



CHAPTER 130

An Act to validate certain deeds respecting the substitution
late Marie Joseph Armand Auguste Larocque

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

WHEREAS Dame Marie Henriette Eugénie Starnes, *Preamble.*
formerly of Brussels, Belgium, and now of Baugé
(Maine-et-Loire), France, widow of the late Marie Joseph
Armand Auguste Larocque, in his lifetime of the city and
district of Montreal, gentleman; Dame Pauline Larocque,
wife of Baron Stanislas d'Halewyn, former secretary of
embassy, formerly of Brussels, aforesaid, and now of Baugé,
aforesaid, authorized by her husband; Dame Berthe La-
rocque, of the city and district of Montreal, widow of the
late Basil Hingston, in his lifetime of the same place,
broker, and Pierre Beullac, of the same place, advocate
and King's Counsel, respectively the institute, substitutes
and curator to the substitution created by the marriage
contract hereinafter set forth, have, by their petition, re-
presented that, under the terms of his marriage contract
with the said Dame Marie Henriette Eugénie Starnes, made
before C. F. Papineau, notary public, on the 17th of Sep-
tember, 1879, the said late Marie Joseph Armand Auguste
Larocque donated to said Dame Marie Henriette Eugénie
Starnes, among other property, that certain emplacement
situated in the West Ward of the city of Montreal, being
lot No. 183 on the official plan and book of reference of
said ward, with substitution in favour of his children and
descendants to be born;

That the said late Marie Joseph Armand Auguste La-
rocque died at Montreal on the 23rd day of October, 1894,
leaving as surviving him, his widow, the said Dame Marie
Henriette Eugénie Starnes, and two children born of his
marriage with the said Dame Marie Henriette Eugénie

Starnes, to wit: Pauline and Berthe, said Pauline now wife of Baron Stanislas d'Halewyn, of Baugé (Maine-et-Loire), France, and Berthe, now widow of the late Basil Hingston, in his lifetime of the city and district of Montreal, broker;

That, by the act of the Legislature of this Province, 18 George V, chapter 146, the lease executed before Mtre. E. Cholette, notary public, on the 20th of December, 1927, under the number 26388 of his minutes, between the said Dame Marie Henriette Eugénie Starnes, the said Dames Pauline and Berthe Larocque and Pierre Beullac, respectively the institute, substitutes and curator to the said substitution, as lessors, and Macy's Drug Stores Reg'd., as lessees, of the said immoveable known and designated as lot number 183 on the official plan and book of reference of the West Ward of the city of Montreal, was ratified and declared to be binding for the whole term thereof upon all persons who may be called to the said substitution, including the final substitutes, provided, however, that the lessees shall fulfill their obligations under said lease;

Whereas, on account of the general condition of business, the said lessees and the assignee of their rights and obligations under the said lease, Morris Trading Company Limited, a duly incorporated corporation having its chief place of business in Montreal, have been obliged to request changes in the conditions of the said lease, and whereas it is in the interest of the substitution to agree to the changes established in the deeds hereinafter mentioned, which have the approval of the curator to the said substitution, as evidenced by the appearance and consent of the said curator in the said deeds; 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:

Certain
deeds
ratified.

1. The following deeds, to wit:

a. Deed of agreement between Dame Eugénie Starnes, widow of the late Armand Larocque, *et al. es qual.*, and Morris Trading Company Limited, executed on the 12th of June, 1933, before Mtre. E. Cholette, notary public, under the number 29462 of his minutes;

b. Deed of transfer by Morris Trading Company Limited to Dame Eugénie Starnes, widow of the late Armand Larocque, *et al. es qual.*, executed on the 13th of June, 1933, before Mtre. E. Cholette, notary public, under the number 29463 of his minutes;

c. Deed of transfer by Morris Trading Company Limited to Abraham H. Jassby and Morris Ginsberg, executed on the 13th of June, 1933, before Mtre. E. Cholette, notary public, under the number 29464 of his minutes; are hereby ratified and declared to be binding upon all persons who may be called to the said substitution, including the final substitutes, and this, notwithstanding the provisions of the act hereinabove mentioned (18 George V, chapter 146), provided, however, that the parties bound towards the substitution, under the deeds mentioned in this section, shall fulfill their obligations under the said deeds.

2. This act shall come into force on the day of its ^{Coming into} sanction. _{force.}

