

## C H A P. 154

An Act respecting the estate of Joseph Aimé Massue

[Assented to, 17th of March, 1919]

**W**HEREAS Gustave Drolet Massue, seignior of the *fiefs* and seigniories of Bonsecours, Bourg Marie West, Bourgehemin West and St. Charles, residing in the city and district of Montreal; Edmond Boileau Drolet, advocate, of the city and district of Montreal; Dame Juliette Drolet of the town of Longueuil, in the district of Montreal, wife of Camille Laviolette, physician, also of Longueuil; Dame Marguerite Drolet Massue of the city and district of Montreal, wife of Honoré David, surgeon dentist, of the same place; Aimée Drolet Massue, spinster; Gustave Drolet Massue, junior, student, both of the city and district of Montreal, and Camille Laviolette, spinster, of the town of Longueuil, district of Montreal, have by their petition represented: Preamble.

That Joseph Aimé Massue, in his lifetime domiciled in the parish of St. Aimé, in the county and district of Richelieu, and seignior of the *fiefs* and seigniories of Bonsecours, Bourg Marie West, Bourgehemin West and St. Charles, died on the 10th of April, 1891;

That, on the 17th of December, 1890, he made his will in authentic form before J. E. O. Labadie and colleagues, notaries, at Montreal;

That by his said will, after certain particular legacies, he bequeathed the residue of all his property, both moveables and immoveable, to Gustave Massue Drolet, now Gustave Drolet Massue; Juliette Drolet, wife of Camille Laviolette, physician; René Drolet, gentleman, and Edmond Boileau Drolet, advocate, with substitution in favour of their children;

That by the said will the said Joseph Aimé Massue appointed Jean Zephirin *alias* Zephir Resther, architect, of the city of Montreal, his sole testamentary executor, administrator and trustee of the property left by him, empowering him to appoint, by notarial deed, a competent person to replace him if he should die before the partition of the estate;

That, on the 17th of July, 1905, the said Jean Zephirin Resther, in his lifetime architect, of the city and district of Montreal, made his will before J. Philippe Lamarche and colleague, notaries, and appointed Valmore Lamarche, notary, as sole testamentary executor, administrator and trustee of the succession of the said late Joseph Aimé

Massue, with a remuneration of fifteen hundred dollars per annum granted by the act 55-56 Victoria, chapter 55;

That under the codicil to the will of the late Jean Zephirin Resther, made before J. P. Lamarche and colleague, notaries, on the 23rd of March, 1909, he appointed, in the place and stead of Valmore Lamarche, in his lifetime notary, of Montreal, Wilbrod Decarie, architect, and his son, Jean Zephirin Resther, empowering the said Wilbrod Décarie to act alone as testamentary executor, administrator and trustee until the coming of age of his son Jean Zephirin Resther, when he stipulated that the latter should be associated with the said Wilbrod Decarie and that they should act jointly together, and that, whether they acted jointly or separately, they should both have the same powers as the said late Valmore Lamarche had under the will of the said late Jean Zephirin Resther;

That Jean Zephirin Resther, in his lifetime architect, of the city of Montreal, died on the 24th of November, 1910, and Wilbrod Decarie, architect, of Montreal, succeeded him as testamentary executor, administrator and trustee of the estate of the late Joseph Aimé Massue;

That Jean Zephirin Resther, junior, came of age on the 8th of January 1919;

That the said Wilbrod Decarie has filled that office from the 24th of November, 1910, and is at the present time sole testamentary executor, administrator and trustee of the succession of the late Joseph Aimé Massue;

That the said Jean Zephirin Resther, junior, has not so far performed any act as testamentary executor of the estate;

That neither has the said Jean Zephirin Resther, junior, resigned that office;

That owing to doubts that have arisen regarding the validity of such double appointment of testamentary executor, administrator and trustee of the estate of the late Joseph Aimé Massue, made by the late Jean Zephirin Resther, the affairs of the estate suffer serious detriment thereby;

That such double appointment of testamentary executor, administrator and trustee, with the same powers, has the effect of limiting the powers of each of the testamentary executors, and makes it impossible for them to act jointly and validly;

That under the circumstances it is desirable that an act be passed to ratify the appointment of Wilbrod Decarie and to confirm his administration to this day, and to cancel that of Jean Zephirin Resther, junior;

Therefore, His Majesty, with the advice and consent of

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

**1.** The appointment of Wilbrod Decarie as testamentary executor, administrator and trustee of the estate of the late Joseph Aimé Massue by the codicil to the will of the late Jean Zephirin Resther made on the 23rd of March, 1909, before J. Philippe Lamarche, notary, is confirmed, ratified and declared good and valid for all legal purposes.

**2.** All the acts performed by the said Wilbrod Decarie as testamentary executor, administrator and trustee of the estate of the late Joseph Aimé Massue, since his acceptance of the said office, namely, since the 24th of November, 1910, are declared to have been performed by the said Wilbrod Decarie, with authority to do so.

**3.** The remuneration granted by the act 55-56 Victoria, chapter 55, to the testamentary executor, administrator and trustee of the estate of the late Joseph Aimé Massue, is declared to be that to which the said Wilbrod Décarie is entitled for the period during which he has acted and will act as testamentary executor, administrator and trustee of the said estate.

**4.** The appointment of Jean Zephirin Resther, junior, as testamentary executor, administrator and trustee of the estate of the late Joseph Aimé Massue by the codicil of the late Jean Zephirin Resther, is cancelled and declared never to have had any legal effect.

**5.** The petitioners' disbursements for the passing of this act shall be charged to the capital of the said estate.

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

#### CHAP. 155

An Act respecting the estate of the Honourable J. Aldric Ouimet

[Assented to, 17th of March, 1919]

**W**HEREAS Paul de Roberval Ouimet, insurance agent, Preamble.  
Miss Eugénie Ouimet and Miss Marie Ouimet, *filles*  
*majeures et usant de leurs droits*, and Aldric Ouimet, stu-