

C H A P . 122

An Act respecting the succession of the late John Morris Henry Robertson.

[Assented to 21st December, 1912]

Preamble.

WHEREAS James Ainslee Robertson, Alexander Ainslee Robertson, merchants, and Dame Charlotte Talbot McAllen, widow of the late John Morris Henry Robertson, in their capacity of testamentary executors of the late John Morris Henry Robertson, in his lifetime manufacturer of the city of Montreal and the said Dame Charlotte Talbot McAllen in her capacity of tutrix to her minor children: Muriel Grace Robertson, James Alexander Morris Robertson and John Morris Henry Robertson, of Montreal, the only children issue of the marriage of the late John Morris Henry Robertson with the said Dame Charlotte Talbot McAllen, have by their petition represented:

That by his will made at Montreal before Ernest R. Décary and his colleague, notaries, on the 26th October 1905, the said late John Morris Henry Robertson, after giving certain particular legacies, bequeathed to the children issue of his marriage with the said Dame, the residue of all his moveable and immoveable property with full ownership; appointed the said James Ainslee Robertson, Alexander Ainslee Robertson and Dame Charlotte Talbot McAllen his testamentary executors with power to act beyond the year and day, and until the final execution of his will; ordered that the partition of the property of his succession should take place only when all his children should have attained the full age of majority and that, until each of his children had attained majority, his estate should pay each of them an annual rent of five hundred dollars for their subsistence and education according to their condition;

That the said John Morris Henry Robertson died on the 7th November 1910, leaving three children as his legatees of the full ownership of his property, under the terms of his will, namely: the said Muriel Grace Robertson, James Alexander Morris Robertson and John Morris Henry Robertson;

That, between the date of the signing of the will above mentioned and that of the testator's death, the latter's business prospered and his fortune increased;

That from his death to this date, the property and revenues of the succession have increased considerably;

That the ages of the children of the late John Morris Henry Robertson are respectively as follows: Muriel Grace, eighteen years; James Alexander Morris, sixteen years and John Morris Henry, six years;

That the rent bequeathed them by the testator is not sufficient to allow them to be educated according to their condition;

That the increased revenues of the succession of the said late John Morris Henry Robertson allow of the testamentary executors increasing, by seven hundred and fifty dollars, the yearly rent payable to Muriel Grace and James Alexander Morris Robertson under the terms of the will of the said late John Morris Henry Robertson until each of them attainss the age of majority, and to increase, by five hundred dollars, the yearly rent payable to John Morris Henry Roberston under the terms of the will of the said late John Morris Henry Robertson until he has attained the age of fifteen years when the said testamentary executors may increase, by two hundred and fifty dollars per annum, the said rent so already increased, until he attains the age of majority;

That the said testamentary executors are of the opinion that such increase in the yearly rent is reasonable under the circumstances and that they have no objection and consider themselves justifiable in consenting to the payment of such increase in the yearly rent payable to each of the children of the said late John Morris Henry Robertson;

Whereas it is expedient to grant their 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 said testamentary executors of the said late John Morris Henry Robertson are authorized, from the 7th November 1912 and provided the revenues of the estate after payment of all expenses permit of the same:

Certain executors authorized to increase certain allowances.

a. To increase, by seven hundred and fifty dollars per annum, the yearly rent now payable to Muriel Grace Robertson and James Alexander Morris Robertson, under the will of the said late John Morris Henry Robertson made before E. R. Décary, and his colleague, notaries, on the 26th October 1905, until each of them has attained the age of majority;

b. And to increase, by five hundred dollars per annum, the rent now payable to John Morris Henry Robertson under the said will, until he attains the age of fifteen years when the said testamentary executors may increase, by two hundred and fifty dollars per annum, the said rent so already increased, until he attains the age of majorit

The aforesaid beneficiaries being all three children of the said late John Morris Henry Robertson.

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

Coming into force.