

CHAP. 147

An Act to authorize the building of a church and sacristy
in the parish of Saint Pierre de Shawinigan

[Assented to, 14th of February, 1920]

WHEREAS the *curé* and church-wardens of l'*œuvre et fabrique* of the parish of St. Pierre de Shawinigan in the district of Three Rivers, have by their petition represented: Preamble.

That it is urgent, for the welfare of the parish, to build and furnish a church and sacristy as soon as possible upon the property of the *fabrique*;

That it is necessary to pass a special act to provide, with the assent of the Ordinary of the diocese, for the building of the said church and sacristy and furnishing the same, by borrowing the necessary funds for such purpose;

That in order that the cost be less burdensome, it is expedient to effect one or more temporary or long term loans, and, for their repayment, to impose and levy, each year, upon the resident and non-resident Roman Catholics of the parish, an assessment based upon the annual municipal valuation roll, and affecting the properties only to the amount of the payment of the assessments due;

That the provisions of chapter first of title ninth of the Revised Statutes, 1909, do not meet the requirements of the petitioners; that in particular it is advisable, owing to the peculiar position of the said parish, to substitute for the corporation of parish trustees, a less complicated organization; and furthermore the petitioners need special facilities for effecting and repaying loans, and, owing to the rapid growth of the population and the frequent changes in ownership of property, it is necessary to change each year the rate of assessment to be imposed, and to limit the privilege by which the freeholders' immoveables will be affected to the amount of the payments due on the said assessment;

That for such purposes it is necessary that a special act be passed to that effect;

And 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. The *curé* and churchwardens of the *œuvre and fabrique* Trustees of the parish of St. Pierre de Shawinigan, as well as their ^{incorporat-}
^{ed.}

Name. successors in office, are hereby constituted a distinct corporation under the name of: "The Trustees of the parish of St. Pierre de Shawinigan"; and they shall have all the powers hereinafter mentioned, as well as all those under the general law respecting trustees and consistent with this act.

Building of church, Etc. **2.** The trustees shall have a church and a sacristy built upon the *fabrique* property.

Plans and specifications, etc. **3.** The trustees shall have plans and specifications prepared, call for tenders, pass contracts, supervise the work, retain the services of experts, if they deem it necessary, take out and defend lawsuits in their discretion and perform all necessary acts for attaining the objects of this act.

Approval by Ordinary. **4.** The plans and specifications and all contracts must be approved by the Ordinary of the diocese.

Loan authorized. **5.** To pay the cost of the work of building the church and sacristy and of their furniture, the trustees are authorized to borrow from one or more persons, corporations or institutions, a sum not exceeding one hundred and seventy-five thousand dollars, by one or more loans, repayable within a period not exceeding forty years.

Form of loan. **6.** Any loan may be effected by a notarial deed or by means of debentures or otherwise with a sinking-fund; it may be repayable by annuities if deemed preferable. If the loan is for a period of less than forty years, new loans may be effected and new debentures be issued, from time to time; but the proceeds of such loans or debentures shall be applied to the payment of the preceding loan or loans or to debentures previously issued. If, owing to the stringency of the money market at the time, it is deemed advisable to effect a short term loan, the trustees shall have power to not levy a sinking-fund during the term of such temporary loan.

Special assessment. **7.** The trustees may levy, each year, during a period not exceeding forty years, by assessment upon all immoveables belonging to Roman Catholics, whether residents or non-residents of the said parish, a sum sufficient for paying the capital, interest and sinking-fund or the annuities, as the case may be, the cost of levying the assessments, of negotiating the loans, the insurance premiums, the secretary's salary, the expense incurred in passing this act, and

other expenses ordered by the canonical decree, authorizing such works to be executed; provided the immoveables of the said free-holders and the said owners shall be affected, and the said free-holders and owners of immoveables themselves shall be responsible, only to the extent of the payments for assessments then due, except as hereinafter provided.

8. To meet costs and losses, the trustees may add a Additional sufficient additional sum to the amount of the assessment. sum.

9. For the payment of the loans, in capital and interest, Money to be and to meet the expenses above mentioned, the trustees must use, first of all, in each year, the revenue from special used to re-pay loan. house to house collections on Sundays, and afterwards, if necessary, take the surplus of revenue over and above the annual expenses, both ordinary and extraordinary, of the *fabrique*.

10. When the revenues mentioned in section 9 of this Assessment act are insufficient, the deficiency must be levied by if necessary. assessment as above provided.

11. The assessment roll shall be based upon the mu-Based upon nicipal valuation roll of the town of Shawinigan in force municipal valuation roll. on the first of July preceding the maturity of each of such payments.

An assessment roll shall be made every year. It shall not be submitted for homologation by the civil commissioners acting in accordance with the Revised Statutes, 1909.

12. Such assessment roll must be deposited, on or before Deposit of the first day of November of each year, at the secretary's roll. office, where the interested parties may have communication of the same at the hours appointed by the trustees. It shall be homologated by the trustees on the day and at the hours fixed by them, after public notices read publicly and posted at the parish church doors, at least eight days beforehand, and such homologation shall have the same force and effect as the homologation by the civil commissioners acting in accordance with article 4335 of the Revised Statutes, 1909.

13. The assessment to be levied every year shall become Due dates due and exigible on the first day of December of each forth-for assess-coming year; the first payment shall be exigible on the ment. first day of December, 1920.

14. Payments made within fifteen days of their becoming due shall benefit by a rebate of three percent, if the trustees deem it advisable; and all payments not made within thirty days from their becoming due shall bear interest at six per cent per annum.

15. The moneys from assessments, loans and generally all moneys to be used in paying the debt and works above mentioned, shall be deposited in a chartered bank chosen by the trustees, and may be withdrawn only upon the joint signatures of the *curé* and senior churchwarden.

16. The trustees may hypothecate the church and sacristy and the ground upon which they are built, and transfer all assessments for the payment of said loans and debentures; in the event of the loan being effected by debentures, such hypothec may be given to one or several trustees, as guarantee for the payment of said debentures, and, after being registered, it shall be a valid obligation in favour of said debenture-holders.

17. The religious buildings must, during and after their construction, be insured against fire and all other dangers of destruction; and the insurance policies may be transferred as additional security for loans.

18. Suits may be taken in the trustees' name for the recovery of any sums in the act of assessment in the manner set forth in paragraph 1 of article 4341 of the Revised Statutes, 1909.

19. The *curé* may call a meeting of the trustees by registered letter addressed to each of them, at least one clear day before such meeting.

Such meetings shall be held in the same way as churchwardens' meetings, and the proceedings shall be entered in the minute book of the *fabrique*. The quorum at such meetings shall be three.

In the event of an equal division of votes, the *curé* shall, in addition to his vote as a trustee, have a casting-vote as chairman.

20. The trustees may appoint a secretary, and pay him a salary, and they shall, at their own expense, get for such officer a security bond of at least two thousand dollars.

21. Accounts must be rendered and approved on or before the first day of December of each year.

22. Nothing in this act shall be interpreted as restricting the general powers of the *fabrique* for contracting loans. Interpreting the general powers of the *fabrique* for contracting loans of act.

23. When the final account is rendered by the trustees, *Curé* and the *curé* and church-wardens in office shall be substituted for the trustees, and shall have all the rights, powers, privileges and obligations conferred upon the trustees by this act. Curé and churchwardens to be substituted for trustees.

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

CHAP. 148

An Act to incorporate The Congregation *Agudath Achim* of Sherbrooke

[Assented to, 14th of February, 1920]

WHEREAS Menassa B. Echenberg, Samuel Mosel, and Joseph Rosenbloom, all traders of the city of Sherbrooke, and the Revd Abraham Middleman, and Moses Echenberg, trader, Thomas Vineberg, trader, Max Winestein, trader, and Jacob Kushner, trader, all of the city of Sherbrooke, have by petition set forth that they are persons professing the Jewish religion and are desirous of incorporating themselves and such others as may hereafter become members into a religious congregation under the name of "The Congregation *Agudath Achim* of Sherbrooke"; and whereas 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:

1. Menassa B. Echenberg, Samuel Mosel, and Joseph Rosenbloom, all of the city of Sherbrooke, and all other persons who now are or may hereafter become members are hereby constituted a body corporate and politic under the name of "The Congregation *Agudath Achim* of Sherbrooke". Congregation incorporated.

2. All property, moveable and immoveable, now possessed or held in trust for the said congregation shall be and is hereby transferred to and vested in the said congregation, and the said congregation shall be responsible for all liabilities contracted by it. Vesting of property.