



CHAPTER 121

An Act to declare the school commissioners for the school municipality of Beauport, county of Quebec, owners of the *Ecole St. Edouard à Beauport*

[Assented to, the 8th of April, 1938]

WHEREAS the school commissioners for the school Preamble. municipality of Beauport, county of Quebec, have, by their petition, represented:

That, by deed passed before Joseph Désiré Marcoux, notary public, at Beauport, on the 13th of October, 1906, under the number 5056 of his minutes, and registered in the registry office of Quebec on the 17th of October, 1906, under the number 120250, a gift *inter vivos* was made by Joseph Edouard Bédard, advocate and King's Counsel, and Dame Adéline Bélanger, his wife, to the Rev. Louis Anselme Déziel, parish priest of the parish of Beauport, to Jules Bélanger, mayor of the said parish, and to Edmond Giroux, chairman of the school commissioners of the same parish, accepting thereof, in their respective official capacity, for themselves and for their successors in office, of an immoveable known and designated as No. 468-A-1 of the official cadastre and book of reference of the said parish of Beauport;

That the said immoveable constitutes and includes the school known and designated under the name of *Ecole St. Edouard à Beauport*;

That the said donees were incorporated under the name of "*Les Syndics de l'Ecole St. Edouard à Beauport*", to hold the said immoveable in trust, for the purposes of a primary school for the young boys of the parish of Beauport, as appears by act of the Legislature, 7 Edward VII, chapter 115;

That, by a deed made on the 19th of March, 1907, before Joseph Désiré Marcoux, notary public, under the number 5137 of the minutes of the said notary, the said trustees of the *Ecole St. Edouard à Beauport* and the school commissioners of Beauport entered into a contract, under the terms of which the said commissioners hand over to the said trustees the necessary funds for the maintenance of said immovable, its furnishing, the salary of the Brothers teaching in the said school, and all other expenses required for the keeping and proper working of the said school;

That, by a deed made before Henri Delâge, notary public, at Beauport, on the 30th of October, 1925, under the number 6806 of his minutes, and registered at the registry office of Quebec, on the 23rd of January, 1926, under the number 200625, *Les syndics de l'Ecole St. Edouard à Beauport* ceded to the town of Beauport, for public uses, part of the land known and described under the number 468-A-1 of the official cadastre and book of reference of the parish of Beauport;

That, by an act of the Legislature, 19 George V, chapter 119, the act 7 Edward VII, chapter 115, was amended by replacing section 5 thereof and thereby allowing *Les Syndics de l'Ecole St. Edouard* to entrust the said school to the direction and control of the school commissioners of Beauport, in so far however as the trustees would deem expedient and for such period of time and upon such conditions as they would fix;

That such school, built nearly thirty years ago, is absolutely in need of major repairs which will have to be done sooner or later and paid for by the school commissioners of Beauport as the *Syndics de l'Ecole St. Edouard à Beauport* have no revenue;

That, owing to the gradual increase in the number of pupils and the wish of the school commissioners of Beauport to complete the course of instruction, the school commissioners of Beauport foresee the obligation of enlarging one of their two principal schools, *Ecole St. Edouard* and *Ecole Légaré*, or even both, and that they cannot consider the enlarging of the *Ecole St. Edouard* unless they are the owners thereof;

That, in order to assure effectually the upkeep and development of the highly beneficent work founded by the late Chevalier Joseph Edouard Bédard, advocate and King's Counsel, and his wife, the late Dame Adéline Bé-

langer, it would be expedient that the *Ecole St. Edouard à Beauport* become the property of the school commissioners for the school municipality of Beauport; and

Whereas it is expedient to grant the prayer contained in the said petition;

Therefore, His Majesty, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:

1. The acts 7 Edward VII, chapter 115, and 19 George V, chapter 119, are repealed and the corporation called "*Les Syndics de l'Ecole St. Edouard à Beauport*" is abolished. Acts repealed.
Corporation abolished.

2. Notwithstanding the terms of the contracts made before Joseph Désiré Marcoux, notary public, at Beauport, on the 13th of October, 1906, under the number 5056 of his minutes, and on the 19th of March, 1907, under the number 5137 of his minutes, the school commissioners for the school municipality of Beauport, county of Quebec, are, from and after the coming into force of this act, declared the absolute, indefeasible owners, without any reserve, of the immoveable known and described under the number 468-A-1 of the official cadastre and book of reference of the parish of Beauport, which comprises the school known and designated under the name of "*l'Ecole St. Edouard à Beauport*": the whole as more fully described in the deed made before Joseph Désiré Marcoux, notary public, at Beauport, on the 13th of October, 1906, under the number 5056 of his minutes and registered in the registry office of Quebec, on the 17th of October, 1906, under the number 120250, deducting, however, that portion of the aforesaid immoveable ceded by *Les Syndics de l'Ecole St. Edouard à Beauport* to the town of Beauport and more fully set out in the deed made before Henri Delâge, notary public, at Beauport, on the 30th of October, 1925, under the number 6806 of his minutes, and registered in the registry office of Quebec on the 23rd of January, 1926, under the number 200625; the whole as if the aforesaid immoveable and the aforesaid school had been given to them unconditionally by the founders, the late Chevalier Joseph Edouard Bédard, advocate and King's Counsel, and his wife, the late Dame Adéline Bélanger: the school commissioners for the school municipality of Beauport thus being entitled, as regards the said *Ecole St. Edouard à* Certain school commissioners declared absolute owner of certain immoveable.

Beauport, to all the rights and privileges and subject to all the obligations, contemplated by the Education Act, with respect to the public schools belonging to school boards in this Province.

Coming into
force.

3. This act shall come into force on the day of its sanction.