

C H A P. 148

An Act respecting the estate of the late Joseph Arthur Villeneuve

[Assented to, 8th of March, 1922]

WHEREAS Israel Dupré, accountant; Georges Antoine Bourdeau, notary, and J. Séraphin Bock, manager, all three of the city and district of Montreal, in their capacity as testamentary executors of the estate of the late J. Arthur Villeneuve, in his lifetime lumber merchant, of the same place, have, by their petition, represented:

That by his will dated the 29th August, 1913, passed before Mtres. Georges Antoine Bourdeau and Joseph Albert Bariteau, notaries, the said Joseph Arthur Villeneuve gave and bequeathed to Dame Yvonne Larivière, his wife, a yearly life rent of three thousand dollars to count from his death and gave and bequeathed all his property, in full ownership to the children born and to be born, and in case of his decease without leaving any descendants, he appointed his said wife his universal legatee, in full ownership, choosing and appointing his said wife, as his testamentary executrix, prolonging her powers beyond a year and a day fixed by law and annulling all other testamentary provisions which he might have made before the said will;

That when the said J. Arthur Villeneuve made his will he was jointly with the said Israel Dupré and Georges Antoine Bourdeau, testamentary executor of the estate of his father Léonidas Villeneuve, and the property of his father's estate was not to be given him until he attained the age of thirty years;

That the said J. Arthur Villeneuve died on the 10th December, 1916, leaving four children now living;

That the said Dame Yvonne Larivière, being unable to administer the property of the estate of her deceased husband, Joseph Arthur Villeneuve, presented a petition dated the 28th December, 1916 to the Superior Court of the district of Montreal, in which she asked to be authorized to renounce her office of testamentary executrix of the estate, and desiring that such duty be confided to the testamentary executors already appointed to the estate of the said Léonidas Villeneuve, and to add to them the said J. Séraphin Bock, alleging that the appointment of the said Dupré, Bourdeau and Bock would be efficacious and beneficial to the heirs of the said J. Arthur Villeneuve;

That her said petition was granted by judgment of the Honourable F. O. Dugas on the 30th December, 1916, and

that the said Israel Dupré, Georges Antoine Bourdeau and J. Séraphin Bock accepted the said office;

That the assets of the said estate consisted for the most part of unoccupied ground, situate in the city of Montreal, in the city of Outremont and in the town of Lasalle, of the value of over five hundred thousand dollars which is unproductive and mostly hypothecated, and oblige the testamentary executors to spend every year considerable sums for paying interest and taxes;

That it is in the interests of the legatees of the said estate that more extended powers be granted to the testamentary executors in order to enable them to obtain revenue from the said immoveables;

That the said Dame Yvonne Larivière, both personally and as tutrix to her said minor children, legatees of the said estate, agrees to this request;

That the petitioners in order to comply with the wishes of the late Léonidas Villeneuve as expressed in his will and codicil and to supply the omission of the executors as far as possible, have, on the 13th February, 1922, before J. S. A. Ashby, N.P., made a declaration affecting property and securities to the extent of \$50,000.00 for the purposes mentioned in said will and codicil; and

Whereas it is expedient to pass an act to supplement the testamentary provisions of the said late J. Arthur Villeneuve, and to ratify the above mentioned declaration of the testamentary executors;

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

Additional powers of testamentary executors.

Investment of surplus monies.

Advance to legatees.

Ratification of certain declaration.

1. The testamentary executors, in addition to the powers given them by the testator, may sell, build on and subdivide the lots now belonging to the estate, acquire other lots, borrow, and to that end give hypothecs or other guarantees on the said land or any other land acquired. They may also give acquittance and radiation of the hypothecs. Any surplus monies not disposed of under the provisions of this act shall be invested in conformity with article 981*o* of the Civil Code.

2. The testamentary executors may advance, if need be, every year, an amount of five hundred dollars, to each of the said legatees, to provide for their education and maintenance

3. Seeing the omission by the testamentary executors of the late Léonidas Villeneuve to make the declaration

required by his will and codicil within the proper delay, the declaration subsequently made by the testamentary executors of J. Arthur Villeneuve on the 13th February 1922, before Mtre J. S. A. Ashby, Notary Public, is hereby ratified.

4. The estate shall pay the costs, disbursements and fees, incurred by the passing of this act, and the executors shall deduct the amount thereof from the capital of the estate. Costs, etc., how paid and deducted.

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

C H A P. 149

An Act to ratify a deed of sale between Alfred Dalbec and Susan Frozine Williamson

[Assented to, 8th of March, 1922]

WHEREAS *La Société d'Administration Générale* Preamble.

corporation duly incorporated by an act of this Province and having its principal place of business in the city of Montreal, and acting in its capacity of testamentary and fiduciary executor of the late Dame Susan Frozine Williamson, in her lifetime widow of James R. Barclay, both of the city of Montreal, has, by its petition, represented:

That by her will made in authentic form before H. P. Pepin and his colleague, notaries at Montreal, on the 15th February 1915, the said Dame Susan Frozine Williamson appointed the Honourable Albert E. de Lorimier her testamentary and universal fiduciary legatee;

That by deed before Mtre. J. L. Girouard, notary, at Montreal, dated the 24th March 1920, the said Albert E. de Lorimier, as he had the right and power to do under the terms of the said will, renounced the said office and appointed the petitioner to replace him;

That the said Susan Frozine Williamson died in Montreal on the 7th of February 1920;

That on the 7th of February 1899, by deed before H. P. Pepin, notary, in Montreal, the said Susan Frozine Williamson had acquired from Alfred Dalbec an immoveable with a building on it, fronting on St. Lawrence street in the city of Montreal and known on the official plan and book reference for the St Lawrence ward under the number three hundred and thirty-four (334);