

No obligation upon purchaser.

sale or sales accruing to the succession of the said late Edward Rawlings, and to give a valid acquittance or acquittances therefor, such share to be held and dealt with by them for the benefit of the grandchildren of the said late Edward Rawlings, in accordance with the provisions of his last will and testament, and invested by them in accordance with the provisions of articles 981o and following of the Civil Code,—provided, however, that no purchaser of the whole or any part of the said property shall be in any way bound to see to the employment of such share of the purchase price as aforesaid.

Coming into force.

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

CHAP. 170

An Act to provide for the administration of the estate of the late Thomas Connolly Aylwin

[Assented to, 19th of March, 1921]

Preamble.

WHEREAS Dame Marion Louise McGie, of the city of Quebec, widow of the late Thomas Connolly Aylwin, in his life time of the same place, Advocate, acting as well personally as in her quality of curatrix to her daughter,, Marion Elizabeth Cushing Aylwin; Mildred Louise Aylwin, of the city of Quebec, acting as well personally as in her quality of executrix of the will of her late father, the said Thomas Connolly Aylwin; Dame Isabel Ruth Aylwin, wife separate as to property of Major M. H. Labbé, of the City of Quebec, and by the latter duly authorized for the purposes hereof; and the Royal Trust Company, acting as co-executor with the said Mildred Louise Aylwin under the last will and testament of the said late Thomas Connolly Aylwin, have by their petition represented:

That the said late Thomas Connolly Aylwin died at the city of Quebec, on the 17th day of October, 1920, leaving his last will and testament in holograph form dated the 20th day of October, 1919, and which was probated by the Superior Court in and for the district of Québec, on the 21st day of October, 1920; the whole as more fully appears on reference to the said will and probate thereof;

That, by his said will, he bequeathed to his wife, Marion Louise McGie, the usufruct of all the property, moveable and immoveable, of which he might die possessed, sub-

ject to the bequest of an annuity of one thousand two hundred dollars to each of his two daughters, Mildred Louise Aylwin and Isabel Ruth Aylwin-Labbé, to be paid to each of them in monthly payments of one hundred dollars, and he appointed, as executors of his said will, the Royal Trust Company, of Montreal, and his said daughter, Mildred Louise Aylwin;

That the said T. C. Aylwin omitted to appoint any universal or residuary legatees, and therefore his estate devolved to his lawful heirs, who are his said widow, Marion Louise McGie, (she having abandoned all rights of survivorship accruing to her under her marriage contract or by law, and having renounced her rights to the proceeds of any insurance policies on the life of her said late husband), and his only issue, his three daughters, the said Mildred Louise Aylwin, the said Isabel Ruth Aylwin-Labbé and Marion Elizabeth Cushing Aylwin;

Whereas the said Marion Elizabeth Cushing Aylwin, whose age is now thirty-one years, is of unsound mind and has been interned in institutions for the care of persons mentally deranged, in London, England, since 1908, having become deranged while completing her education in England, and, by judgment of Mr. Justice Letellier, one of the judges of the Superior Court for the district of Quebec, of date the 10th of January, 1921, she has been interdicted, and her mother, the said Dame Marion Louise McGie, has been appointed curatrix to her person and property;

That the estate of the late T. C. Aylwin includes bonds, shares and other moveable property, which it may, from time to time, be to the advantage of the estate to realize, and also lands in the city of Montreal, in Hochelaga ward, which have been divided into building lots, some having been sold by Mr. Aylwin himself, and the others being held for sale, as opportunity may offer;

That it is in the interest of all concerned that the management of the estate be in the hands of persons who can avail themselves of such opportunities to dispose of such property as may be found advantageous and for such purposes, it is necessary to grant to the curatrix appointed to the said Marion Elizabeth Cushing Aylwin authority to join with the other representatives of the estate of the late T. C. Aylwin; and

Whereas the said petitioners have prayed that an act be passed to provide for the administration of the said estate during the existence of the usufruct created by the said will, and it is expedient to grant their prayer;

Therefore, His Majesty, with the advice and consent of

the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:

Sale of
property
authorized.

1. Dame Marion Louise McGie Aylwin, curatrix, duly appointed to the person and property of her daughter, Miss Marion Elizabeth Cushing Aylwin, and her successors in office, is hereby authorized and empowered, without judicial formalities, to join with the other representatives of the estate of the late T. C. Aylwin, to, from time to time as occasion may present itself, sell and transfer with legal warranty the whole or any part of the immoveable property, or shares, bonds, debentures, debenture notes or other forms of securities in financial, commercial or industrial corporations comprised in the said estate, and to receive any or all sums due thereto, whether in capital or interest, and give valid acquittances therefor. The said curatrix may likewise join in giving good and valid receipts for any or all sums due and payable to the said estate.

Agent.

2. The said curatrix may be represented by an agent in the execution of any deed of sale or acquittance.

Partial
division of
estate.

3. A partial division of the estate may be made at any time, provided all the interested parties agree, the said curatrix having power to agree for and on behalf of the said Marion Elizabeth Cushing Aylwin, whose share shall be invested by the said curatrix under the terms of article 981^o of the Civil Code.

Costs of act.

4. The costs incurred in connection with the passing of this act shall be payable out of the capital of the said estate.

Coming
into force.

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

CHAP. 171

An Act to authorize Alfred Octave Fages and John Archibald Fages to proceed to the partition of substituted property

[Assented to, 19th of March, 1921]

Preamble.

WHEREAS Alfred Octave Fages and John Archibald Fages, both of the city of Montreal, have, by their petition, represented:

That they are the institutes in the substitution of Jean