other funds and shall be known. As the water fund. And shall be issued only to pay the cost incurred by the city in operating such waterworks and extending and improving the same and the service. Surplus funds collected from the water rates shall go to create a sinking fund with which to pay the principal of such bonds at maturity, and in case such surplus funds shall be insufficient to meet the principal at the date of maturity. Start then a general tax upon all the taxable property of the city shall be levied at a sufficient time before the maturity of the bonds, so that the money derived from said surplus funds and general tax will be sufficient to meet and discharge. The principle of said bonds at the date of their maturity.

Section 6.

 The bonds to be issued under the provisions of this ordinance shall be disposed of to such persons, person or corporation. And in such manner and for such, some as the Common Council shall by ordinance provide.

 Passed the Common Council on the 10th day of April AD 1905.

 Approved the 21st day of April. Eighteen 1905.