

BY LAW 449/87  
TOWN OF ELK POINT #043

A BYLAW OF THE TOWN OF ELK POINT, IN THE PROVINCE OF ALBERTA, AUTHORIZING THE MUNICIPAL COUNCIL OF THE TOWN OF ELK POINT TO ENTER INTO AN AGREEMENT WITH THE ELK POINT GOLF AND COUNTRY CLUB, A SOCIETY UNDER THE LAWS OF THE PROVINCE OF ALBERTA.

PURSUANT to the provisions of Section 123 of the Municipal Government Act, being Chapter M-26 of the Revised Statutes of Alberta, 1980, with amendments the Council may pass bylaws acquiring, maintaining and operating municipal golf courses;

WHEREAS the Town of Elk Point is the purchaser of the lands hereinafter described by virtue of an Agreement for Sale entered into with Elk Point Medical Clinic Holdings Ltd. dated the 1st day of January, A.D. 1985;

AND WHEREAS the Elk Point Golf and Country Club is incorporated as a society under the laws of the Province of Alberta for the expressed purposes operating and maintaining a golf facility for the benefit of its members and the general public;

AND WHEREAS the Elk Point Golf and Country Club is desirous of operating and maintaining the golf facilities now established upon the said lands hereinafter described;

AND WHEREAS the Town of Elk Point and the Elk Point Golf and Country Club wish to enter into an agreement regarding a portion of the lands legally described as follows:

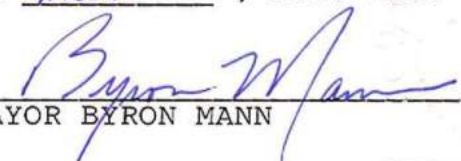
The north east quarter of Section Thirty-five (35) in the Township Fifty-six (56) in the Range Seven (7), west of the fourth meridian containing 159 acres more or less EXCEPTING THEREOUT: (a) 0.03 of an acre, more or less for road, as shown on Plan 6088NY (b) 1.98 acres, for road as shown on Plan 1156TR excepting thereout all mines and minerals and the right to work the same;

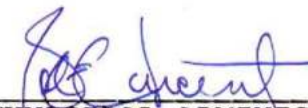
AND WHEREAS the Municipal Council of the Town of Elk Point deems it reasonable and proper to pass a bylaw to enter into an agreement with the Elk Point Golf and Country Club.

NOW THEREFORE, the Municipal Council of the Town of Elk Point, in Council assembled, enacts as follows:

1. The Town of Elk Point hereby grants to the Elk Point Golf and Country Club, (society), its successors and assigns, the privileges and rights to be derived under the Agreement, for a term of twenty-five (25) years in accordance with the provisions of the Agreement marked Schedule "A", hereto.
2. Upon the final passing of this By-Law the Mayor and the Municipal Administrator of the Town be and are hereby authorized, empowered and directed to execute the said Agreement marked Schedule "A", hereto, by, for and on behalf of the Town of Elk Point.
3. This ByLaw shall take effect upon the date of the final passing thereof.

1st READING READ a FIRST time in Council this 23<sup>RD</sup> day of MARCH, A.D.1987  
2nd READING READ a SECOND time in Council this 23<sup>RD</sup> day of MARCH, A.D.1987  
WITH UNANIMOUS CONSENT  
3rd READING READ a THIRD time in Council and FINALLY PASSED this 23<sup>RD</sup> day of MARCH, A.D. 1987

  
MAYOR BYRON MANN

  
MUNICIPAL ADMINISTRATOR  
L.P. (Pat) VINCENT