

## C H A P . 133

An Act to amend the act 6 George V, chapter 88, and to grant certain powers to *L'Oeuvre et Fabrique* of the parish of Saint-François d'Assise de la Longue-Pointe, and to change its corporate name

[Assented to 9th February, 1918]

**W**HEREAS the petition of the *fabrique* of the parish of Saint-François d'Assise de la Longue-Pointe, has represented that the board of referees appointed by the act 6 George V, chapter 88, section 7, to decide, without appeal, all claims against the *fabrique* of the parish of Saint-François d'Assise de la Longue-Pointe, in connection with a series of promissory notes, has come to the conclusion that it cannot adjudicate upon the offer made by the *fabrique*, before the latter obtains an act of the Legislature conferring upon it the necessary powers for such purpose; Preamble.

Whereas by the act 6 Edward VII, chapter 95, the said *fabrique* was authorized to sell in whole or in part the immoveable No. 42 of the cadastre of Longue-Pointe bequeathed to it by the late Nicolas Desautels *dit* Lapointe, on conditions fixed by the said act;

Whereas the said *fabrique* was authorized by the act 2 George V, chapter 122, to use the proceeds of the said sale for the purchase of an immoveable for the building of a church and other religious buildings and dependencies, provided the immoveable thus acquired and the building erected thereon be hypothecated to secure the eventual rights of the heirs of the said Nicolas Desautels *dit* Lapointe;

Whereas since the said date the said *fabrique* has acquired an immoveable and built thereon its religious buildings by means of a loan, which its ordinary revenue is insufficient to repay;

Whereas the act 8 Edward VII, chapter 140, which appointed trustees to build a church in the parish of Saint-François d'Assise de la Longue-Pointe, has no further utility, the said church having been built without any assessment on the immoveables of the free-holders;

Whereas the enactment of section 6 of the act 6 George V, chapter 88, has had the effect of hindering the right to sell the whole of the farm No. 42 above described, conferred upon the said *fabrique* by the act 6 Edward VII, chapter 95, section 1, and that it is advisable that the said *fabrique* should not be deprived of the right conferred by the above act;

Whereas the *fabrique* requires to be authorized to use the proceeds of the sale of the said farm No. 42 for the payment of the debt created by the erection of such religious buildings;

Whereas the free-holders of the parish of Saint-François d'Assise de la Longue-Pointe have approved and ratified the petition for the passing of this act, and His Grace the Archbishop of the diocese of Montreal has also given his approval;

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:

Sale of certain property authorized.

**1.** The *fabrique* of the parish of Saint-François d'Assise de la Longue-Pointe is authorized to sell, and the *Cimetière de l'Est de Montréal* is authorized to buy, that portion of the lot bearing the No. 42 of the cadastre of Longue-Pointe, situate between Sherbrooke street and the present grounds of the *Cimetière de l'Est de Montréal*.

Bond issue by cemetery Co. authorized.

**2.** Le *Cimetière de l'Est de Montréal* is authorized to issue and give in payment of the purchase price bonds or debentures redeemable in ten years with interest at five per cent per annum, and secured by privilege of *baillieur de fonds* on the lands thus acquired. Such land may be used as a cemetery as soon as the bonds shall have been redeemed, which said bonds may be redeemed before maturity by the said *Cimetière de l'Est de Montréal*.

Disposal of proceeds of sale of lot.

**3.** The board of referees appointed by the act 6 George V, chapter 88, section 7, may dispose as they see fit of the proceeds of the sale by the said *fabrique* of that part of lot No. 42 described in section 1 of this act for settling the notes claimed from the *fabrique* and for the execution of its judgments if so required.

Sale of certain property authorized.

**4.** The *fabrique* of Saint-François d'Assise is hereby authorized to sell, exchange or alienate the remainder of the said immoveable No. 42, the sale of which has not been authorized by the act 6 George V, chapter 88, nor by section 1 of this act.

Proviso.

Provision repealed.

**5.** Section 1 of the act 2 George V, chapter 122, is repealed.

**6.** Subject to section 3 of this act, the *fabrique* may itself manage and administer directly the money coming from the sale of said lot No. 42, and shall employ the same in paying its debts. The surplus shall be invested according to the provisions of article 981<sup>o</sup> of the Civil Code. Disposal of proceeds of sale of lot.

**7.** The immovable now owned by the *fabrique* of Saint-François d'Assise, upon which the church, presbytery, and their dependencies are erected, and such buildings themselves, are declared to be hypothecated in favor of the heirs of the late Nicolas Desautels dit Lapointe, as security for the eventual rights which may accrue under the clauses of the will of the latter as regards any part of the said lot No. 42 already sold or which may hereafter be sold, and for such purpose the *fabrique* shall have this act registered and shall cause the said buildings to be insured. Certain property hypothecated.

**8.** The act 8 Edward VII, chapter 140, appointing trustees for the building of the church and sacristy in the parish of Saint-François d'Assise de la Longue-Pointe is repealed. s Ed. VII, c. 140, repealed.

**9.** *Le Cimetière de l'Est de Montréal* is authorized to keep registers of burial in accordance with the provisions of the Civil Code respecting acts of burial. Cemetery authorized to keep registers of burial.

**10.** The parish of Saint-François d'Assise de la Longue-Pointe shall hereafter be called "the parish of Saint-François d'Assise." Change of name.

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

## C H A P . 134

An Act respecting the parish of Saint Jean l'Évangéliste  
de Coaticooke

[Assented to 9th February, 1918]

**W**HEREAS P. Edmond Durocher, notary; Ernest C. Drolet, druggist; Isaie Giroux, butcher; Jean-Baptiste Durocher, custom house officer; H. Clovis Fontaine, trader; André Rousseau, custom house officer; Reverend Octave Martin, parish priest, all of the parish of Saint Jean l'Évangéliste of Coaticooke, have by their petition represented: Preamble.