

C H A P . 1 1 3

An Act to ratify certain by-laws of the municipality of the village of St. Benoit Joseph Labre d'Amqui and to validate the loans they provide for.

[Assented to 5th March, 1915]

WHEREAS the corporation of St. Benoit Joseph Labre Preamble.
d'Amqui has by petition represented:

That by by-law dated the 21st May, 1912, its council ordered the establishment of a municipal system of waterworks within the limits of the municipality, and the borrowing of an amount of twenty thousand dollars to pay the cost of the same;

That the first plans of the said waterworks having been found insufficient to meet the needs of the locality, others were substituted therefor, and that its council, by by-law, dated the 7th of July, 1913, ordered the borrowing of a second amount of twenty thousand dollars to pay the cost of the necessary works;

That to complete the said works in such manner as to fully provide for the needs of the locality, it was necessary to spend an additional amount of seventeen thousand dollars;

That its council, by by-law dated the 22nd July, 1914, ordered the borrowing of such additional amount of seventeen thousand dollars, and at the same time an amount of five thousand dollars required for making, at the special request of all proprietors interested, permanent sidewalks in front of their property, they undertaking to pay a special tax to cover the interest and the sinking-fund of the latter sum, and also to have the work on the sidewalks done under the control of the corporation, solely for the purpose of assuring uniformity;

That the three by-laws were approved by a very great majority of the municipal electors qualified to vote, and that the first two were also approved by the Lieutenant-Governor in Council;

That the last of the said by-laws is contested before the courts because it is claimed that it ordered the borrowing of an amount which, added to the two others, would exceed that which the said corporation may legally borrow according to its valuation roll now in force;

That its valuation roll has always been made upon a basis of about one-half only of the real value of the taxable immoveables therein mentioned;

That it is impossible for it to remedy such irregularity now without the benefit of a special act, and if such special act is not passed in its favour, its ratepayers will suffer great damage;

That, in order to avoid the costs resulting from the issue and sale of debentures, the council of the said municipality contracted loans authorized by the first two aforesaid by-laws, on notarial obligations, and had to make an agreement with certain of the lenders that their capital would be reimbursable at the maturity of any instalment of interest, provided they gave a month's notice of their intention to ask for such reimbursement;

That, in the event of any such demand for reimbursement being made at a time when the available sinking-fund is not sufficient to meet the same, it is necessary that the said corporations be authorized to again borrow the amount required, for the balance of the term fixed by the said by-laws;

Whereas the said corporation has petitioned for the passing of a special act in its favour to ratify the said by-laws and loans contracted or to be contracted in virtue thereof; whereas its request is supported by an immense majority of the ratepayers and proprietors of immoveables of the said village, 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:

Certain loans ratified. **1.** The loans under by-laws of the corporation of the village of St. Benoit Joseph Labre d'Amqui, respectively dated the 21st May, 1912, the 7th of July, 1913, and the 22nd July, 1914, are ratified, confirmed and declared executory.

Certain other loans declared valid. **2.** The loans upon notarial obligations to the amount of forty thousand dollars, contracted under the first two of the aforesaid by-laws, are declared valid.

Sums that may be used for repayment of loans in certain case. **3.** If the reimbursement of any sum so borrowed is exacted by the creditors before the expiration of the term of twenty years from the date of such loan, the council of the said village may devote to such reimbursement the sum or sums then available out of the sinking-fund created under the said by-laws, and, if such sums are insufficient, it may again borrow for the balance of the period of twenty years the amount required for effecting or completing such reimbursement.

Corporation to pay certain costs. **4.** The said corporation shall pay the costs incurred in the contestation of the said by-law of the 22nd July, 1914,

and of the resolutions relating thereto, and which contestation is now pending before the courts.

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

C H A P . 1 1 4

An Act to confirm the titles to the immoveables Nos. 490 of the parish of Sault au Récollet, 2630 of the parish of St. Laurent, and to authorize the sale of lots Nos. 484 and 486 of the parish of Sault au Récollet, and 267 and 268 of the parish of St. Laurent.

[Assented to 5th March, 1915]

WHEREAS Dame Delphine Jasmin, of the city and district of Montreal, widow of the late Stanislas Bleignier, *dit* Jarry, in his lifetime of the parish of St. Laurent, farmer, has, by her petition, represented: that by deed of sale dated the 8th November, 1904, before Hercule Gohier, notary, practising in the city of Montreal, the petitioner personally acquired from Dame Delphine Jasmin, acting in her capacity of institute in the substitution created by her husband's will, and jointly with Stanislas Bleignier, *dit* Jarry, junior, acting in his capacity of curator to the said substitution, the following lots, to wit: lots Nos. 274 to 600, inclusive, 600*a* and 601 to 637, inclusive, of the official subdivision of lot No. 490 of the parish of Sault au Récollet; that by deed of sale dated the 10th November, 1904, before Mr. Hercule Gohier, notary, practising at Montreal, the petitioner personally purchased from Dame Delphine Jasmin, acting in her capacity of institute in the substitution created by her husband's will, and from Stanislas Bleignier *dit* Jarry, junior, acting in his capacity of curator to the said substitution, the following lots, to wit: Nos. 218 to 687, inclusive, of the official subdivision of the original lot No. 2630 of the official cadastre of the parish of St. Laurent; that since that date, out of the said lots comprised in the subdivisions above mentioned, the petitioner has sold a great many lots to several purchasers; that, since then, doubts have arisen as to the power of the said Dame Delphine Jasmin to purchase personally rights which she represented as institute; that, nevertheless, the said Dame Jasmin has paid the value of the said lots in cash, and bought them at their full value, after a valuation made by valuers appointed for the purpose, and, in order to remove such

Preamble.