

perties belonging to the said two testamentary successions legal and shall be legal and valid to all intents and purposes, as if all valid. necessary authorization in due course of law had been procured for each transaction.

4. The fees and costs in connection with the passing of this act, and the commissions and expenses connected with the sales, shall be charged to capital, and in equal parts to each of the said two testamentary estates and successions. Fees and costs to be charged to capital.

5. Any person who may hereafter be appointed to replace any of the curators to any one of the said several substitutions, shall have all the authority and powers of the curator or curators hereinabove named and in whose stead he or they may be appointed. Powers to apply to successors of those now in office.

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

C H A P . 140

An Act respecting the estate of the Honourable Charles Wilson

[Assented to 9th February, 1918]

WHEREAS the Honourable Sir Alexandre Lacoste, Preamble. advocate and King's Counsel; William Napoléon Moncel, accountant; Honourable Hormisdas Laporte, merchant; all three residing in the city and district of Montreal; Tancrède Bienvenu, bank manager, residing in the city of Westmount, and Paul Lacoste, advocate and King's Counsel, residing in the city of Outremont, all five in their capacity of testamentary executors and administrators of the estate of the late Honourable Charles Wilson, in his lifetime senator, and residing in the city and district of Montreal, have, by their petition, represented:

That they are now the testamentary executors and administrators of the estate of the late Honourable Charles Wilson;

That by his will dated the fifteenth of June, eighteen hundred and seventy-five, passed before Messrs. P. E. Normandeau and E. A. Panet, notaries public, and in virtue of the codicils to the said will: one made on the first day of December, eighteen hundred and seventy-six, before Messrs. Normandeau and Anthony Brogan, notaries public;

and the other dated the sixth of December, eighteen hundred and seventy-six, before Messrs. Normandeau and Alfred G. Isaacson, notaries, at Montreal, the said Honourable Charles Wilson bequeathed the revenue and usufruct of his property to his wife and to certain nephews and nieces of the testator, and that the ownership of the said property is substituted in favor of the children and grandchildren of the institutes, the whole as set forth in his said will and codicils;

That the said testamentary executors were appointed to administer the said property beyond a year and a day and until the full execution of the will, with power to alienate moveable and immoveable property and to invest the proceeds;

That it is doubtful, under the said will, whether the said testamentary executors have the power to borrow, hypothecate and pledge the moveable and immoveable property of the estate;

That in the course of their administration they have been obliged to borrow, in order to effect greater repairs, and for other purposes, and it is in the interest of the estate that such power to borrow, hypothecate and pledge the property of the estate be given to the said testamentary executors;

That on the 11th of December, 1916, by deed of sale passed before Robert H. Barron, N. P., the estate acquired from Paul Ogulnik certain immoveable property situated in the city of Montreal, for the sum of \$55,000, and as part of the price of sale assumed an obligation secured by hypothec upon the said immoveable for the sum of \$38,000, payable on the first of June, 1922;

That the estate possesses also a vacant lot on St. Lawrence Street in the city of Montreal, which at present returns no revenue and which cannot be disposed of to advantage; that it intends to erect a building on the said lot, and for that purpose it will be necessary to make a loan of about \$25,000;

Whereas it is expedient to grant the prayer of the petitioners;

Therefore His Majesty, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:

Executors
authorized
to borrow.

1. The testamentary executors and administrators of the estate of the Honourable Charles Wilson, and their successors in office, shall have power to borrow, by promissory notes or otherwise, for the hereinafter mentioned purposes, in their said capacity of testamentary executors

and administrators, and to bind the estate for the payment of such loans, in capital, interest and costs; the amount of the said loans shall not be more than the sum of \$83,000, to wit: firstly, \$38,000 to discharge the obligation assumed by the estate in the deed of sale from Paul Ogulnik, of the 11th of December, 1916, passed before Robert H. Barron, N. P.; and secondly, \$25,000 to erect a building on St. Lawrence Street in the city of Montreal; and thirdly, \$20,000 in one or more amounts to meet the greater repairs or such other contingencies where it may be necessary to borrow for the advantage and in the interest of the estate.

2. The said testamentary executors and administrators and their successors shall have the right to hypothecate and pledge, for the above purposes, all and every the said moveable and immoveable property of the said estate; and the hypothecs and pledges so given shall be valid against the legatees, whether they be institutes or substitutes under the said will and codicils.

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

Authorized to hypothecate property of estate.
Coming into force.

CHAP. 141

An Act respecting the estate of the late Eloi Ouimet

[Assented to 9th February, 1918]

WHEREAS the corporation of L'Assomption college, a body politic and corporate, having its place of business in the town of L'Assomption, district of Joliette, has, by its petition, represented:

That on the 20th February, 1916, Eloi Ouimet, farmer, of the parish of St. François de Sales, county of Laval, made his last will before Mr. Paul Arthur Séguin, notary, and two witnesses;

That, by his said will, the testator, after several particular legacies, bequeathed all his immoveable property to Miss Auxilda Watier, his sister-in-law, to whom he also bequeathed the enjoyment and usufruct of all the moneys he might leave at his death and the house and dependencies he might also have at the time of his death;

That the said testator appointed and instituted the said Miss Auxilda Watier his testamentary executrix, and extended that office beyond the year and a day for everything concerning the administration of the estate, dispensing her