



CHAPTER 19

An Act to amend the charter of the *Syndics Apostoliques des Frères Mineurs ou Franciscains*

[Assented to, the 10th of June, 1936]

WHEREAS the corporation called *Syndics Apostoliques des Frères Mineurs ou Franciscains* has, by its petition, represented:

That it was incorporated by the act 56 Victoria, chapter 88, as amended by the act 62 Victoria, chapter 97, with right to acquire and possess moveable and immoveable property in the Province of Quebec and elsewhere, and to dispose thereof, provided the annual value does not exceed thirty thousand dollars;

That the community of the *Frères Mineurs ou Franciscains* has considerably developed since 1901 and greatly extended in the Province of Quebec and elsewhere and has multiplied its works and religious foundations;

That the said corporation, having charge of the wants and material interests of the said community of the *Frères Mineurs ou Franciscains*, has, in the course of the steady development of the works and foundations of the said community, acquired property the annual value whereof exceeds thirty thousand dollars, but which has been used and administered in conformity with section 3 of the act 62 Victoria, chapter 97;

That, for such reasons, the said corporation wishes to obtain more extended powers as to the annual value of the property which it may possess; to have the right to borrow, hypothecate and pledge its property, with some other minor powers, and also wishes to have the resolutions, deeds of acquisition and all other deeds passed or made by the said corporation respecting the property acquired in excess of the said annual value, ratified and validated;

That it has accordingly prayed for the passing of an act for the above purposes; and

Whereas it is expedient to grant its prayer;

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

56 Vict., c.
88, s. 2, re-
placed.

1. Section 2 of the act 56 Victoria, chapter 88, as replaced by the act 62 Victoria, chapter 97, section 2, is again replaced by the following:

Powers of
the corpora-
tion.

"2. The corporation shall have perpetual succession. It may have a seal and change it at will, sue and be sued, borrow, lease, contract, acquire by any title whatsoever, possess in any manner moveable or immovable property in the Province of Quebec and elsewhere; administer, exchange, hypothecate, pledge, alienate, and dispose thereof, provided the annual value does not exceed two hundred thousand dollars; it shall have all the powers, rights and privileges of ordinary corporations."

Resolutions
validated.

2. The following resolutions passed by the said corporation in connection with the properties, foundations and works hereinafter mentioned, are declared valid and legal, and are ratified for all legal purposes;

I.—Convent of Sacrés Stigmates, at Quebec

1. Resolution authorizing the purchase of a lot offered by the Alphonse Guillet estate, passed on the 10th of June, 1901;

2. Resolution authorizing the construction of the convent on the aforesaid lot, passed on the 31st of August, 1901;

3. Resolution accepting certain tenders for the construction of the said convent, amounting to \$11,642.00, passed on the 26th of August, 1903;

4. Resolution authorizing the signing of the contract for the masonry of the church of the *Frères Mineurs ou Franciscaïns* at Quebec for the sum of \$18,200.00, passed on the 24th of March, 1905;

5. Two resolutions passed on the 20th of April, 1905, authorizing the signing of contracts for the woodwork and roofing in connection with the aforesaid church;

6. Resolution authorizing the construction of a new wing to the aforesaid convent and a loan of \$80,000.00, passed on the 3rd of August, 1931;

II.—St. Antoine Convent, at Three Rivers

7. Resolution accepting the donation of a lot of a square arpent in the city of Three Rivers, offered by the Bishop of the Diocese of Three Rivers, passed on the 9th of May, 1902;

8. Resolution authorizing the purchase of a lot in the city of Three Rivers, belonging to the corporation of St. Joseph's Seminary, at the price of \$800.00, passed on the 6th of June, 1903;

9. Resolution authorizing the construction decided according to the tenders accepted, at the price of \$7,500.00, passed on the 27th of July, 1903;

10. Resolution authorizing the purchase from Alexandre Houliston of a lot of 30 feet by 189 feet, at the price of \$400.00, passed on the 28th of October, 1904;

11. Resolution ratifying the contracts for a construction for the Franciscans at Three Rivers adjudged at a total of \$20,319.00, passed on the 21st of June, 1906;

12. Resolution authorizing the purchase of certain lots from the Seminary of Three Rivers and a portion of the proposed St. Flavien street, in the city of Three Rivers, at the price of \$3,700.00, passed on the 6th of October, 1909;

13. Resolution authorizing the purchase of certain lots in the city of Three Rivers from the *Custodie de Terre Sainte*, at the price of \$3,750.00, passed on the 24th of February, 1926;

III.—St. Antoine Seraphic College, at Three Rivers

14. Two resolutions granting contracts for the construction of the *Collège Séraphique*, at the price of \$55,100.00 and \$10,500.00, respectively, passed on the 7th of April, 1914;

IV.—Resurrection Convent, in Montreal

15. Resolution authorizing the acquisition of certain lots belonging to Edgar Cadieux, at the price of \$24,688.40, passed on the 24th of June, 1913;

16. Resolution granting the building contract of said convent to Messrs Fauteux & Company for certain work for the sum of \$20,500.00, passed on the 17th of October, 1914;

17. Resolution granting the contract for masonry and carpentry in such construction to Anselme Dubé, at the price of \$12,800.00, passed on the 3rd of November, 1914;

18. Four resolutions passed on the 9th of January, 1915, the 23rd of January, 1915, and the 25th of February, 1915,

granting contracts for certain work on the aforesaid construction, at the price of \$4,715.00, \$1,675.00, \$2,950.00 and \$340.00, respectively;

19. Resolution authorizing the grant to Messrs. L. J. Fauteux and Company of the contract for the new annex to the aforesaid convent at the price of \$25,000.00, passed on the 15th of June, 1915:

19a. Resolution authorizing the grant to J. E. Hardy of the contract for plumbing, roofing and heating at the price of \$3,490.00, passed on the 15th of June, 1915;

20. Resolution authorizing the construction of a wing and a basement to the aforesaid convent at the price of \$85,580.00 and accepting the tender of J. C. Frenette, passed on the 28th of August, 1922;

21. Resolution authorizing certain supplementary work and the signing of contracts therefor at the lump cost of \$14,308.00, passed on the 7th of December, 1922;

V.—Convent of L'Assomption and of St. Antoine.
at Lennoxville, near Sherbrooke

22. Resolution authorizing the purchase from Mr. Pierre Gervais of a property on the Lennoxville cadastre, and of certain other lots at the price of \$15,000.00, passed on the 25th of June, 1920;

23. Resolution accepting the tender of François Dufresne and granting him the contract for certain work on the monastery to be built at Sherbrooke, at the price of \$128,190.00, passed on the 2nd of April, 1921;

VI.—Convent of St. Pierre Baptiste et ses Compagnons,
at Sorel

24. Resolution accepting the offer of sale and authorizing the purchase of the land belonging to the L. G. J. Fosbrooke estate, No. 6 of the cadastre at Sorel, at the price of \$7,500.00, passed on the 6th of July, 1922;

VII.—St. François d'Assise Convent, at Edmonton,
Alberta

25. Resolution appointing Pierre Dorais *procureur des syndics* with all the powers of an administrator, etc., passed on the 25th of May, 1909:

26. Resolution authorizing the building of a college at Edmonton at the price of \$39,633.00, according to Mr. Desrochers' tender, passed on the 28th of November, 1924;

27. Resolution authorizing a loan from the Sun Life amounting to \$75,000.00 to enlarge the Seraphic College of North Edmonton, passed on the 9th of September, 1931:

VIII.—St. François Solano Residence, at Vancouver,
British Columbia

28. Resolution authorizing the purchase from *Crédit Foncier Franco-Canadien* of a lot and house at Vancouver, at a cost of \$11,000.00, passed on the 20th of August, 1925;

IX.—Maison du Christ-Roi, at Chateauguay Basin

29. Resolution authorizing the purchase of the property of Dame Annie J. B. Hamilton at the price of \$6,400.00, passed on the 7th of July, 1930;

30. Resolution authorizing the purchase of lands from Messrs. Wright and Cobb, at the price of \$33,000.00, passed on the 8th of April, 1931;

31. Resolution granting to Frenette Frères Company, Limited, the contract to construct a temporary chapel at the price of \$22,000.00, passed on the 10th of July, 1931;

32. Resolution accepting the tender of Frenette Frères and granting them the construction of the monastery at the price of \$164,000.00, passed on the 9th of September, 1931;

33. Resolution authorizing the granting to Jetté and Lespérance of the contract to heat the chapel and monastery, passed on the 9th of September, 1931;

X.—Reine des Mineurs Residence, at Regina,
Saskatchewan

34. Resolution authorizing the purchase from the Episcopal Corporation of Regina, of the McIntyre street property, at the price of \$30,000.00, passed on the 9th of September, 1931;

XI.—Immaculate Conception Convent, at Aroostook,
etc., New Brunswick

35. Resolution authorizing the purchase from W. L. Hanson of a strip of land at Aroostook, at the price of \$2,000.00, passed on the 12th of November, 1931;

36. Resolution authorizing the purchase for \$125.00 of a Protestant church with adjoining land, at Bairdsville, N. B., passed on the 1st of August, 1934;

37. Resolution authorizing the proposed wooden convent at Aroostook, at the price of \$10,000.00, passed on the 9th of June, 1935;

XII.—Saint-Sauveur Convent, at Ottawa, Ont.

38. Two resolutions authorizing the purchase and signing of the contract of purchase of the Florence property at Ottawa, at the price of \$33,000.00, passed on the 19th of January, 1933;

XIII.—Sacré-Cœur Residence, at Biddeford, Maine

39. Resolution authorizing the purchase of the Flood property at the price of \$10,000.00, passed on the 2nd of September, 1934.

Deeds, etc.,
validated.

3. All deeds made, contracts passed, obligations assumed and acquisitions obtained by and for the said corporation, in the interest and for the benefit of the community of the said *Frères Mineurs ou Franciscains*, in execution and in consequence of the aforementioned resolutions and respecting the aforesaid properties, including all moveable property, are declared legal and valid, provided they be otherwise legal, are deemed to have bound and do bind the said corporation, as if it had then had the powers conferred by this act.

Resolution
validated.

4. The corporation has possessed and legally possesses the moveable and immoveable property belonging to it to the extent of the estimate made and submitted by the *syndic administrateur* of each Franciscan convent, college, monastery or residence, in his report for the year 1935, and the resolution passed by the corporation, at a meeting held in the city of Montreal, on the 4th of March, 1936, for the purpose of accepting the said estimate submitted by each of the *syndics administrateurs* as representing the actual value of all the moveable and immoveable property now owned by and for the said corporation, is ratified and validated for all legal purposes.

Coming into
force.

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