

C H A P. 122

An Act respecting the building of a church and sacristy
in the parish of Saint Jacques de l'Achigan

[Assented to 22nd December, 1916]

WHEREAS the trustees of the parish of Saint Jacques de l'Achigan have by their petition represented: Preamble.

That on the 5th of March, 1915, His Lordship Monseigneur Guillaume Forbes, Bishop of Joliette; issued a decree, permitting the building of a new church and sacristy in the parish of Saint Jacques de l'Achigan;

That for the purpose of carrying out such decree, trustees were elected for the said parish in accordance with the provisions of articles 4323 and following of the Revised Statutes, 1909, and that their election was in due course of law confirmed by the commissioners for the civil erection of parishes in the diocese of Joliette;

That the parish of Saint Jacques de l'Achigan has reason to count upon a considerable development, and it is not just that the cost occasioned by the building of the said church and sacristy be imposed upon the present parishioners;

That in order to lighten the burden resulting from the assessments required for carrying out the said canonical decree, it is necessary to have a special act conferring powers and rights upon the trustees, more extensive than those recognized by the general law;

That the freehold inhabitants have approved the said petition;

That the plans and specifications of the said church and sacristy have been approved by His Lordship Monseigneur Guillaume Forbes, Bishop of Joliette;

Whereas the petitioners pray for an act for the aforesaid purposes, and it is expedient to grant such prayer;

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

1. To provide for the payment of the expenses occasion- Certain
ed in the building of a new church and a new sacristy in moneys to
the parish of St. Jacques de l'Achigan, *l'Œuvre et fabrique* be handed
of the said parish is authorized to remit to the trustees over to
any amount which may have been paid to them as indem- trustees.
nity for the loss by the burning of the former church and
sacristy, as well as any amounts which they may receive
as legacy or donation.

Oeuvre et fabrique to assist in payment of interest, &c.

2. *L'œuvre et fabrique* of the parish of Saint Jacques de l'Achigan is authorized to aid, with its moneys, the payment of the interest and repayment of the amounts borrowed by the trustees, provided that in no case shall such aid exceed the annual surplus of receipts over all the expenses of the said *fabrique*.

Annual assessment to be levied.

3. To pay the amount of the loan they are authorized to contract, the costs incurred for the negotiation of such loan and for the passing of this act, the salary of their secretary, and generally all expenses occasioned by the carrying out of the canonical decree authorizing them to build a church and sacristy in the said parish, the trustees may, during forty years if necessary, levy annually, by act of assessment upon all the immoveables of the said parish belonging to Roman Catholics, the amount required to pay the annuities or capital and interest becoming due during the course of the year, with, in addition, a sum not exceeding fifteen per cent to cover the costs and losses that may arise.

Basis of assessments.

4. The assessments imposed by the trustees shall be based on the valuation rolls then in force in the municipality, or in each of the municipalities comprised within the parish.

Valuation roll to be amended in certain case.

5. If the valuation roll in force in each of the municipalities forming part of the said parish, or any of them, cannot, in the opinion of the trustees, serve for an equitable apportionment among the Catholics of the various municipalities, the trustees shall, as the case may be, amend such valuation roll or rolls, or draw up one or more others regarding the taxable property of the said municipalities.

Contents of rolls.

6. The roll or rolls which the trustees shall have the right to make out or amend under section 5, shall state the serial numbers, names and surnames of the owners or occupants, the cadastral numbers, and the area and value of each immoveable.

Deposit of roll.

7. After having been made out or amended, such roll or rolls shall remain deposited for thirty days in the office of the trustees' secretary, and a public notice of such deposit shall be given in the manner prescribed for municipal notices, in each of the interested municipalities.

Notice.

Such notice shall state the day, place and hour at which complaints, if any, shall be taken into consideration by the trustees.

On the day and at the hour specified in the notice, the trustees shall take into consideration the verbal or written complaints made by any interested party against any valuation contained in the said roll or rolls, shall hear the parties and their witnesses, administer oaths and take cognizance of all evidence produced.

The trustees shall, at such sitting, correct in such manner as may appear to them just and equitable, any valuation which they may deem incorrect.

The roll or rolls so made or amended, examined and corrected, shall be signed by the trustees present, and, for the purpose of any assessment under this act, they shall come into force without any other formality, on the thirty-first day from the date at which they have been so signed by the trustees.

8. Any interested person may, within the thirty days preceding the coming into force of the assessment roll or rolls, signed by the trustees, appeal from the decision of the trustees to the commissioners for the civil erection of parishes for the diocese of Joliette.

9. The appeal shall have the effect of suspending the coming into force of the valuation roll, until the commissioners have given their decision.

10. The assessment roll shall itself state the amount at which each immoveable entered on such roll is assessed, with the name of the proprietor or occupant.

After having been signed by the trustees, it shall be deposited in the office of their secretary, and notice of such deposit, if not read from the pulpit at the parochial mass, shall be given in the manner and form prescribed for municipal notices in each of the municipalities interested.

The reading of such notice from the pulpit at the parochial mass shall relieve the trustees from any other publication.

11. The act of assessment shall not be submitted for homologation by the commissioners for the civil erection of parishes, and the assessments imposed shall become due and exigible one month after the publication of the notice given in accordance with the provisions of section 10.

Such assessment shall be payable at the office of the trustees' secretary, in one or more payments at the date or dates fixed.

- Interest. **12.** Interest at the rate of six per cent shall be due on every instalment not paid within thirty days from the time when it becomes due.
- Suit. After such thirty days, the trustees may sue for the recovery of the instalment due and exigible, in the manner indicated by article 4341 of the Revised Statutes, 1909.
- Insurance. **13.** Until they hand them over to the *fabrique*, the trustees may have the buildings they are authorized to build, insured against fire and accident for the amount of their insurable value.
- General powers. **14.** In addition to the powers specially granted them by this act, the trustees shall have all the rights, powers and privileges granted to corporations of trustees formed under the provisions of the Revised Statutes, 1909.
- Parish priest, &c., to supercede trustees. **15.** When the final account is rendered by the trustees, the parish priest and churchwardens in office shall be substituted to the trustees, and shall have all the rights, powers, privileges and obligations conferred upon the trustees by this act.
- Coming into force. **16.** This act shall come into force on the day of its sanction.

CHAP. 123

An Act respecting the estate of Pierre Edmond Paquette

[Assented to 22nd December, 1916]

Preamble.

WHEREAS Edmond Joseph Paquette, merchant; Romeo George Paquette, merchant; James Tellier, merchant, and John P. Brannen, physician, all four of the city and district of Montreal, and Dame Albina Carrière, of the city and district of Montreal, widow of the late Pierre Edmond Paquette, in his lifetime of the same place, merchant,—the said persons acting as testamentary executors of the estate of the said Pierre Edmond Paquette, have by their petition represented:

That errors have occurred in the printing of the English version of the act 3 George V, chapter 121, in sections 2 and 3 of the said act, in so far that the word "*grevés*" in the French text was wrongly translated by the word "substitutes," while it should have been translated by the word "institutes";