

Share of
children of
minors.

3. If any of the minor grandchildren of the testator should marry while minors and die leaving issue of their marriages, such children, notwithstanding any provisions in this act to the contrary, and notwithstanding any provisions contained in the will of the late Isaac Racine, shall inherit only their parent's share.

Coming into
force.

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

C H A P. 158

An Act to define the powers of the executors under the will
of the late Francis Chattan Stephens

[Assented to, 17th of March, 1919]

Preamble.

WHEREAS the late Captain Francis Chattan Stephens, a captain in the Canadian Army, died at the city of Montreal, on the 16th day of October, 1918, leaving his last will and testament made in the form according to the laws of England and bearing date the 10th day of August, 1914, and homologated by the Superior Court for the district of Montreal on the 30th of October, 1918; and

Whereas by said will he bequeathed all his property moveable and immoveable to his executors, as trustees, in trust for the purposes mentioned in the will; and

Whereas the bulk of the property left by the said Captain Stephens consisted in a one-fourth undivided interest in the estate of his father, the late Honourable George Washington Stephens, in his life-time of the city of Montreal, which estate consists very largely in immoveable properties in the city of Montreal; and

Whereas doubts have been expressed as to whether the executors and trustees of the will of the late Captain Francis Chattan Stephens have the right to sell the interest of the said late Captain Stephens in the said immoveables composing the estate of the late George Washington Stephens and other immoveables left by him without the concurrence of the heirs under said will or of some one representing said heirs, and also as to whether without such concurrence the executors and trustees have the right as representing his estate to take part in such partitions as the state of indivision of the estate of the late Honourable George Washington Stephens may give rise to; and

Whereas Dame Hazel Beatrice Kemp, widow of the late

Captain Francis Chattan Stephens, and The Royal Trust Company, the executors and trustees under the will of the late Captain Francis Chattan Stephens, have prayed that an act be passed to remove any doubts as to their powers under 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:

1. The executors and trustees under the will of the late Captain Francis Chattan Stephens, without the concurrence of the heirs, under said will, or anyone representing them, are vested with the right to sell, lease, hypothecate or otherwise dispose of the property immoveable as well as moveable bequeathed to them in trust by said will on such terms and conditions and for such considerations as they may deem proper, including the securities of any incorporated company that may be formed for the purpose of taking over the real estate forming part of the estate of the late Honourable George Washington Stephens, should such a step be decided upon.

Executors and trustees authorized to sell property.

2. They are likewise without such concurrence empowered to take part in any partition of property in which the said Captain Francis Chattan Stephens had an interest.

And to take part in partition.

3. Nothing in this act shall be interpreted as giving the executors any greater power to dispose of the said moveable and immoveable property than was possessed by the late Francis Chattan Stephens himself.

Interpretation.

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

Coming into force.

CHAP. 159

An Act respecting the estate of the Honourable Joseph Octave Villeneuve

[Assented to, 17th of March, 1919]

WHEREAS Jacques Villeneuve, manufacturer, of the city and district of Montreal, has, by his petition, represented:

Preamble.

That by his will, dated the 16th October, 1900, made before Joseph P. Landry and Hilaire Hurteau, notaries, the Honourable Joseph Octave Villeneuve bequeathed to