



CHAPTER 140

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

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

WHEREAS Charles A. Pratt, of the town of Longueuil; Preamble.

Marie Louise Evelina Pratt, of the city of Montreal, widow of the late Gustave Laviolette; Marie Angéline Virginie Pratt, of the city of Montreal, widow of the late George H. Matthews; and Aloysia Pratt, of the city of Montreal, wife of P. F. Woodcock, of the same place, and the latter to authorize his wife for the purposes hereof; Alexander Pratt, of the town of Longueuil; John A. H. Pratt, notary, of Montreal; Georges Pratt, of the same place; Edouard J. H. Pratt, of the same place; Blanche Pratt, wife of T. R. Lebeau, of the same place; Emélie Murielle Pratt, wife of Joseph Maufette, veterinary surgeon, duly authorized by her husband, of the same place; Yvonne Pratt, wife of Gaston St. Cyr, notary, duly authorized by her husband, of the same place; Evelyn Pratt, wife of James McLaughlin, of Montreal; J. E. C. Emile Bourdon and Edouard Bourdon, both dentists, of the city of Quebec; Albert Pratt, of Montreal; Alice Lafrenière, of the town of Longueuil, wife of Alfred Lamarre, of the same place, duly authorized by her husband; Estelle L. Lafrenière, wife of Louis P. Viau, of Montreal, duly authorized by her husband; Paul Pratt; Marguerite Pratt, wife of Alphonse Préfontaine, duly authorized by her husband; Ernest Lafrenière, René Lafrenière and Henri Lafrenière, of the town of Longueuil; all heirs to the estate of the late John Pratt, have, by their petition, represented:

That it is the interest of all those interested in the said estate 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; and 15 George V, chapter 141, be again amended;

That the revenues of the estate justify an application for an increase in the advances and annuities from the estate to the heirs and annuitants and that the obligations of the latter have increased;

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 Ed. VII, c. 94, s. 1, replaced.

1. Section 1 of the act 1 Edward VII, chapter 94, as replaced by section 1 of the act 7 Edward VII, chapter 137, and by section 1 of the act 1 George V (1st session), chapter 114, and by section 1 of the act 4 George V, chapter 133, and by section 1 of the act 11 George V, chapter 168, and by section 1 of the act 13 George V, chapter 132, and by section 1 of the act 15 George V, chapter 141, is again replaced by the following:

Advances authorized.

"1. It shall be lawful to the testamentary executors and administrators of the estate of the late John Pratt to give, out of the surplus revenues of the estate over the expenditure (but including the accumulated or capitalized revenue), the annual rents and charges being first paid, to each of the grandchildren, and, in the event of death of any of them leaving children, to pay each one of the great-grandchildren of the testator, equal advances except for reasonable cause, and not exceeding the following amounts: to the grandchildren twelve thousand dollars per annum each, and to the great-grandchildren a like amount of twelve thousand dollars per root to be divided between them, and so that there shall not be paid to any of the grandchildren, or to any of the great-grandchildren by roots, more than twelve thousand dollars in any one year. Every sum so paid to any of them as well as the interest thereon at a rate to be determined from time to time by the testamentary executors, but not exceeding three per cent per annum, capitalized each year, shall be charged to his or her share of the property of the said testator, and shall be counted and deducted when the partition of the said property is made."

7 Ed. VII, c. 137, s. 4, replaced.

2. Section 4 of the act 7 Edward VII, chapter 137, as replaced by section 2 of the act 1 George V (1st session), chapter 114, and by section 2 of the act 4 George V, chapter 133, and by section 2 of the act 11 George V, chapter 168, and by section 2 of the act 13 George V, chapter 132, and

by section 2 of the act 15 George V, chapter 141, is again replaced by the following:

“4. The sum of twelve thousand dollars mentioned in section 1 of this act shall be payable by monthly instalments on the first of every month, beginning on the first day of August, 1926, and shall be in the nature of an alimentary allowance, and shall not be assignable nor liable to seizure.”

3. Section 3 of the act 1 George V (1st session), chapter 114, as replaced by section 3 of the act 11 George V, chapter 168, and by section 3 of the act 13 George V, chapter 132, and by section 3 of the act 15 George V, chapter 141, is again replaced by the following:

“3. The testamentary executors and administrators of the estate of the late John Pratt shall pay, out of the excess of the revenues over the expenses of the estate (including the accumulated or capitalized revenues), but only after providing for the advances above-mentioned, to each of the testator's children: Charles Alfred Pratt, Evéline Marie Louise Pratt, Virginie Pratt, and Aloysia Pratt, an additional rent of eleven thousand five hundred dollars, per annum, beginning on the first day of August, 1926. Such rent shall be in the nature of an alimentary allowance, shall not be assignable nor liable to seizure, and shall cease to be paid at the death of each of said children.”

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

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