

ORDINANCE NO. 182

AN ORDINANCE SPECIFYING THE INTEREST RATE AND MATURITIES OF THE BONDS AUTHORIZED BY ORDINANCE NO. 179 ADOPTED FEBRUARY 17, 1947; FIXING THE FORM OF SAID BONDS; PROVIDING FOR THE SALE OF A PORTION OF SAID BONDS TO H. P. PRATT AND COMPANY; AND AMENDING SAID ORDINANCE NO. 179 TO PROVIDE THAT THE BONDS AUTHORIZED BY SAID ORDINANCE SHALL NOT EXCEED \$45,000 IN AMOUNT AND SHALL MATURE IN FROM NOT LESS THAN TWO TO NOT MORE THAN THIRTY YEARS FROM DATE OF ISSUANCE.

BE IT ORDAINED by the Town Council of the Town of Granite Falls, Washington, as follows:

Section 1: Town of Granite Falls Water Revenue Bonds, Series C, shall be numbered, shall bear interest, and shall mature in accordance with the following schedule, to-wit:

<u>Numbers</u>	<u>Par Value</u>	<u>Coupon Interest Rate</u>	<u>Maturity</u>
1	\$ 500	3%	Aug. 1, 1955
2	\$ 500	3%	Aug. 1, 1956
3-5 inclusive	\$ 1,500	3%	Aug. 1, 1957
6-8 inclusive	\$ 1,500	3%	Aug. 1, 1958
9-11 inclusive	\$ 1,500	3%	Aug. 1, 1959
12-14 inclusive	\$ 1,500	3%	Aug. 1, 1960
15-17 inclusive	\$ 1,500	3%	Aug. 1, 1961
18-20 inclusive	\$ 1,500	3%	Aug. 1, 1962
21-24 inclusive	\$ 2,000	3%	Aug. 1, 1963
25-28 inclusive	\$ 2,000	3%	Aug. 1, 1964
29-32 inclusive	\$ 2,000	3%	Aug. 1, 1965
33-36 inclusive	\$ 2,000	3%	Aug. 1, 1966
37-40 inclusive	\$ 2,000	3%	Aug. 1, 1967
41-44 inclusive	\$ 2,000	3 1/2%	Aug. 1, 1968
45-48 inclusive	\$ 2,000	3 1/2%	Aug. 1, 1969
49-52 inclusive	\$ 2,000	3 1/2%	Aug. 1, 1970
53-56 inclusive	\$ 2,000	3 1/2%	Aug. 1, 1971
57-60 inclusive	\$ 2,000	3 1/2%	Aug. 1, 1972
61-64 inclusive	\$ 2,000	3 1/2%	Aug. 1, 1973
65-68 inclusive	\$ 2,000	3 1/2%	Aug. 1, 1974
69-72 inclusive	\$ 2,000	3 1/2%	Aug. 1, 1975
73-76 inclusive	\$ 2,000	3 1/2%	Aug. 1, 1976
77-90 inclusive	\$ 7,000	3 1/2%	Aug. 1, 1977

Bonds numbered One (1) to Sixty (60), inclusive, shall be non-callable prior to the respective maturity dates thereof. Bonds numbered Sixty-one (61) to Ninety (90), inclusive, shall be callable on August 1, 1957, or on any subsequent semi-annual interest coupon maturity date, in inverse numerical order, highest numbers first. Any call for retirement of said bonds shall be published weekly for two successive weeks in some newspaper published in the English language and of general circulation in Snohomish County, Washington, the first publication to be not more than forty-five nor less than fifteen days prior to the interest date upon which said bonds are to be retired; and interest on any bonds so called shall cease on such interest date.

Section 2: The said issue of bonds shall be in substantially the following form to-wit:

UNITED STATES OF AMERICA  
STATE OF WASHINGTON  
TOWN OF GRANITE FALLS

NO. \_\_\_\_\_ Water Revenue Bonds, Series C \$500.00

3%

KNOW ALL MEN BY THESE PRESENTS: That the Town of Granite Falls, State of Washington, acknowledges itself to owe, and for value received hereby promises to pay to bearer on the first day of August, 19\_\_\_, the principal sum of

- FIVE HUNDRED DOLLARS -

together with interest thereon at the rate of 3% per annum until fully paid, payable semi-annually on the first days of February and August of each year; the interest to maturity being evidenced by, and payable upon, the presentation and surrender of the attached interest coupons as they severally become due. Both principal and interest are payable in lawful money of the United States at the Office of the Town Treasurer of Granite Falls, Washington, solely out of the special fund known as "Town of Granite Falls Water Revenue Bond, Series C, Fund" created by Ordinance No. 179 of said Town, as amended.

This Bond is one of an issue of \$45,000 of Bonds of like tenor and effect, except as to maturities, and interest coupon rates, all payable from the Town of Granite Falls Water Revenue Bond, Series C, Fund, and issued by the Town of Granite Falls pursuant to Ordinance No. 179, as amended

for the purpose of providing funds to pay the cost of additions, betterments and replacements to the Water System owned by said Town. Bonds numbered One (1) to Sixty (60), inclusive, shall be non-callable prior to the respective maturity dates thereof. Bonds numbered Sixty-one (61) to Ninety (90), inclusive, shall be callable on August 1, 1957, or on any subsequent semi-annual interest coupon maturity date in inverse numerical order, highest numbers first. Any call for retirement of said Bonds shall be published weekly for two successive weeks in some newspaper published in the English language and of general circulation in Snohomish County, Washington, the first publication to be not more than forty-five nor less than fifteen days prior to the interest date upon which said Bonds are to be retired and interest on any Bond so called shall cease on such interest date.

The Town of Granite Falls hereby agrees with the holder of this Bond that it will keep and perform all of the covenants in this Bond and in said Ordinance No. 179, as amended, to be by it kept and performed, and said Town does hereby irrevocably obligate and bind itself to set aside from the gross revenues of said municipal water works system and all additions thereto, and pay into said fund at least thirty days prior to the respective dates on which the interest, or principal and interest, as the case may be, of this issue of bonds shall become due and payable, amounts sufficient to make such payments as may respectively become due. Said amounts so pledged are hereby declared to be a prior lien and charge upon the gross revenues of said municipal water works system and all additions thereto, superior to all other charges whatsoever, including the necessary cost of maintenance and operation of said system; except that proportion or amount of the revenue of the said water works system previously pledged for payment of Town of Granite Falls Water Revenue Bonds of 1941 and Water Revenue Bonds, Series B, of 1942.

The Town of Granite Falls further binds itself to establish and maintain rates for water service which shall provide sufficient revenues to permit the payment into said special fund of the sums which said Town has pledged to be set aside for the payment of the principal and interest of this bond issue.

It is hereby certified and declared that said bonds are issued pursuant to and in strict compliance with the Constitution and Laws of the State of Washington and of the Ordinances of the Town of Granite Falls and that all acts, conditions and things required to be done precedent to and in the issuance of this Bond have happened, been done and performed as required by Law.

IN WITNESS WHEREOF the Town of Granite Falls, Washington, has caused this Bond to be signed by its Mayor and attested by its Town Clerk and its Corporate Seal to be hereto affixed and the interest coupons attached to be signed by the facsimile signatures of said Officials this \_\_\_\_\_ day of July, 1947.

TOWN OF GRANITE FALLS, WASHINGTON

BY \_\_\_\_\_  
Mayor

Attest \_\_\_\_\_  
Town Clerk

The form of the Interest Coupons shall be substantially as follows:

On the first day of (February) (August), 19\_\_\_\_, the Town of Granite Falls, Washington will pay to bearer at the office of the Town Treasurer the sum of

SEVEN AND 50/100 DOLLARS  
(\$7.50)

in lawful money of the United States from the special fund of said Town known as "Town of Granite Falls Water Revenue Bond, Series C, Fund" said sum being the semi-annual interest due that day upon its Water Revenue Bond, Series C, dated August 1, 1947, and numbered \_\_\_\_\_.

TOWN OF GRANITE FALLS, WASHINGTON

BY \_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
Town Clerk

Coupon No. \_\_\_\_\_

Said bonds shall be printed on lithographed forms, shall be signed by the Mayor and attested by the Clerk and sealed by the Town Seal and the Coupons shall bear the facsimile signatures of the Mayor and Clerk.

Section 3: \$10,000.00 of Town of Granite Falls Water Revenue Bonds, Series C, to-wit: Numbers forty one to sixty, inclusive, shall be issued, sold and delivered to H. P. PRATT and COMPANY of Seattle, Washington upon payment therefor at the price of ninety-three per centum (93%) of

the par value thereof, plus accrued interest, if any, and it is hereby declared by the Town Council that it is for the best interest of the Town of Granite Falls that the offer of said H. P. Pratt and Company to buy said bonds at said price should be accepted.

Section 4: The proceeds of the sale of the foregoing \$10,000.00 of bonds shall be used for the sole purpose of making a portion of the additions, betterments and replacements to the existing water system set forth in Ordinance No. 179; and the Town of Granite Falls through its proper officers and agents shall proceed with the making of same.

Section 5: Section 5 of Ordinance No. 179 is hereby amended to read as follows, to-wit:

"Section 5: The estimated cost, as near as may be of the aforesaid system or plan is hereby declared to be the sum of \$45,000 to be met as follows:

By the issuance and sale of the Town of Granite Falls Water Revenue Bonds, Series C, in amount not to exceed \$45,000 per value. Said bonds shall bear interest at a rate of not to exceed 5% per annum, payable semi-annually with interest coupons attached representing interest to maturity, shall be coupon bonds issued in denominations of \$500.00, and shall be serial in form maturing in from not less than two (2) years from date of issuance to not more than thirty (30) years from date of issuance.

Said bonds shall be in such form as the Town Council shall hereafter fix, and shall be payable at the Office of the Town Treasurer of Granite Falls, Washington.

Said bonds shall be payable only out of the fund hereinafter created and they shall not be a general obligation of the Town of Granite Falls.

There shall be and hereby is created and established a Special Fund called the "Town of Granite Falls Water Revenue Bond, Series C, Fund", which fund shall be drawn upon for the sole purpose of paying the interest and principal of said bonds on and after the date thereof and so long thereafter as any of said obligations are outstanding against said fund.

The Town of Granite Falls hereby binds and obligates itself to set aside any pay into said fund at least 30 days before the respective dates upon which the interest, or principal and interest, as the case may be, of said bonds shall become due and payable, certain fixed amounts, without

regard to any fixed proportion out of the gross revenues of the Water System of the Town of Granite Falls Including all additions, betterments, improvements and replacements thereof, namely an amount equivalent to the respective amounts of interest or principal and interest as the case may be, so falling due upon any and all of said bonds then outstanding. Said gross revenues are hereby pledged to such payments, which shall constitute a charge upon all of such gross revenues prior and superior to all other liens and charges whatsoever including the charges for Maintenance and Operation, except that proportion or amount of the revenue of the water works system thereof previously pledged for payment of the Town of Granite Falls "Water Revenue Bonds" of 1941, and "Water Revenue Bonds, Series B", of 1942.

The Town Council and corporate authorities of the Town of Granite Falls hereby declare that in creating such special fund and fixing the amounts to be paid into it as aforesaid they have considered and have had due regard to the cost of operation and maintenance of the said water system as constructed or added to, and have not bound and committed said Town to set aside and pay into such special fund a greater amount or proportion of the revenue and proceeds of such system than in their judgment will be available over and above such cost of maintenance and operation and the revenues of the said system previously pledged.

The Town of Granite Falls does hereby bind itself irrevocably not to mortgage, sell, lease or in any manner dispose of the municipal water system now belonging to, or which may hereafter belong to it, including all additions, betterments, improvements and replacements hereafter made, until all of the bonds herein authorized and the interest thereon shall have been fully paid; and the said Town hereby covenants and agrees to maintain in good condition and operate said water system and to establish, maintain and collect such rates for water service as will produce gross revenues sufficient to permit payment into said special fund of the amounts required for the payment of the principal of and interest on the bonds herein authorized as they become due; and to pay the amounts required for the payment of the principal and interest of the now outstanding "Water Revenue Bonds" and "Water Revenue Bonds, Series B" which are a lien upon the gross revenues of said systems; and in addition thereto, to pay all costs of maintenance and operation.

The Town of Granite Falls will while any of the Water Revenue Bonds herein authorized remain outstanding keep

proper accounts and records (separate from other accounts and records) in which complete and correct entries shall be made of all transactions relating to the said water system and will furnish the original purchaser of said bonds and any subsequent holder or holders thereof, complete operating and income statements of the said system in reasonable detail covering each fiscal year not more than thirty days after the close of such fiscal year, and will grant any holder or holders of at least 25 per cent of the outstanding bonds hereby authorized the right at all reasonable times to inspect the said system and all records, accounts and data of the said Town relating thereto.

PASSED by the Town Council and approved by the Mayor of the Town of Granite Falls, this 4th day of July, A.D., 1947.

/s/ JACK WEBB  
Mayor of the Town of Granite Falls,  
Washington

ATTEST:

KENNETH ROGERS  
Town Clerk