



CHAPTER 170

An Act respecting the estate of the late Blanche Celema
alias Celina St. Denis

[Assented to, the 20th of March, 1930]

WHEREAS Lia St. Denis, spinster, of the age of ma-^{Preamble.}
jority, in possession of her rights, of the city and
district of Montreal, has, by her petition, represented:

That she is one of the particular legatees, and one of the
universal legatees of the late Blanche Celema *alias* Celina
St. Denis;

That the said late Blanche Celema *alias* Celina St. Denis
was married to the late Alexander James Stewart, on the
15th of May, 1900, at the church of St. John the Evangelist,
(Church of England), in Montreal, without a marriage
contract;

That on the 29th of November, 1907, the said late Blanche
Celema *alias* Celina St. Denis obtained a separation from
bed and board against the said Alexander James Stewart, by
a judgment of the Superior Court, sitting in and for the
district of Montreal, at Montreal, which entailed the sepa-
ration of property between the consorts, declaring the
community of property which had existed between them
dissolved;

That the said Alexander James Stewart died on the 27th
of March, 1924, and the said Dame Blanche Celema *alias*
Celina St. Denis died on the 7th of August, 1928, without
having contracted any other marriage;

That, between the date of the dissolution of the said com-
munity of property and the date of her husband's death,
the said Dame Blanche Celema *alias* Celina St. Denis acquir-
ed certain property which she bequeathed to her brothers
and sisters, and to Edmond Bélanger; but such acquisition
took place without the authorization of her husband, from

whom she was separated from bed and board, and without that of a judge, and through the want of such marital authorization, and of that of a judge, the various deeds of acquisition of such properties are vitiated from the start and are irregular;

That the petitioner submits that it is urgent and necessary, and in the interest of the particular legatees, and of the universal legatees of the estate of the late Dame Blanche Celema *alias* Celina St. Denis, to legalize the latter's right of ownership to the immoveables bequeathed, as regards the above-mentioned nullity;

Whereas the petitioner has prayed for the passing of an act for the above purposes and it is expedient to grant the said prayer;

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

Right of ownership to certain immoveables.

1. The will of Dame Blanche Celema *alias* Celina St. Denis shall confer upon the legatees therein named, according to the terms of the said will, the right of ownership to the immoveables bequeathed and described in the schedule of this act, notwithstanding the want of authorization by Alexander James Stewart, husband separate as to bed and board of the late Dame Blanche Celema *alias* Celina St. Denis, or of a judge, at the time of the acquisition of the said immoveables by the testatrix, provided, however, the right of ownership of the said legatees to such immoveables be not otherwise void.

Costs.

2. The disbursements and fees due to the lawyers and the costs of the passing of this act shall be at the charge of the particular legatees, interested and mentioned in the said will, and shall be supported by the latter.

Coming into force.

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

SCHEDULE

RESPECTING the estate of the late Dame Blanche Celina St. Denis.

1. The property or immoveable bearing civic numbers 6639-6641 of Chateaubriand avenue or street, Montreal, with dependencies connected therewith, known and designated as lot number nine hundred and sixteen of the official subdivision of the original lot number seven,

(7-916) of the official plan and book of reference of the incorporated village of Côte St. Louis, containing twenty-five feet in front by one hundred and ten feet in depth, English measure and more or less; with the right of passage in the lane situated in the rear of the said lot, in common with all others entitled thereto, and on the usual conditions of maintenance, and with the house, garage and other buildings thereon erected; which is bequeathed to Miss Lia St. Denis by the said will of Dame Blanche Celina St. Denis;

2. The property or immoveable bearing civic numbers 5054-5056 of St. Hubert street, Montreal, and dependencies connected therewith, designated as a lot situated in the city of Montreal, on St. Hubert street, being number three hundred and seventy-three of the official subdivision of lot number three hundred and twenty-five, (325-373), on the official plan and book of reference of Côte St. Louis, measuring twenty feet in width, by seventy-five in depth, more or less, with the buildings thereon erected, with the right of passage in the private lane in rear, in common with all others entitled thereto (formerly bearing the civic numbers 1748-1750 of the said St. Hubert street); which was bequeathed to the said Miss Lia St. Denis, by the said will of Dame Blanche Celina St. Denis;

3. The property or immoveable bearing civic numbers 4676 to 4690 of St. André street, Montreal, known and designated as being four lots of land bearing numbers two hundred and twenty-eight, two hundred and twenty-nine, two hundred and thirty and two hundred and thirty-one, (228-229-230-231) of the official subdivision of lot number three hundred and twenty-five of the official plan and book of reference of the incorporated village of Côte St. Louis, each of said lots containing twenty-two feet in front by seventy-five feet in depth, more or less, bounded in front by St. André street, formerly Maple street, in the rear by a lane known under number two hundred and twenty-four, of the official plan and book of reference of the said Côte St. Louis, with buildings, with the right of passage in common in the above described lane, as well as that known under number two hundred and two of the same official plan and book of reference, which was bequeathed to Georgianna St. Denis, by the said will of Dame Blanche Celina St. Denis;

4. The property or immoveable bearing civic numbers 7046 to 7050 of Drolet street, Montreal, and the two vacant lots adjoining the latter property, which are known and designated as being the northwest half of lot number

ninety-six, (96), of the subdivision of lot number eight, (8), of the official plan and book of reference of the incorporated village of Côte Saint Louis; containing twenty-five feet in front, by one hundred and ten feet in depth, English measure, and more or less, bounded in front to the northeast by Drolet street, (formerly Cowan), in rear by part of subdivision number ten, on one side to the northwest by lot number 8-97 and on the other side, southeast, by the remainder of lot No. 8-96, and as being lot No. 97 of the subdivision of lot No. 8 of the official plan and book of reference of the incorporated village of Côte St. Louis containing fifty feet in width by 110 feet in depth, and bounded in front by Drolet street, (formerly Cowan street), in rear by part of lot number 10, on the northwest side by lot No. 8-98 and on the other side to the southeast by lot No. 8-96, which were bequeathed to Georgianna St. Denis by the said will of Dame Blanche Celina St. Denis;

5. The property or immoveable bearing civic numbers 5879 to 5883 of St. André street, and civic numbers 5880 to 5884 of Boyer street, Montreal, with the vacant land adjoining the latter property, and known and designated as being lot number five hundred and forty-two of the subdivision of lot number seven, (7-542), of the official plan and book of reference of the village of Côte St. Louis with all the buildings thereon erected, and lot number five hundred and forty-three of the subdivision of lot number seven, (7-543), of the official plan and book of reference of the village of Côte St. Louis, bounded at one end by St. André street, at the other end by Boyer street, which were bequeathed to Emilien St. Denis by the said will of Dame Blanche Celina St. Denis;

6. The property or immoveable bearing civic numbers 5744 to 5748 of Bordeaux street, Montreal, with its dependencies, and known and designated as being a building lot, situated in Montreal, Delorimier ward, and formerly bearing civic numbers 2328 to 2332 of Bordeaux street, measuring thirty-seven feet and six inches in width by seventy-six feet in depth, English measure, and the servitudes connected therewith, which is composed of: a) lot number one thousand and ninety-four of the subdivision of original lot one hundred and sixty-one, (161-1094), on the official plan and book of reference of the village of Côte de la Visitation; b) the south half of lot number one thousand and ninety-five of the subdivision of original lot one hundred and sixty-one (161-- $\frac{1}{2}$ S. 1095), of the same official plan and book of reference, such half measuring twelve feet six inches in width by seventy-six feet in depth,

English measure, and bounded in front by Bordeaux street, in rear by a lane, on one side by the above-described lot (161-1094), and on the other side by the remainder of said lot 161-1095, which was bequeathed to Hercule Domina St. Denis, by the said will of Dame Blanche Celina St. Denis;

7. The land on Esplanade street, situated at Sault au Récollet, and known and designated as being lot number 505 of the subdivision of part of a lot known under number two hundred and sixty-eight (2-268) of the official plan and book of reference of the parish of Sault au Récollet, county of Hochelaga, was bequeathed to Hercule Domina St. Denis by the said will of Dame Blanche Celina St. Denis;

8. The two vacant lots situated on St. André street and running to Boyer street, which are known and designated as being lots Nos. 544-545 of the official subdivision of lot No. 7, (7-544-545), of the official plan and book of reference of the incorporated village of Côte St. Louis, each of such lots containing twenty-five feet in width by seventy-three feet in depth, English measure and more or less; such lots being adjoining to one another and forming with the lots of land No. 542-543 of the subdivision of No. 7, above described, a parcel of land known as follows: In front to the southwest by St. André street, in rear by a lane in common, on the northwest side by lot No. 7-546, and on the other side to the southeast by lot No. 7-541, with the right of passage, and the use of the lanes in rear, in common with all others entitled thereto, which were bequeathed to Hercule Domina St. Denis, by the said will of Dame Blanche Celina St. Denis;

9. The property or immoveable bearing civic numbers 5843 to 5865 of St. André street, Montreal, with the dependencies connected therewith, situate on lot numbers five hundred and thirty-eight of the subdivision of lot number seven on the official plan and book of reference of the village of Côte St. Louis containing twenty-five feet in width by seventy-four feet in depth, English measure, and more or less, with the buildings thereon erected, and formerly bearing Nos. 2209-2209*a*-2211-2211*a* and 2211*b* of St. André street; and on lot number five hundred and thirty-nine of the subdivision of lot No. 7, of the official plan and book of reference of the incorporated village of Côte St. Louis, county of Hochelaga, bounded in front towards the southwest by St. André street, in rear towards the northeast by Boyer street, on one side towards the northwest by lot No. 7-540 and on the other side towards

the southeast by lot No. 7-538, measuring twenty-five feet in width by seventy-four feet in depth, English measure, and more or less, with the active and passive servitudes and the buildings thereon erected, which were bequeathed to Edmond Bélanger, by the said will of Dame Blanche Celina St. Denis.