



ital improvements, enlargements, extensions or other expenses except as required to maintain the utility in proper operating condition upon completion in accordance with the plans and specifications heretofore approved.

2.2 A Sewerage System Depreciation Fund, to be expended only in making good depreciation of said utility or in replacements, new constructions, extensions or additions, or in redemption prior to maturity of bonds payable from revenues of said utility.

2.3 A Sewerage System Mortgage Revenue Bond Special Redemption Fund, from which there shall be paid the principal of and interest on the bonds issued hereunder as such principal and interest become due, the excess from time to time therein being held as a reserve for the further security of such payments; provided that any moneys on hand in said fund, at any time, in excess of the sum of the principal and interest then due and to become due on outstanding bonds in the then next succeeding twelve months, shall be used whenever and to the full extent possible to redeem such bonds prior to maturity, when and as the same become redeemable according to their terms as provided in Section 3 hereof.

2.4 All moneys received by the Village from its ownership and operation of said utility, including all rentals and fees for services, facilities, products and by-products furnished by said utility to the Village and all other public or private firms or individuals, and all receipts from sales of properties acquired for the utility and not necessary to be retained, which moneys are herein called the "gross revenues" of the utility, are hereby appropriated and shall be used solely for the operation and maintenance and depreciation thereof and for the payment of the bonds herein authorized and referred to. It is estimated that the proportion of said gross revenues necessary for the reasonable and proper maintenance and operation of the utility is fifteen per cent (15%) and the proportion thereof necessary to be set aside for a proper and adequate depreciation fund is five per cent (5%) and the proportion thereof necessary to be set aside and applied to the payment of the principal and interest on the bonds herein authorized is eighty per cent (80%), and said proportions of the gross revenues shall be set aside and credited, as received, to the Operation and Maintenance Fund, the Depreciation Fund, and the Special Redemption Fund, respectively. There shall also be paid into said Special Redemption Fund the sum of \$ 2,500.00 from the proceeds of the bonds herein authorized, when delivered, which sum shall be used solely for payment of interest to accrue on said bonds during the period of construction of said utility and prior to the realization of revenues therefrom sufficient to pay such interest.

2.5 If any surplus shall be at any time accumulated in the Operation and Maintenance Fund or in the Depreciation Fund, in excess of the requirements of such funds for payment of current and reasonable charges thereon, such surplus shall be transferred to the Special Redemption Fund, and no moneys shall be transferred from said Special Redemption Fund to any other fund of the Village until the principal of and interest on all bonds issued hereunder shall have been fully paid.

2.6 At any time after one year's operation of said utility the Board may, by ordinance amendatory hereof, recompute the proportion of the gross revenues which shall be assignable as provided above, provided that the proportion assigned to the Special Redemption Fund shall always be such proportion as is estimated to represent the revenues remaining from time to time after deduction from the gross revenues of the reasonable, current and necessary expenses of operation, maintenance and depreciation of the utility; and the Village hereby covenants and agrees that it will at all times impose and collect reasonable rates and charges for the use and availability of said utility by the Village and all other persons, firms and corporations, and for such use and availability of any future additions thereto or betterments thereof, according to schedules such that the gross revenues derived

wherefrom will be at all times sufficient to pay all costs of operation, maintenance and depreciation thereof and to produce net revenues adequate to meet all payments of principal and interest on the bonds herein authorized as such payments become due, and to accumulate as soon as may be and thereafter to maintain in said Special Redemption Fund an additional reserve securing such payments, in an amount at all times at least equal to the aggregate of such payments to become due during each succeeding twelve months' period, and that the proportion of said gross revenues to be set aside to such Special Redemption Fund will be revised whenever and as often as necessary for said purpose.

Section 3. In anticipation of the receipt of the revenues hereinaabove appropriated to the Special Redemption Fund, the Village shall issue and sell its negotiable coupon Mortgage Revenue Bonds to be designated as "Sewerage System Mortgage Revenue Bonds" in the aggregate principal amount of \$49,000. Said bonds shall be dated as of December 1, 1953, and shall be 55 in number and numbered from 1 to 55, inclusive, each in the denomination of \$1,000 except that those bonds bearing serial numbers 1, 2, 3, 13, 15, 17, 19, 21, 23, 25, 52 and 55 shall be each in the denomination of \$500. Said bonds shall bear interest at the rate of 5% per annum, payable semiannually on June 1 and December 1 of each year, and shall mature serially, lowest numbers first, on December 1 in the years and amounts as follows: \$500 in each of the years 1956 through 1958, \$1,000 in each of the years 1959 through 1966, \$1,500 in each of the years 1967 through 1973, \$2,000 in each of the years 1974 through 1985, and \$2,500 in each of the years 1986 and 1987. Bonds numbered 1 through 8 shall be payable at their respective stated maturity dates without option of prior payment, but those numbered 9 through 55 (maturing in the years 1964 through 1987) shall each be subject to redemption and prepayment in inverse order of their serial numbers on December 1, 1963 and any interest payment date thereafter, at a price of par plus interest to accrue to the date specified for redemption plus a premium of 5% of the par value of each bond redeemed. Redemption of any of said bonds prior to maturity shall be made only out of moneys available therefor in accordance with the provisions of Section 2 hereof. The Village Treasurer shall mail notice of the call of any of said bonds, not less than 30 days prior to the date fixed for redemption thereof, to the holder, if known, and to the bank at which principal and interest are then payable. The principal of and interest on said bonds shall be payable at the main office of Northwestern National Bank of Minneapolis, in Minneapolis, Minnesota, and the Village shall pay the reasonable and customary charges of said paying agent for the receipt and disbursement of the principal and interest moneys and shall account for the same as an expense of the operation of said utility.

Section 4. Said bonds and the apurtenant interest coupons shall be in substantially the following form:

UNITED STATES OF AMERICA  
STATE OF WISCONSIN  
COUNTY OF RUSK

VILLAGE OF WEYERHAUSER

SEWERAGE SYSTEM MORTGAGE REVENUE BOND

No. 4-53

\$1,000 (\$500)

KNOW ALL MEN BY THESE PRESENTS that the Village of Weyerhauser, a duly organized and existing municipal corporation of Rusk County, Wisconsin, hereby promises to pay to bearer, but only out of its Sewerage System Mortgage Revenue Bond Special Redemption Fund, the sum of ONE THOUSAND DOLLARS (FIVE HUNDRED DOLLARS) on the 1st day of December, 19\_\_ or, if this bond is prepayable as noted below, on a date prior thereto on which it shall have been duly called for redemption, and to pay interest thereon, from the date hereof until said principal sum is paid or until this bond, if prepayable, has been duly called for redemption, at the rate of five per cent (5%) per annum, payable semiannually on the 1st day of June and the 1st day of December of each year, interest to maturity being

payable in accordance with and upon presentation and surrender of the interest coupons appurtenant hereto. Both principal and interest are payable at the main office of the Northwestern National Bank of Minneapolis, in Minneapolis, Minnesota, in any coin or currency of the United States of America which on the respective dates of payment is legal tender for public and private debts.

This bond is one of an issue in the total principal amount of \$49,000, all of like date and tenor except as to serial number, denomination, maturity and redemption privilege, all issued to provide money to pay the cost of the establishment and construction of a sewerage system in and for said Village to be owned and operated by the Village as a public utility in accordance with the provisions of Section 66.076, Wisconsin Statutes, and other laws applicable thereto, and is issued pursuant to Ordinance No. 4-53 of the Village of Weyerhauser and pursuant to and in full conformity with the Constitution and laws of the State of Wisconsin thereunto enabling. Said bond and the interest thereon are payable solely from the Sewerage System Mortgage Revenue Bond Special Redemption Fund created by said ordinance, and from the proportion of the revenues of said utility heretofore appropriated by said ordinance to said fund, and is further secured by a statutory mortgage lien upon said utility as provided in Section 66.066 of said statutes, and does not constitute a general obligation or indebtedness of the Village.

Bonds of this issue numbered 1 through 8 are payable at their respective stated maturity dates without option of prior payment, but those numbered 9 through 55 (maturing in the years 1964 through 1987) are each subject to redemption and prepayment at the option of the Village on December 1, 1963 and any interest payment date thereafter, in inverse order of their serial numbers, and at a price of par plus interest to accrue to the date fixed for the redemption thereof plus a premium equal to 5% of the par value thereof. The Village will mail notice of the call of any of said bonds not less than thirty days prior to the date specified for the redemption thereof to the bank at which principal and interest are then payable and to the holder, if known, of each bond to be redeemed. Bondholders desiring to receive notice of any such call for redemption may register their names and addresses and the serial numbers of their bonds with the Village Treasurer.

IT IS HEREBY CERTIFIED, RECITED, COVENANTED AND AGREED that all acts, conditions and things required by the Constitution and laws of the State of Wisconsin to exist, to happen and to be performed precedent to and in the issuance of this bond, in order to make the same a valid and binding special obligation of said Village according to its terms, do exist, have happened and have been performed in regular and due form, time and manner; that the issuance of this bond did not cause the indebtedness of the Village, whether general or special, to exceed any constitutional or statutory limitation; that the Village has fixed and will maintain and collect rates and charges for the service and availability of service of said utility according to schedules such that the gross revenues derived therefrom will be sufficient to pay as incurred all current, reasonable and necessary costs of the operation and maintenance thereof and to provide an adequate depreciation fund and to provide excess or net revenues adequate to pay the principal and interest when due on the bonds of this issue and to create and maintain a sufficient reserve securing such payments, and will revise said rates and charges and the proportion of said gross revenues to be set aside in said Special Redemption Fund whenever and as often as necessary for such purposes; that the bonds of this issue constitute a first and prior lien and charge upon the net revenues of said utility and of any future additions thereto and betterments thereof; and that in and by said authorizing ordinance the Village has entered into further covenants and agreements for the security of the holders from time to time of said bonds, each of which will be promptly and fully performed by the Village and its officers and agents.

IN WITNESS WHEREOF the Village of Weyerhauser, Rusk County, Wisconsin, by its Village Board, has caused this bond to be executed in its behalf by the signature of the President of said Board and countersigned by the Village Clerk, and the corporate seal of the Village to be hereunto affixed, and the interest coupons appurtenant hereto to be executed and authenticated by the facsimile signatures of said officers, and has caused this bond to be dated as of December 1, 1953.

James E. Weyerhauser  
President of Village Board

Countersigned:

George A. Meyer  
Village Clerk

(Seal)

(Form of Coupon)

No. 4-53

\$25.00 (\$12.50)

On the 1st day of June (December), 1953, the Village of Weyerhauser, Rusk County, Wisconsin, will pay to bearer out of its Sewerage System Mortgage Revenue Bond Special Redemption Fund, at \_\_\_\_\_,

sum of TWENTY-FIVE (TWELVE AND 50/100) DOLLARS lawful money of the United States of America for interest then due on its Sewerage System Mortgage Revenue Bond, dated December 1, 1953, No. 4-53.

James E. Weyerhauser  
(Facsimile signature)  
President of Village Board

George A. Meyer  
(Facsimile signature)  
Village Clerk

(Coupons numbered 21 and upwards shall also include the clause: "Unless the bond described below is called for earlier redemption".)

Section 5. Said bonds shall be sold at such time or times and to such purchaser or purchasers and upon such terms as the Village Board shall by resolution hereafter determine and when sold shall be prepared under the direction of the Village Clerk, substantially in accordance with the foregoing form, and then shall be executed on behalf of the Village by the signature of the President of the Village Board and countersigned by the Village Clerk, and the corporate seal of the Village shall be affixed thereto, and the interest coupons appurtenant thereto shall be executed and authenticated by the printed, engraved or lithographed facsimile signatures of said officers. When said bonds have been so executed and authenticated, they shall be delivered by the Village Treasurer to the purchaser or purchasers thereof upon payment of the purchase price specified in the resolution authorizing the same, and said purchaser shall not be obligated to see to the application of the purchase price; but the proceeds of said bonds shall be segregated by the Treasurer in a separate fund of the Village and shall be disbursed only upon orders duly executed in payment of claims duly approved by the Village Board for payment of such items as, under sound accounting practices, constitute capital expenditures for the completion of said utility in accordance with the plans and specifications heretofore approved.

Section 6. The Village of Weyerhaeuser hereby certifies and represents to and covenants and agrees with the holders from time to time of each bond issue hereunder as follows:

6.1 As long as any of said bonds are outstanding the Village will continue its ownership and operation of said sewerage system as a revenue producing public utility and convenience, and said utility shall be completed in accordance with the plans and specifications heretofore approved and will thereafter be maintained in good and efficient operating condition and free from all liens on the physical properties thereof. If any properties constituting capital assets of the utility shall be sold or disposed of, it shall be only at their fair market value, and the proceeds of such sale or disposition shall be used either to purchase other capital assets or to pay the principal of and interest on bonds issued hereunder. No such sale or sales shall be made at times or prices such as to imperil the prompt and full payment of said bonds and interest thereon.

6.2 The Village will procure and keep in force insurance on said utility protecting against all causes customarily insured against for like properties by prudent owners thereof, and will procure and keep in force suitable fidelity bonds covering employees handling any moneys of said utility, which policies and bonds shall be given by insurers in good standing and in such amounts as the Board shall determine to be adequate to protect the Village and the holders of bonds issued hereunder against loss due to any such casualty, and in the event of any such loss the proceeds of such policies or bonds shall be used to repair or restore the damage or to retire bonds of the issue herein authorized.

6.3 The Village will continue to maintain the separate funds described in Section 2 hereof and will cause proper and adequate books and records of account to be kept, reflecting all receipts and disbursements of moneys pertaining to each of said funds and all other receipts and disbursements in connection with the operation of said utility, which books and records shall be open to inspection and copying at all reasonable times by the holder of any of said bonds or his agent or attorney, and the Village will, without cost, furnish copies of any portions thereof reasonably requested by any bondholder. The Village will also cause operating statements to be prepared at the close of each fiscal year, setting forth in detail the gross revenues, operating expenses, depreciation allowances and net revenues of the utility for such year, and the disposition made of such net revenues, and will furnish a copy of such operating statement to the original purchaser or purchasers of said bonds and will make the same available to any bondholder upon request.

6.4 Except as provided in part 6.5 hereof, the Village will not issue any additional bonds or incur or suffer to be incurred any obligation payable from the revenues of said utility unless such bonds or other obligations are expressly made subject and junior to the lien and charge on said revenues in favor of the bonds herein authorized. In the event of the issuance of any of such junior obligations, a special account shall be established within said Sewerage System Mortgage Revenue Bond Special Redemption Fund for the segregation of surplus net revenues appropriated for the payment of such obligations; and only moneys in said fund in excess of sums sufficient for the payment of interest and principal currently due on the bonds of the issue herein authorized, plus the reserve for the security of said bonds required to be maintained by the provisions of Sections 2.3 and 2.6 hereof, shall be credited to said special account.





STATE OF WISCONSIN )  
                          ) SS  
COUNTY OF RUSK     )

I, the undersigned, being the duly qualified and acting Village Clerk of the Village of Weyerhaeuser, Wisconsin, hereby certify that I have compared the attached and foregoing with the original thereof on file and of record in my office, and find the same to be a full, true and correct transcript of the minutes of a meeting of the Village Board of said Village duly called and held on the date therein indicated, so far as such minutes relate to the issuance of \$49,000 Sewerage System Mortgage Revenue Bonds of said Village; and that Ordinance No. 4-53 included therein is a full, true and correct copy of the original thereof.

WITNESS my hand and the seal of said Village this ~~4<sup>th</sup>~~<sup>2<sup>nd</sup></sup> day of December, 1953.

George W. Meyer

Village Clerk

(Seal)