



CHAPTER 131

An Act to validate a certain deed of sale by Léon Faribault to Dame Cécile Chouinard-Gingras

[Assented to, the 24th of February, 1927.]

WHEREAS Léon Faribault, advocate, of the city of Preamble. Montreal, Dame Amélie Duchesnay, widow of Gustave Hamel, of Quebec, and Dame Cécile Chouinard-Gingras, of Quebec, have, by their petition, represented:

That on the 5th of December, 1905, before Cyrille Tessier, notary, Dame Georgianna Faribault, widow of Théophile Hamel, bequeathed half of her property to her daughter Miss Hermine Hamel and half of her property to her son Gustave Hamel;

That, by the said will, Dame Faribault appointed the said Gustave Hamel testamentary executor of the undivided half bequeathed to Miss Hermine Hamel, with the fullest powers, particularly those of selling and hypothecating, without court authorization or formality, and the power of appointing a successor to the office by his will;

That the said will of Dame Faribault was registered at Quebec on the 3rd of December, 1906, under number 120626;

That among the properties of the estate of Dame Faribault was an immoveable property known and described as No. 624 of the cadastre for St. Roch ward, Quebec;

That Gustave Hamel, by his will made before Notaries Gosselin and Taschereau on the 16th of July, 1913, appointed Léon Faribault to replace him in the office of testamentary executor of the estate of Dame Georgianna Faribault, and bequeathed his property to his wife Dame Amélie Duchesnay-Hamel, with substitution in favour of his children and grandchildren;

That, by said will, Gustave Hamel also appointed his wife, Dame Amélie Duchesnay-Hamel, his testamentary executrix;

That the said will was registered at Beauceville under number 82209 and at Quebec on the 20th of October, 1917, under number 161872;

That among the properties of the estate of Gustave Hamel was the undivided half of the said immoveable bearing No. 624 of the cadastre for St. Roch ward;

That the said immoveable property has remained undivided, half belonging to Miss Hermine Hamel and half to the estate of Gustave Hamel;

That on the 29th of October, 1918, before notary Henri Pouliot, Léon Faribault, in his capacity of testamentary executor of the estate of Dame Georgianna Faribault, sold the said immoveable property in its entirety to Dame Cécile Chouinard-Gingras for the price of three thousand one hundred dollars;

That half of the price of sale was handed over to Dame Amélie Duchesnay-Hamel, in her capacity of testamentary executrix and that such sum has been used to discharge the debts of the estate of the late Gustave Hamel;

That it is necessary to have the said deed of sale ratified for the undivided half of the said immoveable property known and designated under No. 624 of the cadastre of St. Roch ward, belonging to the estate of Gustave Hamel and charged with a substitution;

That a family council held before Notary Oscar Hamel on the 5th of January, 1927, recommended the passing of this act;

That Amélie, Jeanne, Madeleine and Jean Hamel, substitutes of age, and Dame Amélie Duchesnay-Hamel in her capacity of tutrix to her minor daughter, Suzanne Hamel, intervened in the said deed and likewise approved of and recommended the passing of this act;

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:

Deed of
sale ratified.

Ownership
determined.

1. The deed of sale entered into between Mr. Léon Faribault and Dame Cécile Chouinard-Gingras, on the 29th of October, 1918, before Notary Henri Pouliot, is validated as to the undivided half of the immoveable property known and described as number 624 of the cadastre for St. Roch ward, Quebec, belonging to the estate of the late Gustave Hamel, and Dame Cécile Chouinard-Gingras is declared to be the indisputable owner of the whole of the said immoveable property.

2. To give effect thereto, a certified copy of this act shall be filed and registered in the office for the registration division of Quebec.

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