



CHAPTER 128

An Act respecting the estate of the late Charles Colmore Grant, Baron de Longueuil

[Assented to, the 7th of March, 1934]

WHEREAS Aimé Geoffrion, Barrister and King's Coun-
sel, the Honourable William L. Bond, Judge of the
Court of King's Bench, and Major George P. G. Dunlop,
all of the city and district of Montreal, have, by their
petition, represented:

That by his will of the 17th of April, 1897, C. de Salaberry and F. S. Mackay, notaries, and his codicil of the 30th of April, 1898, C. de Salaberry and George L. Lighthall, notaries, the late Charles Colmore Grant, Baron de Longueuil, has, among other dispositions, left all his property to trustees and testamentary executors of whom the petitioners are the successors, in trust to pay, after the death of his wife, five hundred pounds sterling, annually, to each of his two brothers successively, while they respectively hold the said title, the surplus of revenues in the meantime to accumulate and form part of the capital, and afterwards, on his nephew Ronald de Longueuil inheriting the title, to pay him the entire revenues and to pay afterwards to his successor to the title the entire revenues and finally to deliver the capital to the latter's successor to the title; the said Ronald de Longueuil to be the first institute, his successor to the title, his second institute, and his second successor to the title, the substitute as to the said property;

That the will further provides that the trustees and testamentary executors or their successors in office are authorized and empowered in their discretion to allow a moderate annual sum for the education and maintenance of any child who, in their opinion, is likely to inherit the title;

That the title is now held by John Moore de Longueuil, the second and last surviving brother of the testator, who is seventy-two years old;

That the said Ronald de Longueuil, who is apparently to take the title after him, is forty-five years old and has a son fifteen years old who is apparently to take the title after him;

That the said Ronald de Longueuil and his said son have no means of livelihood and that since a number of years the trustees, under the above clause of the said will, have been paying for the support of the said Ronald de Longueuil and the support and education of his son, out of the surplus revenues of the estate, sums of money which have been increased from time to time as the needs increased, and which in 1932 amounted to two thousand one hundred and nine dollars;

That even after deducting that sum the revenues for 1932 show a surplus of five thousand eight hundred and eighty-two dollars;

That the said sum of two thousand one hundred and nine dollars has become insufficient for the maintenance of the said Ronald de Longueuil and his son and for the education of the latter;

That the said Ronald de Longueuil has applied for an increase in the allowance, that the Baron consents to such increase, and that the executors think that it should be granted so as to assure that the two next likely heirs of the title shall not suffer from want and the second one shall receive a fitting education, particularly in view of the fact that after the death of the present holder of the title they will be entitled to all the revenues;

That doubts have been raised as to the power of the trustees and testamentary executors to increase the sum presently so paid and even as to their power to make all the payments that they have been making in the past;

That the passing of an act is needed to settle those doubts; and

Whereas it is expedient to pass an act for such purpose;

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

Payment of
certain sums
authorized.

1. The trustees and testamentary executors of the estate of the late Charles Colmore Grant, Baron de Longueuil, may, out of the surplus revenues of the estate in each year until the entire revenues of the estate become

payable, pay for the maintenance of the said Ronald de Longueuil and for the maintenance and education of his said son or of any other person likely to inherit the said title, such sums as they deem expedient, and the payments previously made to the said Ronald de Longueuil for the same purposes, out of the previous surplus revenues of the estate, are hereby confirmed and declared valid. Prior payments ratified.

2. The costs of this act shall be paid out of the surplus revenues of the estate. Costs of act.

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

