



CHAPTER 131

An Act to amend the Act respecting the estate of the late John Pratt

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

WHEREAS Marie Louise Evéline Pratt, of the city of Preamble. Montreal, widow of the late J. Gustave Laviolette; Marie Angéline Virginie Pratt, of the city of Montreal, widow of the late George H. Matthews; Aloysia Pratt, of the city of Montreal, wife of Percy F. Woodcock, artist, of the same place, and the latter to authorize his wife for the purposes hereof; Alexandre Pratt, gentleman, of the town of Longueuil; F. George A. Pratt, alderman, of the city of Outremont; Blanche Pratt, of the city of Outremont, wife of F. Raoul Lebeau, commercial traveller; Evelyn Pratt, of the city of Montreal, wife of James McLaughlin, agent, of the same place; Albert Pratt, gentleman, of the city of Outremont; Alice Lafrenière, of the town of Longueuil, wife of Alfred Lamarre, bank manager, of the same place, and the latter to authorize his wife for the purposes hereof; Estelle Lafrenière, of the city of Montreal, wife of Louis P. Viau, commercial traveller, of the same place, and the latter to authorize his wife for the purposes hereof; Paul Pratt, musician, of the town of Longueuil; Ernest Lafrenière, clerk, René Lafrenière, printer, and Henri Lafrenière, bank clerk, all three of the town of Longueuil; G. Edouard J. H. Pratt, of the city of Westmount; Emilie Murielle Pratt, of the city of Montreal, wife of Joseph Mauffette, veterinary surgeon, of the same place, and the latter to authorize his wife for the purposes hereof; Marguerite Pratt, of the city of Longueuil, wife of Alphonse A. Préfontaine, agent, of the same place, and the latter to authorize his wife for the purposes hereof; J. C.

Emile Bourdon, dentist, and Edouard Bourdon, dentist, both of the city of Quebec; all heirs of the late John Pratt, have, by their petition, represented:

That it is expedient that the act 1 Edward VII, chapter 94, as amended by the acts 7 Edward VII, chapter 137; 1 George V (1st session), chapter 114; 4 George V, chapter 133; 11 George V, chapter 168; 13 George V, chapter 132; 15 George V, chapter 141; 17 George V, chapter 140, and 20 George V, chapter 168, be again amended;

To authorize the testamentary executors and administrators of the estate of the late John Pratt to continue in office and to administer all the assets of the said estate for a period not exceeding twelve months from the death of the last surviving child of the testator;

To enact that, during this period of twelve months, the said testamentary executors and administrators will continue to be entitled to the remuneration granted to them by the act 51-52 Victoria, chapter 127, as amended by the act 7 Edward VII, chapter 137, section 3, and by the act 4 George V, chapter 133, section 4, and will retain the power of filling any vacancy, which may arise, in the manner provided for by the will; and

To make certain amendments to the provisions of section 1 of the act 1 Edward VII, chapter 94, as replaced by section 1 of the act 7 Edward VII, chapter 137; by section 1 of the act 1 George V (1st session), chapter 114; by section 1 of the act 4 George V, chapter 133; by section 1 of the act 11 George V, chapter 168; by section 1 of the act 13 George V, chapter 132; by section 1 of the act 15 George V, chapter 141; by section 1 of the act 17 George V, chapter 140, and by section 1 of the act 20 George V, chapter 168, and to the provisions of section 3 of the act 1 George V (1st session), chapter 114, as replaced by section 3 of the act 4 George V, chapter 133; by section 3 of the act 11 George V, chapter 168; by section 3 of the act 13 George V, chapter 132; by section 3 of the act 15 George V, chapter 141; by section 3 of the act 17 George V, chapter 140, and by section 3 of the act 20 George V, chapter 168, with respect to the advances authorized to be made to the grandchildren and to the great grandchildren of the testator and with respect to the additional rents authorized to be made to the children of the said testator;

That, since the coming into force of the said act 20 George V, chapter 168, the annual revenues of the estate have decreased by reason of present financial conditions,

but accumulated or capitalized revenues of the estate justify the payment of the advances and of part of the rents hereinabove referred to;

That the testamentary executors and administrators of the said estate do not oppose this prayer; and

Whereas it is expedient to grant the prayer of 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 testamentary executors and administrators of the estate of John Pratt shall continue in office with their powers and shall administer all the assets of the said estate for a period not exceeding twelve months from the death of the last surviving child of the testator, with power during this period to transfer to the heirs the whole or a part of the moveable or immoveable assets, or to sell such assets in order to distribute the proceeds therefrom to the said heirs, the whole in accordance with their rights.

2. During such period of twelve months, the said testamentary executors and administrators shall continue to be entitled to the remuneration granted to them by the act 51-52 Victoria, chapter 127, and its amendments, and shall retain the power of filling any vacancy, which may arise, in the manner provided for by the will.

3. Notwithstanding the provisions of section 1 of the act 1 Edward VII, chapter 94, as replaced by section 1 of the act 7 Edward VII, chapter 137; by section 1 of the act 1 George V (1910), chapter 114; by section 1 of the act 4 George V, chapter 133; by section 1 of the act 11 George V, chapter 168; by section 1 of the act 13 George V, chapter 132; by section 1 of the act 15 George V, chapter 141; by section 1 of the act 17 George V, chapter 140, and by section 1 of the act 20 George V, chapter 168, and notwithstanding the provisions of section 3 of the act 1 George V (1910), chapter 114, as replaced by section 3 of the act 4 George V, chapter 133; by section 3 of the act 11 George V, chapter 168; by section 3 of the act 13 George V, chapter 132; by section 3 of the act 15 George V, chapter 141; by section 3 of the act 17 George V, chapter 140, and by section 3 of the act 20 George V, chapter 168, it shall be lawful for the testamentary executors and administrators of the estate of the late John Pratt, during such time as the annual revenues of the estate are not

sufficient for that purpose, to take from the accumulated or capitalized revenues of the said estate a sum not exceeding three hundred thousand dollars in all to make up, if necessary, the amount of the advances authorized to be paid to the grandchildren and great grandchildren of the testator, in accordance with the provisions of section 1 of the act 1 Edward VII, chapter 94, and its amendments mentioned above, the whole subject to the conditions therein set forth, and to the full amount therein mentioned; and also to pay, as and from the first day of August, 1932, to each of the surviving children, namely, Marie Louise Evéline Pratt, Marie Angéline Virginie Pratt and Aloysia Pratt, the additional rents provided for by section 3 of the act 1 George V (1910), chapter 114, and its amendments mentioned above, but only to the extent of twelve thousand dollars per annum, unless the annual revenues permit payment to them each year, without recourse to the said sum of three hundred thousand dollars or any balance thereof remaining, of the said sum of twelve thousand dollars, or any greater sum, not exceeding the sum of fourteen thousand five hundred dollars provided for by section 3 of the act 20 George V, chapter 168.

Payment of costs.

4. The estate of the late John Pratt shall defray the costs and disbursements incurred for the passing of this act.

Coming into force.

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