

C H A P. 133

An Act to amend the act respecting the estate of the late
John Pratt

[Assented to 19th February, 1914]

WHEREAS A. Baron Lafrenière, of the town of Longueuil, in his capacity of tutor to his minor children issue of his marriage with the late Marie Mathilda Pratt; Charles L. Pratt, of the same place, gentleman; Alexander Pratt, of the same place, gentleman; Blanche P. Pratt, wife of Raoul Lebeau, merchant, duly authorized by her husband, of the city of Montreal; Georges Henri Bourdon, accountant, of the town of Lévis, in his capacity of tutor to his minor children issue of his marriage with the late Evéline Pratt; Muriel Emilie Pratt, of Montreal, wife separate as to property of Joseph Mauffette, veterinary surgeon, of the same place, duly authorized by her husband; George Pratt, gentleman, of the same place; John H. Pratt, gentleman, of the same place; Alice Lafrenière, of the town of Longueuil, wife of Alfred Lamarre, bank clerk of the same place, duly authorized by her husband; all heirs to the estate of the late John Pratt, have, by their petition, represented that it is in the interest of all the parties interested in the said estate that the act 1 Edward VII, chapter 94, as amended by the act 1 George V (1910), chapter 114, and the act 51-52 Victoria, chapter 127, as amended by the act 7 Edward VII, chapter 137, be amended;

Whereas the revenues of the estate justify such application;

And whereas it is expedient to grant the petitioners' prayer;

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

1. Section 1 of the act 1 Edward VII, chapter 94, as ^{1 Ed. VII,} replaced by section 1 of the act 1 George V (1st session), ^{ch. 94, s. 1,} chapter 114, is again replaced by the following:

"1. It shall be lawful for the testamentary executors and administrators of the estate of the late John Pratt, <sup>Certain pay-
ments au-
thorized.</sup> out of the surplus revenues of the estate over the expenditure (but including the accumulated or capitalized revenues), the charges and annual rents being first paid, to make, from time to time, as they may think proper, to any one of the grandchildren and in the event of the death of any of them leaving children, to any one of

the great-grandchildren of the testator, advances equal, except for reasonable cause, not exceeding the following amounts: to the grandchildren four thousand five hundred dollars per annum each, and to the great-grandchildren a like amount of four thousand five hundred dollars, per root, to be divided between them, and so there shall not be paid more than four thousand five hundred dollars in the course of a year to any one of the grandchildren, or to any of the great-grandchildren by roots. Every such sum so paid to any of them, as well as the interest thereon at a rate to be fixed by the testamentary executors, from time to time, but not to exceed three per cent per annum, capitalized each year, shall be charged to his or her share of the property of the said testator, and shall be counted and deducted when the partition of the property is made."

7 Ed. VII,
ch. 137, s. 4,
replaced.

2. Section 4 of the act 7 Edward VII, chapter 137, as replaced by the act 1 George V (1st session), chapter 114, is again replaced by the following:

Payments to
be alimentary
allowance.

4. The sum of four thousand five hundred dollars mentioned in section 1 of this act, shall be payable on the first of every month, beginning on the first day of January, 1914, and shall be in the nature of an alimentary allowance, and as such shall not be assignable nor liable to seizure."

1 Geo. V,
(1910), ch.
114, s. 3,
replaced.

Additional
payment
authorized.

3. Section 3 of the act 1 George V (1st session), chapter 114, is replaced by the following:

"**3.** The testamentary executors and administrators of the estate of the late John Pratt shall pay, out of the excess of the revenues over the expenses of the estate (but including the accumulated or capitalized revenues), but only after providing for the advances above mentioned, to each one of the testator's children: Charles Alfred Pratt, Evelina Marie Louise Pratt, Virginie Pratt, Aloysia Pratt, Frédéric Emile George Pratt and to Louis V. F. G. Perry, an additional sum of four thousand dollars per annum, beginning on the first day of January, 1914, but, in so far as the said Louis V. F. G. Perry is concerned, only until he attains the age of majority. Such sum shall be in the nature of an alimentary allowance, shall not be assignable nor liable to seizure, and shall cease to be paid at the death of each of the said children."

Alimentary
allowance.

51-52 Vict.,
ch. 127, s. 1,
replaced.

4. Section 1 of the act 51-52 Victoria, chapter 127, as replaced by section 3 of the act 7 Edward VII, chapter 137, is again replaced by the following:

"1. Each of the executors shall be paid, out of the revenues of the estate of the late John Pratt, for their services as administrators of said estate, a remuneration of one thousand dollars a year, to begin from the first day of January, 1914. Payment for executors.

5. The estate of the late John Pratt shall pay the costs and disbursements incurred for the passing of this act. Estate to pay costs of this act.

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

CHAP. 134

An Act to authorize the sale of certain immoveables substituted by Alpheus Kimpton and his wife.

[Assented to 19th February, 1914]

WHEREAS Alpheus Kimpton, burgess, Harold A. G. Kimpton, clerk, and Anthime Filion, farmer, all three of Ste. Thérèse de Blainville, county of Terrebonne, have, by their petition, represented. Preamble.

That Alpheus Kimpton and Liletta Lenay, his wife, in their lifetime of Ste. Thérèse de Blainville, district of Terrebonne, gave to their son, John Kimpton, with substitution in favor of his children and descendants, by deed of gift before Mr. A. Séguin, notary, dated the 28th December, 1864, and registered at the registry office of the county of Terrebonne, under the No. 13,699, the following immoveables to wit:

a. A lot of land situate in the parish of Ste. Thérèse de Blainville, known on the official plan and book of reference of the said parish under the number 11, with a house and other buildings thereon erected;

b. A wood lot situated in Coteau St. Louis, in the said parish of Ste. Thérèse de Blainville, known and designated on the official plan and book of reference under No. 409;

c. The undivided half in common with A. E. Garth, of an island situated on the Rivière Jésus, in the said parish of Ste. Thérèse de Blainville, known under the name of "Belle Isle", and designated on the said official plan and book of reference under the number 923;

That the said John Kimpton died, leaving as institutes in the said substitution, a son Alpheus Kimpton, burgess, of Ste. Thérèse de Blainville, who himself has a son, namely,