

C H A P . 1 3 5

An Act to authorize the sale by Sir Henri Elzéar Taschereau of his rights to the constituted seigniorial rents and the capital of the same in portions of the seigniories of Joliette, Ste. Marie northeast, Ste. Marie southwest and St. Joseph northeast, in the district of Beauce and of all his rights in the said seigniories.

[Assented to 24th March, 1911]

Preamble.

WHEREAS the Right Honorable Sir Henri Elzéar Taschereau of the city of Ottawa, retired chief justice of Canada and member of the Privy Council of Great Britain has, by his petition, represented :

That he claims to be sole owner, as hereinafter explained, and in possession according to law of the constituted seigniorial rents and of the right to the capital thereof under the statutes respecting the abolition of seigniorial tenure in the portions of the seigniories of Joliette, Ste. Marie northeast, Ste. Marie southwest, and St. Joseph northeast, belonging to the late Pierre Elzéar Taschereau, his father, the cadastres whereof, under the numbers 45, 47, 48 and 49 have been duly deposited in the office of the prothonotary of the Superior Court in Quebec, as stated in a notice published in accordance with the statute, in the *Official Gazette* of the 18th July 1863, and that he alone has the right to receive the capital and grant discharges thereof to the *censitaires* ;

That, although it appears by the will of the late Pierre Elzéar Taschereau, dated the 14th March, 1845, that the said testator intended to make his children, the legatees of the said portions of seigniories, institutes in a substitution in favour of his grandchildren, nevertheless such substitution, in the opinion of the petitioner, lapsed through default to file any opposition to the cadastres of the said seigniories within the six months following the notice of deposit of the cadastres thereof and that the said Sir Henri Elzéar Taschereau has thereby become the absolute owner of the said portions of seigniories and alone has a valid title to the constituted rents and capital thereof as established by the aforesaid cadastres ;

That the petitioner is now the sole survivor of the children of the said late Pierre Elzéar Taschereau ;

That while believing that he has the right to sell and give perfect titles, the petitioner prays, both in his own interest and in that of his children, in order to obviate all objection and remove all doubts on the subject, that an act be passed authorizing him to sell the said unredeemed rents in the said portions of seigniories and all his rights to the capital of such rents the

partition whereof among the institutes at the opening of the substitution, would be expensive and difficult and greatly diminish the value thereof;

Whereas, however, desiring to respect the wishes of his late father, in so far as is in his power under the circumstances, the said Sir Henri Elzéar Taschereau consents to leave the capital arising from any such sale in the hands of the sequestrator of the said substituted property, appointed in pursuance of a deed of agreement between the interested parties, passed at Quebec on the 22nd day of May 1905, before Mr. L. P. Sirois, notary, the said capital to be held by the said sequestrator in his said quality on the same terms and conditions as the capital of the said constituted rents of the *censitaires* are held by him in virtue of the said deed.

Whereas there has been no opposition to the passing of this act on the part of those who might consider themselves as substitutes;

Whereas it is expedient to grant the prayer of the said petition;

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 Sir Henri Elzéar Taschereau is authorized to sell and alienate for all lawful purposes the said unredeemed rents and the capital thereof in the said parts of seigniories hereinabove described, and all the rights therein derived from the said will; the price of the sale to be paid by the purchaser to the said sequestrator who is authorized to give a good discharge thereof in full, and to discharge the purchaser therefrom to all intents and purposes.

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

Coming into force.

CHAP. 136

An Act respecting a deed of sale by Ferdinand Turgeon, *ès qualité*, to Israel Montreuil and others.

[Assented to 24th March, 1911]

WHEREAS Ferdinand Turgeon, accountant, of the town of Levis; Israel Montreuil, Joseph Simard and Joseph Napoléon Beaumont, all three traders of the city of Quebec, doing business together under the name of "The Dominion Fish and Fruit Company", have, by their petition, represented:

That on the 21st November, 1906, the said Ferdinand Tur-

Preamble.