

C H A P. 137

An Act to confirm the titles to the immoveable No. 28 of the cadastre of the parish of St. Antoine de Longueuil.

[Assented to 19th February, 1914]

Preamble.

WHEREAS Arsène Aubertin, farmer, of the parish of St. Antoine de Longueuil, has, by his petition, represented:

That on the 14th November, 1904, by deed of sale before L. J. E. Brais, notary, Dame Agnes Houliston, of the parish of Longueuil, wife duly separated as to property by judicial authority from Marcellus Gilmore Edson, formerly druggist, and now gentleman, of the said parish, and the latter authorizing his said wife, acting both personally and in her capacity of sole institute in the substitution created by the solemn will of the late John Houliston, senior, in his lifetime of the city of Three Rivers, gentleman, and in her capacity of special attorney of her son Ivan Arthur Edson, residing in the city and county of Spokane, in the State of Washington, one of the United States of America, one of the substitutes in the said substitution, and Herbert W. Edson, engraver, John Mercil Edson, farmer, and Dorothea Edson, spinster, all of Longueuil aforesaid, the three other substitutes in the said substitution, sold and transferred finally, with joint and several warranty, with full renunciation to the benefit of division and with immediate possession, to Dame Odile Dubuc, of the parish of Longueuil, widow of the late Toussaint Aubertin, senior, in his life-time, farmer, of the said parish of Longueuil, a lot of land situate in the parish of St. Antoine de Longueuil in the concession of the Bas du Fleuve, containing three arpents and three perches in front by twenty arpents in depth, and thence decreasing to three arpents and two perches in width, by another depth of twenty arpents; forming a depth of forty arpents, and the lot of land being known as No. 28 of the official plan and book of reference of the said parish of St. Antoine de Longueuil; bounded in front by the river St. Lawrence, in rear by the Chemin du Lac (with the exception of that portion of the said lot sold to the Montreal and Sorel Railway Company by one John Milne Browning, by deed before G. R. W. Kitson, notary, on the 3rd March, 1882, being fifty feet wide and running across the whole width of the said lot) on which lot are erected a two-storey wooden house, a one-storey stone

house for the farmer, three barns, stables, sheds and other buildings;

That the said vendors declared in the deed of sale that the said Ivan Arthur Edson, Arthur W. Edson, John Mercil Edson and Dorothy Edson were all of the age of majority and the only children of the said Dame Agnes Houliston, and the only substitutes in the substitution created by the will of the late John Houliston, senior, and declared that they consented to the sale, and finally alienated the said immoveable there and then;

That the price of the said sale was paid in cash by the purchasers, and the said substitutes consented that it be employed to the advantage and benefit of the substitutes in such manner as the said institute might deem advisable, and they then gave the purchaser a quittance;

That, on the 21st June, 1911, by deed of gift before L. J. E. Brais, notary, the said Dame Odile Dubuc gave as a gift *inter vivos* and by transfer the immoveable above mentioned with the vendor's guarantee, to her son, the petitioner;

That since then certain doubts have arisen as to the right of the said Agnes Houliston, Ivan Arthur Edson, Arthur W. Edson, John Mercil Edson and Dorothy Edson to dispose of the said property, and in order to remove such doubts—seeing that the property is to be subdivided into building lots and sold to more than one purchaser—it is important that the said sale be ratified and declared valid;

Whereas the said Arsène Aubertin has prayed, by his petition, that it be so ratified and declared valid;

Whereas 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. The deed of sale of lot No. 28 of the cadastre of the parish of St. Antoine de Longueuil, by Agnes Houliston, Ivan Arthur Edson, Arthur W. Edson, John Mercil Edson and Dorothea Edson, acting as institute and substitutes in the substitution created by the late John Houliston, by his will dated the 8th May, 1883, the said deed of sale having been passed before L. J. E. Brais, notary, on the 14th November, 1904, is ratified and declared valid and binding both as regards the purchasers and as regards the institutes and the substitutes in the said substitution; provided the said Arsène Aubertin or his legal representatives be bound to give security to the curator to the substitution to the extent of the purchase price of the said property, to wit, twelve thousand dollars (\$12,000), to

Deed of sale
ratified.

Proviso.

the satisfaction of a judge of the Superior Court of the district of Montreal, in favor of those of the grand-children who shall be substitutes at the time of the death of Dame Agnes Houliston, to secure the share of the money to which they would have a right at that time, in the same manner as though the property had been sold in a regular way and the said amount had been invested in accordance with the provisions of article 953a of the Civil Code. This security shall automatically cease at the death of the said Agnes Houliston, if the substitutes are then the same as signed the deed of sale of the fourteenth of November, 1904, hereby ratified, or if one of them shall have died leaving children who accept his succession; but it shall be executed as above, in favor of the grand-children who become substitutes and renounce the succession of their father or mother, as the case may be.

Coming into force. **2.** This act shall come into force on the day of its sanction.

C H A P. 138

An Act to ratify certain plans mentioned in by-law No. 8, adopted by the council of the town of Longue Pointe on the 10th February, 1908.

[Assented to 19th February, 1914]

Preamble. **W**HEREAS Raoul Lacroix, of the city and district of Montreal, has, by petition, represented:

That by resolution of the council of the former municipality of the town of Longue Pointe, he had been appointed engineer of the said municipality, jointly with Mr. Pierre Piché; that previous to the 10th of February, 1908, the said Messrs. Lacroix and Piché under the immediate inspection of Mr. L. J. Demers, land-surveyor, had both made and prepared the index-plan of the whole territory of the said municipality; that by by-law No. 8, adopted on the 10th February, 1908, the council of the said town of Longue Pointe adopted the index-plan, and ordered two duplicates to be made thereof, as well as two series of detailed plans, which was done subsequently by Mr. W. E. Boucher, land-surveyor; that the said plan was homologated by the court; that one duplicate thereof was deposited in the office of the prothonotary of the Superior Court, at Montreal, and another among the archives of the corporation, the whole in accordance with articles 387 and 388 of the Cities' and Towns' Act, 1903; that since the annexation of the said