

The payment of the price of adjudication at the office of the court or in conformity with the decision shall be valid and final as against all interested parties.

Payment of the price of adjudication.

The cost of the proceedings shall be paid by the estate.

Cost.

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

Coming into force.

## CHAP. 128

An Act to confer upon Isabelle Hamel certain rights respecting her person and property

[Assented to, the 29th of December, 1922]

**W**HEREAS Dame Caroline Vincent, of the town of Chicoutimi, did on the 30th of April, 1918, in the city of Quebec, in the parish of St. Roch, marry Joseph Henri Alphonse Hamel, of the town of Chicoutimi;

Preamble.

Whereas one child, Isabelle Hamel, was born of this marriage;

Whereas the said Alphonse Hamel died in the town of Chicoutimi on the 6th of January, 1920;

Whereas by his will, passed before Mtre. Maurice Ovide Bossé, notary public, for the Province of Quebec, dated the 1st of October 1919, the late Alphonse Hamel, left a portion of his property to his wife and a portion to his daughter, Isabelle;

Whereas by deed of tutorship, dated 12th of January, 1920, Dame Caroline Vincent was named tutrix to her minor child;

Whereas some doubts have arisen as to the validity of the marriage in view of the degree of consanguinity existing between the consorts, to wit: that of uncle and niece, although the religious authority granted the requisite dispensation;

Whereas Dame Caroline Vincent desires to have the rights and privileges of her child ratified;

Whereas Dame Caroline Vincent, as well personally as in her quality of tutrix to her minor child, has prayed that an act be passed to this effect, and it is expedient to grant her petition;

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

**1.** Isabelle Hamel, child issue of the marriage of Rights and

privileges of Dame Caroline Vincent and Alphonse Hamel, is subject to the obligations and invested with the rights and privileges arising from the relationship of mother and child.

Coming into force. **2.** This act shall come into force on the day of its sanction.

## CHAP. 129

An Act to confirm the interpretation of the will of the late Désiré Lacerte and to ratify a sale by Léopold Lamy to the St. Lawrence Paper Mills, Limited

*[Assented to, the 29th of December, 1922]*

Preamble.

**W**HEREAS Léopold Lamy, of the city of Three Rivers, farmer, has, by his petition, represented:

That by will passed before Pierre Désilets, notary public, at Three Rivers, on the 25th of April, 1893, Désiré Lacerte, of the city of Three Rivers, farmer, did, among other provisions, insert one appointing as his universal legatees, under certain restrictions, the children issue of the marriage of the petitioner;

That the said children now number seven, of whom four are of age and three are minors;

That the fifth clause of the will of Désiré Lacerte reads as follows:

"I give and bequeath to the children issue of the marriage of Mr. Léopold Lamy and Dame Maxemilia Gélinas, both residing with me, and whom I look upon as my children, all property, moveable and immoveable, which I shall leave at my death, that they may in perpetuity enjoy, use, do with and dispose of from the day of the death of my wife; making them my sole and only universal and residuary legatees, under the special condition that their father and mother shall have the enjoyment and usufruct thereof, should it so happen, until they shall become of age, at which time each of the said children shall have the right to demand his share of my property in so far as the moveables are concerned; but as regards the immoveables the share of each of them shall not lie in the immoveables themselves, but in the value thereof to be fixed by arbitrator chosen by the father or, failing him, by the mother of my said universal and residuary legatees.";

That the said clause is conducive to ambiguity, more especially if it be sought to interpret it in conjunction with the other clauses of the will;